

Decision No. 12779

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the transfer by )  
J. E. CAIN to NEVADA PROGRESSIVE )  
GOLD MINING CORPORATION of a certain )  
power plant and equipment with the )  
water rights incidental thereto and )  
transmission line used in connection )  
therewith. )

Application No. 6765

E. W. Billed for Applicant.

MARTIN, COMMISSIONER.

O P I N I O N

J. S. Cain has been operating a small hydro-electric plant situated upon Green Creek in Mono County and supplying electricity through a transmission line for distribution in the Town of Bodie. He applies for permission to sell this plant and transmission line to Nevada Progressive Gold Mining Corporation, but intends to continue the ownership and operation of the distribution system in Bodie; electricity for distribution to be secured from another source. Since the filing of the application, Nevada Progressive Gold Mining Corporation has been succeeded by Mono Mining Company, as assignee.

At the time of the public hearing on his application, arrangements were being made for a supply of energy from a plant of Southern Sierras Power Company and since the hearing, satisfactory evidence has been submitted showing that these arrangements have been

completed and that the Green Creek Power Plant is no longer necessary to the public service in the Town of Bodie. The plant and transmission line which Mr. Cain desires to sell, may therefore be considered as non-operative property and the consumers and the public are no longer interested in the transfer. This property, however, has but recently passed out of public utility service and to avoid unnecessary question in the passing of title, it is desirable that this Commission make such order authorizing the transfer as lies within its jurisdiction.

I recommend the following form of Order.

O R D E R

J. S. Cain having applied to the Railroad Commission for authority to transfer to the Nevada Progressive Gold Mining Corporation, a certain power plant together with transmission line and equipment, a public hearing having been held, the matter being submitted and now ready for decision,

IT IS HEREBY ORDERED that as far as it lies within the jurisdiction of this Commission to grant such authority, J. S. Cain be and he is hereby authorized to transfer to Mono Mining Company, assignee of Nevada Progressive Gold Mining Corporation, that certain hydro-electric power plant located upon Green Creek, Mono County together with equipment and transmission line, all as more particularly described in the application herein, and,

IT IS HEREBY FURTHER ORDERED that as to matters over which this Commission has no jurisdiction, the above application be and the same is hereby dismissed.

The foregoing Opinion and Order are hereby approved and ordered filed as the Opinion and Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 5<sup>th</sup> day  
~~of October~~ <sup>November</sup>, 1923.

C. L. Seaver

H. B. Lundberg

James Martin

Ernest Shore

J. J. Whittsey

Commissioners.