

Decision No. 61953**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 MRS. BRUCE R. PURVIANCE, dba LINDEN)
 WATER SERVICE for a Certificate of)
 Public Convenience and Necessity.)

Application No. 42126
 (Amended)

O P I N I O N

Applicant, Mrs. Bruce R. Purviance, doing business as Linden Water Service, seeks a certificate of public convenience and necessity to operate a public utility water system and to establish rates therefor. The requested service area is located in and about the community of Linden in San Joaquin County.

This application was conditionally accepted for filing on April 7, 1960, with the proviso that the applicant file an amendment to correct certain deficiencies so that the application would meet the requirements of the Commission's Rules of Procedure. The required amendment was filed on December 29, 1960, and an appropriate affidavit of service of the amendment on interested parties was filed on January 5, 1961.

The application as amended avers that: since about 1940, the Purviance family have been furnishing water service to residents and commercial establishments in the community of Linden, located about twelve (12) miles east of the City of Stockton in San Joaquin County. During World War II certain materials, particularly well casings, were difficult to obtain and about that time a lowering of the general water table occurred, both of which caused residents who were operating their own private wells to suffer a water shortage. A surplus of water was available from the Purviance well.

and a number of neighbors requested permission to connect their homes to the Purviance well and pump. This service was furnished as an accommodation to neighbors and continued until 1948 when twenty-two (22) properties were receiving water service from individually owned pipelines. Subsequently, the small pipelines were replaced by larger lines installed by and at the expense of the Purviance's. The number of customers increased rapidly through the years 1949 and 1950 and has continued to increase at a relatively slower rate until presently the number of customers is about one hundred ten (110); at the present time the water supply is from three wells equipped with deep well turbine pumps; all future facilities are to be designed and constructed in accordance with General Order No. 103; there are fire hydrants throughout the distribution system; there are presently applications from two developers for extension of water service to tracts to be built within the requested service area; no county franchises are necessary for the operation of the system and the water supply meets the requirements of the State Department of Public Health.

The application contains a schedule of proposed rates which are the same as the rates now being charged. However, the applicant has also filed with this Commission Application No. 43145 which seeks an increase in rates from those set forth in the application.

No protests regarding this matter have been received by this Commission.

The Commission has given consideration to this matter and finds that a public hearing is not necessary. The Commission finds that public convenience and necessity require the construction and operation of a public utility water system in the area requested. The Commission further finds that the permanent rates which applicant

should be authorized to charge should be determined in a proper proceeding after a full investigation by this Commission, but that, except for the ambiguity in charges for residences on larger than 10,000 square foot lots, the rates proposed in this application are just and reasonable until a determination of permanent rates is made.

The certificate of public convenience and necessity issued herein is subject to the following provision of law:

That the Commission shall have no power to authorize the capitalization of this certificate of public convenience and necessity or the right to own, operate, or enjoy such certificate of public convenience and necessity in excess of the amount (exclusive of any tax or annual charge) actually paid to the State as the consideration for the issuance of such certificate of public convenience and necessity or right.

O R D E R

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be, and it is, granted to Mrs. Bruce R. Purviance to construct and operate a public utility water system near Linden, San Joaquin County more particularly delineated upon Exhibit "B" attached to the amendment to Application No. 42126 and made a part hereof.

IT IS FURTHER ORDERED that:

1. Applicant is authorized and directed to file, within thirty days after the effective date of this order, the rates set forth in Appendix A attached to this order, together with rules and a tariff service area map acceptable to this Commission and in accordance with the requirements of General Order No. 96. Such rates, rules and tariff service area map shall become effective upon five days' notice to this Commission and to the public after filing as hereinabove provided.

2. Applicant shall file, within thirty days after the effective date of this order, four copies of a comprehensive map, drawn to an indicated scale not smaller than 300 feet to the inch, delineating by appropriate markings the tract of land and territory served; the principal water production, storage and distribution facilities; and the location of the various water system properties of applicant.

3. Applicant shall determine the accruals for depreciation by dividing the original cost of the utility plant less estimated future net salvage less depreciation reserve by the estimated remaining life of the plant. Applicant shall review the accruals as of January 1, 1962 and thereafter when major changes in utility plant composition occur and at intervals of not more than five years. Results of these reviews shall be submitted to this Commission.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 9th day of May, 1961.

Carroll Page
President
Ed. J. Mitchell
E. J. Fox
George G. Fowler
Frederick B. Hallock
Commissioners

APPENDIX A
Page 1 of 2

Schedule No. 2

GENERAL FLAT RATE SERVICEAPPLICABILITY

Applicable to all water service furnished on a flat rate basis.

TERRITORY

The unincorporated community of Linden, and vicinity, San Joaquin County.

RATES

	<u>Per Service Connection</u> <u>Per Month</u>
1. For each single-family residence, including premises having an area of:	
10,000 square feet or less	\$ 4.00
Over 10,000 square feet	5.00
2. For each cabin, apartment, cafe or beauty shop	2.00
3. For each service station, cemetery, garage, or apartment combined with shop	4.00
4. For each residence combined with doctor's office, service station or cleaning establishment	6.00
5. For each residence combined with business not otherwise specified	6.66
6. California Packing Corporation	2.00
7. Trucking Company	2.00
8. Lions Club	4.00
9. Weeks Welding	4.00

(Continued)

APPENDIX A
Page 2 of 2

Schedule No. 2

GENERAL FLAT RATE SERVICE (Contd.)RATES

	<u>Per Service Connection</u> <u>Per Month</u>
10. Chemical Company	\$ 4.00
11. Bank	5.00
12. Linden-Peters Fire District	5.33
13. Linden Fraternal Assoc.	6.66
14. Stockton District Kidney Bean Growers	6.66
15. Group of stores and apartments	13.33
16. Linden Walnut Assoc.	13.33
17. Linden Elementary School	15.00