

Decision No. 12360

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
THE CALIFORNIA OREGON POWER COMPANY
for an order of the Railroad Commis-
sion of the State of California auth- Application Number 9187
orizing it to execute a contract call-
ing for the payment of money at periods
of more than twelve months after the
date thereof.

Morrison, Dunne and Brobeck,
by E. S. Taylor, for Applicant.

ORIGINAL

BY THE COMMISSION:

O P I N I O N

THE CALIFORNIA OREGON POWER COMPANY asks permission to make and execute an agreement with the United States of America covering the purchase of the Keno and Ankeny Canals located in Klamath County, Oregon. The properties were offered for sale by the United States at public auction. Applicant was the successful bidder and agreed to pay for the properties \$120,620.00. A Board of Appraisers had fixed the minimum selling price at \$120,614.00.

The purchase price (\$120,620.00) is payable as follows;

- (a) \$5,000. upon the execution of the Agreement of Sale;
- (b) Four percent. of the purchase price on July 1st of each of four successive years beginning with the year 1924;
- (c) Fourteen percent. of the purchase price on July 1st of each of five successive years beginning with the year 1928; and
- (d) The remainder thereof on July 1, 1933.

No interest need be paid by applicant on the deferred payments.

The intake of the two canals which applicant intends to acquire form part of the Link River Dam constructed by applicant. The acquisition of the canals will enable applicant to install additional hydroelectric plants having a generating capacity of about 6,000 kilowatts. It is of record that the growth of applicant's business in Klamath Falls, Oregon, makes it advisable for applicant to construct additional generating plants and utilize the two canals which it will acquire from the United States Government.

O R D E R

THE CALIFORNIA OREGON POWER COMPANY having applied to the Railroad Commission for permission to make and execute an agreement with the United States of America covering the purchase of the Keno and Ankeny Canals described in this application, a public hearing having been held before Examiner Fankhauser and it appearing that applicant should be authorized to make and execute an agreement with the United States of America covering the purchase of the canals referred to in this application;

IT IS HEREBY ORDERED that The California Oregon Power Company be, and it is hereby, authorized to make and execute an agreement with the United States of America covering the purchase of the Keno and Ankeny Canals described in this application, and to pay for such properties the sum of \$120,620.00 payable at times and in amounts as set forth in the foregoing opinion.

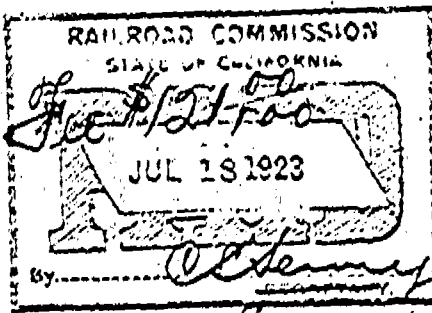
The authority herein granted is subject to the following conditions:-

- (1) The authority herein granted will become effective upon the payment of the fee prescribed by Section 57 of the Public

Utilities Act.

- (2) The consideration being paid by The California Oregon Power Company for the properties described in this application shall not be urged before this Commission as a measure of the value of properties similarly situated for the purpose of fixing rates.

DATED at San Francisco, California, this 17th day of July, 1923.



C. J. Seamy
Dwight Martin
Edgar Shaw

Commissioners.