

Decision No. 61158**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
H. K. BERESFORD and CATHERINE BERESFORD,)	
for authority to increase rates for)	Application No. 41833
water service rendered within the)	Petition for Modification
service area of applicants.)	of Order

ORDER ON PETITION FOR MODIFICATION

On October 24, 1960, H. K. Beresford and Catherine Beresford, his wife, doing business as Mineral Water System, filed a petition in the above-entitled matter for modification of ordering Paragraph 5 of Decision No. 60416, dated July 12, 1960, in Application No. 41833.

Decision No. 60416 ordered applicants, among other things, to install a meter or meters to measure the water delivered to the group of business enterprises presently owned by applicants, and to determine charges at the metered service schedule for the quantities of water so delivered.

In their petition for modification applicants claim that it would be impractical, unnecessary and unduly expensive to install a meter or meters for this purpose. They request that the Commission modify its former order so as to waive the requirement for this installation.

From a further review of this matter, it appears that applicants would encounter difficulties if they were to install and maintain a meter or meters as ordered. Applicants' position in this matter is set forth in a letter dated October 21, 1960, from applicants' counsel to the Commission, which is hereby made a part of the record in this matter as Exhibit No. 1. We are cognizant of

applicants' problems, and therefore, will modify the order at issue. Such modification will not materially affect the rate base adopted in Decision No. 60416 nor the estimated rate of return found reasonable in said decision, and we so find.

The subject meter rates authorized in Decision No. 60416 were designed to produce approximately \$180 of revenues annually from the business enterprises of applicants. We find that this amount is not discriminatory as compared to charges payable by other customers of this water system provided that the number of units served within these enterprises remains constant. Any increase or decrease in the number of units served should result in a proportional increase or decrease in this annual charge.

We will enter our order in accordance with the foregoing findings and conclusions. In our opinion, and we so find, the special flat rate charge herein authorized is reasonably required for the purpose specified herein. The Commission having considered the petition for modification filed in this proceeding and being of the opinion that a public hearing is not necessary and that the petition should be granted, only to the extent herein provided; therefore,

IT IS HEREBY ORDERED:

1. That Paragraph 5 of the order in said Decision No. 60416, dated July 12, 1960, be and it hereby is, modified so as to read as follows:

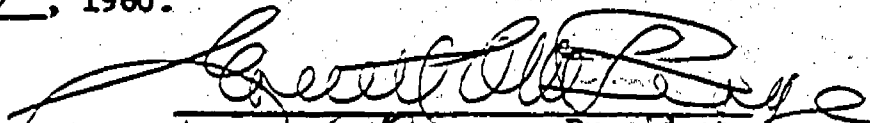
"On or before January 1, 1961, applicants shall furnish to the Commission in writing an itemized list of the applicants' business and personal properties served from the Mineral Water System as of August 16, 1960. Said list shall indicate the number of units in each of these properties, including the number of motel units, the number of trailer or camping spaces, the number of stores, and the number of any other such units."

2. That applicants are authorized and directed to file in quadruplicate with this Commission after the effective date of this order, in conformity with General Order No. 96, the schedule of rates attached to this order as Appendix A and, upon not less than five days' notice to this Commission and to the public, to make said schedule effective for water service rendered on and after January 1, 1961.

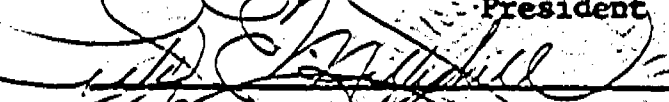
3. That except as modified herein, the order in Decision No. 60416 shall remain in full force and effect.


4. That this order shall become effective on the date hereof.

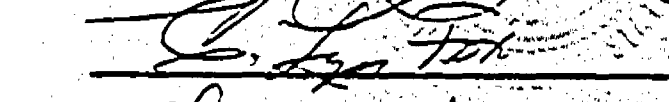
Dated at San Francisco, California, this 13th day of December, 1960.




 President









 Commissioners

APPENDIX A

Schedule No. 9FL

SPECIAL FLAT RATE SERVICE

APPLICABILITY

Applicable to all water service furnished to business enterprises and private residence of H. K. Beresford and Catherine Beresford or their successors in interest.

TERRITORY

The unincorporated area known as Mineral Camp Site, in the community of Mineral, Tehama County.

RATE

Per Year

For the number of business and residential units existing on August 16, 1960	\$180.00
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SPECIAL CONDITIONS

1. This schedule will be revised and refiled with the Public Utilities Commission within thirty days after any change, subsequent to August 16, 1960, in the number of units served. Such revision will reflect an equitable increase or decrease in charge, as appropriate.

2. The foregoing rate applies to service during the 12-month period commencing January first. The utility, at its option, may bill for this service on a monthly basis in the amount of one-twelfth of the annual charge.