

Decision No. 71623

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of The River Island Water Co. (a California Corporation) for a certificate of public convenience and necessity to operate a public utility system (water) in and adjacent to the area of Tulare County Tract 389, Tulare County; and to establish rates for the service of water therefrom.

Application No. 45847

In the Matter of the Application of River Island Water Company (a California Corporation) for relief from ordering paragraph 2 of Decision No. 67264.

Application No. 48719
(Filed August 18, 1966)

OPINION AND ORDER

Decision No. 67264 dated May 26, 1964, in Application No. 45847, granted applicant River Island Water Company a certificate to construct a water system to serve Tract No. 389 and two adjacent parcels of land in Tulare County, near Springville. The order in Decision No. 67264 included, among other things, the following restrictions and requirements:

- "2. Applicant shall not extend or furnish water service outside its certificated area boundaries without authority first having been obtained by further order of this Commission."
- "7. When the number of customers reaches 10, or within three years after the effective date of this order, whichever is earlier, applicant shall have installed facilities, including a storage tank of not less than 50,000-gallon capacity, necessary to provide for the reasonable continuation of an adequate supply of water. Within ten days after such additional facilities are installed, applicant shall file a written report with this Commission, showing the number of customers then served and details of the manner in which the requirements of this paragraph have been accomplished."

In Application No. 48719, applicant seeks removal of the restriction set forth in the foregoing quoted Paragraph 2. Applicant has not requested modification of the foregoing quoted Paragraph 7.

A Commission staff report, hereby received as Exhibit No. 1 in Application No. 48719, presents the results of a study of the application and a field investigation made in connection therewith. The staff report shows that applicant technically is in violation of Paragraphs 2 and 7 of the order in Decision No. 67264 but that there are mitigating factors to be considered.

Applicant serves 13 customers and has not installed the required storage tank. It has, however, developed a better source of supply which the staff concludes will provide adequate service to 25 customers. Applicant's engineer estimates that the new infiltration galleries provide underground storage of about 79,000 gallons. Also, applicant intends to have the required storage tank completed by December 18, 1966.

Applicant has installed fire hydrants and service lines in Tract No. 449, contiguous to but outside of applicant's certificated area. The distribution line to which those facilities are connected, however, is also the transmission line from applicant's primary source of supply to its certificated area, and it may well have been more economical to install the hydrants and services along with the installation of the transmission line. The staff recommends in Exhibit No. 1 that the restriction against extensions outside applicant's service area be removed upon applicant's installation of its proposed storage tank and related facilities.

The Commission finds that:

1. Upon completion of the storage facilities required by Paragraph 7 of the order in Decision No. 67264, there will be no further need to restrict applicant's extensions into contiguous territory.

2. Applicant's present facilities can provide adequate water service to at least 25 customers.

The Commission concludes that Decision No. 67264 should be modified as set forth in the order which follows:

IT IS ORDERED that:

1. The restriction prohibiting applicant River Island Water Company from extending or furnishing water service outside its certificated area boundaries, set forth in Paragraph 2 of the order in Decision No. 67264, dated May 26, 1964, in Application No. 45847, is rescinded.

2. Paragraph 7 of the order in Decision No. 67264 is modified to require installation of the specified storage and related facilities when the number of customers reaches 25, rather than 10.

The effective date of Paragraph 1 of this order shall be established by supplemental order after applicant has filed the written report required by Paragraph 7 of the order in Decision No. 67264. In all other respects, the effective date of this order is the date hereof.

Dated at San Francisco, California, this 24th day of NOVEMBER, 1966.

George T. Crover President
Friedrich B. Hobbitt
Mallory B. Secord
Augustor Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.