

ORIGINAL

Decision No. 63254

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
STATE WATER COMPANY and CONEJO VALLEY
WATER COMPANY, both California cor-
porations, for a Certificate of
Public Convenience and Necessity
authorizing applicants, or either of
them, to furnish water service in
the vicinity of Thousand Oaks,
Ventura County, California, and
other matters related thereto.

Application No. 43124
(Petition to Vacate Stay of
Decision No. 62474 and for
Interim Order re Tract
No. 1244-1.)

INTERIM OPINION AND ORDER

By petition filed December 29, 1961, applicants request (1) an order of the Commission vacating the partial stay of Decision No. 62474 as provided for in Decision No. 62537, dated September 11, 1961, and Decision No. 62608, dated September 25, 1961, and as affirmed in the "Order Granting Rehearing" herein, dated December 5, 1961; and (2) an interim order authorizing applicants to collect filed tariff rates for water service to Tract No. 1244-1 pending further order of the Commission.

By the aforementioned Decisions Nos. 62537 and 62608 the only portion of Decision No. 62474 which has been stayed is the granting of a certificate to serve Tract No. 1244-1.

In support of their petition applicants allege that prior to August 25, 1961, 114 residences had been completed in Tract No. 1244-1, and water service had been and was being extended thereto by State Water Company; that at all times since August 25, 1961, applicants have continued and still continue to render water

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service to the residents of said Tract No. 1244-1 from the combined water systems of applicants which have been interconnected; and that no charge for said water service has been or is being made.

Applicants further allege that the rendition of gratuitous water service to the residents of said Tract No. 1244-1 has resulted and will continue to result in great financial hardship upon applicants as the revenues from such service at filed tariff rates would have aggregated and will continue to aggregate approximately \$1,000 per month. It is applicants' proposal to charge the tariff rates that Conejo Valley Water Company has on file with the Commission, and by reason of the urgency of the situation request that this petition be granted by ex parte order effective as of October 1, 1961, or such other date as the Commission deems proper, but in no event later than the date of the issuance of such order.

As was stated in the Order Granting Rehearing, dated December 5, 1961, it appears to the Commission that applicants may not now have sufficient supplies of potable water to serve adequately the areas to which they were certificated by Decision No. 62474.

Under these circumstances the Commission finds that it would not be in the public interest at this time to grant a further certificate to applicants without the hearing contemplated by the Order Granting Rehearing and therefore will deny applicants' request for a vacating of the partial stay of Decision No. 62474. However, the Commission finds that the residents in Tract No. 1244-1 require water service; that they are now being served by applicants; and that at the present time no other water service

agency has the facilities installed to service these residents, and therefore, until further order of the Commission, applicants will be authorized to render temporary emergency water service to the residents in Tract No. 1244-1 at the filed tariff rates of the Conejo Valley Water Company for service rendered on and after the effective date of the order issued herein. The granting of authority to render such temporary emergency service will be on the condition that such authority will in no way prejudice the final disposition of this application. ✓
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IT IS HEREBY ORDERED as follows:

1. State Water Company and Conejo Valley Water Company's petition for an order vacating the partial stay of Decision No. 62474 is denied.

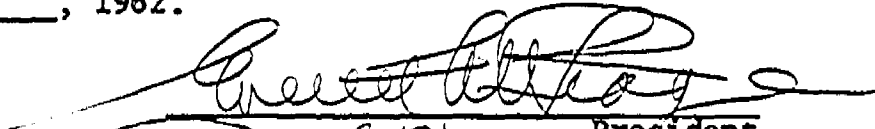
2. Until further order of the Commission, State Water Company and Conejo Valley Water Company are granted authority to render temporary emergency water service to the residents in Tract No. 1244-1, and to charge for such service the filed tariff rates of Conejo Valley Water Company, such charges to be made effective for service rendered on and after the effective date of the order issued herein.

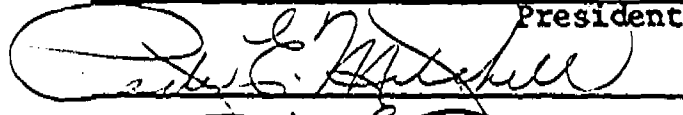
3. Within ten days after the effective date hereof, applicants shall file with this Commission a written statement consenting to the condition that the granting of authority ✓
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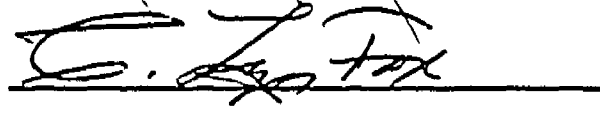
to render temporary emergency service, as conferred herein, will in no way prejudice final disposition of this application.

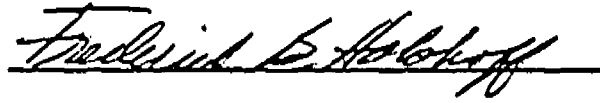
The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 13th day of FEBRUARY, 1962.



President






Commissioners

Commissioner George G. Grover, being necessarily absent, did not participate in the disposition of this proceeding.