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Decision No. 59440

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of	)	
BUENA VISTA CANAL, INC., a corpora-	)	
tion, for an order authorizing an	)	
interim rate for delivery of natural	)	Application No. 41065
flow water during the calendar year	)	
1959 in accordance with the proposals	)	
herein set forth.	)	

OPINION AND ORDER  
EXTENDING EFFECTIVE DATE OF INTERIM RATE  
AUTHORIZED BY DECISION NO. 58588

In Decision No. 58588 dated June 16, 1959, in the above-entitled application, the Commission authorized Buena Vista Canal, Inc., a California corporation, to file Schedule No. 3MNX which sets forth a rate of \$2.00 per acre-foot of irrigation water applicable to deliveries from the natural flow of Kern River, which schedule was to be effective only for the balance of the year 1959.

In the meantime, on August 17, 1959, applicant filed Application No. 41402 for a general increase in rates. This application is now being processed and it is apparent that decision thereon will not be rendered until after the lapse of several months in 1960.

In order to prevent the expiration of the interim rate at the end of the calendar year 1959, with the resulting reversion to applicant's former and lower rate authorized in 1937, by its petition filed December 18, 1959, applicant now requests that the effective period of the interim rate be extended until such time as a permanent rate is authorized in response to the general rate increase application.

Applicant refers to and incorporates all of the financial reports set forth in its interim and general rate increase applications as though fully set forth in its petition. In addition, attached to the petition as Exhibit A is a profit and loss statement for the calendar year 1959 covering applicant's operations for the calendar year 1959 based on ten months' actual and two months' estimated revenues and expenses. The said statement shows revenues of \$5,585 and operating expenses of \$19,058 (including depreciation expense of \$2,400), with a resulting operating loss of \$13,473. Applicant estimates that its total revenues for 1960, including those obtainable at the current interim rate, will be substantially less than its operating expenses and depreciation.

Applicant has clearly shown that earnings from present rates have been deficient and that earnings for the year 1960 will not be excessive with the said interim rate continued in effect.

The Commission finds that the interim rate authorized by Decision No. 58588 is reasonable and that its application to deliveries of water from the natural flow of the Kern River during the year 1960 is justified until modified by further order of the Commission.

The Commission having considered applicant's petition and being of the opinion that a public hearing is not necessary; therefore,

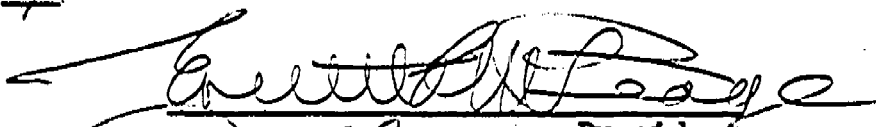


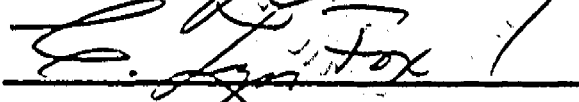
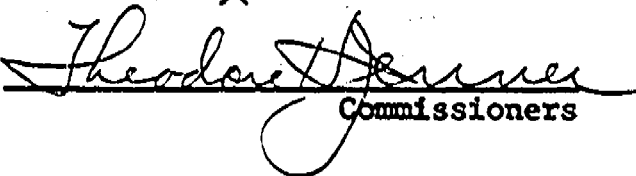
IT IS HEREBY ORDERED that Buena Vista Canal, Inc., a California corporation, is authorized to file in quadruplicate with this Commission after the effective date of this order in conformity

with General Order No. 96, the temporary rate schedule attached to this order as Appendix A and, upon not less than one day's notice to this Commission and to the public, to make said rate effective for service rendered on and after January 1, 1960.

Since applicant has asked that the interim rate be continued in effect without interruption and it does not appear that the public interest will thereby be adversely affected,

IT IS FURTHER ORDERED that the effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 29th day of December, 1959.

  
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President  
  
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Commissioners

APPENDIX A

Schedule No. 3MNX

TEMPORARY MEASURED IRRIGATION SERVICE - NATURAL STREAM FLOW

APPLICABILITY

Applicable to deliveries of water from the natural flow of the Kern River.

TERRITORY

The area served by the company's canal system southwesterly of, and adjacent to, the City of Bakersfield, Kern County.

RATE

Per Acre-Foot

For irrigation water, when available, from the natural flow of Kern River .....	\$2.00
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SPECIAL CONDITIONS

1. This schedule will be effective only for the 1960 irrigation season and will thereafter be withdrawn.
2. Applications for water under this schedule shall be made in accordance with the effective rules on file as part of these tariff schedules.