

Decision No. 75374**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of SIERRA HIGHLANDS WATER COMPANY,
a California corporation, for an
extension of service.

Application No. 50632
(Filed October 18, 1968)

ORDER MODIFYING DECISION

In Decision No. 75296, dated February 4, 1969, the Commission authorized Sierra Highlands Water Company to extend water service to Lake Don Pedro Unit No. 3 located in Tuolumne County east of the Don Pedro Reservoir. Among other requirements the decision provides that pending completion of the backup facilities to serve subdivision Units Nos. 2 and 3, all sales agreements and promotional literature relating to the sale of property in Unit No. 3 shall contain notice to the effect that water service is not presently available.

By letter dated February 17, 1969, attorneys for the utility and the subdivider explained that sales of lots in Unit 3 have been made under a conditional final subdivision public report issued by the Division of Real Estate and that this provision of Decision No. 75296 will require them to "resell" conditional sales presently pending in escrow. This they indicate will cause the applicant considerable delay and additional expense. Applicant, therefore, requests that the decision be modified to permit the final subdivision public report to contain such notice of non-availability of water to lot purchasers in lieu of requiring such notice in sales agreement and promotional literature.

Applicant's request appears reasonable and should be granted; therefore,

IT IS ORDERED that:

Paragraph 2.a. of Decision No. 75296 is modified by the addition of the following sentence: "Issuance by the Division of Real Estate of a final subdivision public report containing a notice that water service is not presently available in Unit 3 shall ... satisfy the notice requirement of this subparagraph."

Dated at San Francisco, California, this 25th day of FEBRUARY, 1969.

William Lynum
President

Augusta

Geoff P. Morrissey

CPH Hanna

James M. ...
Commissioners