

ORIGINAL

Decision No. 15822.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
 THE PACIFIC TELEPHONE AND TELEGRAPH
 COMPANY, a corporation, and T.H.DASSEL,
 operating a telephone system under the
 name of MORGAN HILL TELEPHONE COMPANY,
 for an Order authorizing The Pacific
 Telephone and Telegraph Company to
 sell to T.H.Dassel certain portions of
 its Madrone Exchange plant and T.H.
 Dassel to purchase the same, and The
 Pacific Telephone and Telegraph Company
 to withdraw from the territory now being
 served from its Madrone exchange, and
 T. H. Dassel to serve said territory.

Application No. 11872.

J. G. Marshall for The Pacific
 Telephone and Telegraph Com-
 pany.
 T. H. Dassel for Morgan Hill
 Telephone Company.

BY THE COMMISSION:

O P I N I O N

This is a proceeding in which The Pacific Telephone and
 Telegraph Company requests the Railroad Commission for authority
 to discontinue the furnishing of exchange telephone service in its
 Madrone exchange area and to sell to T.H. Dassel a portion of its
 Madrone plant for the sum of forty (40) dollars, and T.H. Dassel
 requests authority to purchase the same and to furnish exchange

87

telephone service in the Madrone exchange area.

A public hearing was held in this matter by Examiner Satterwhite in Morgan Hill on December 17, 1925.

The town of Madrone is situated about one mile northwest of Morgan Hill. There are approximately twenty-two (22) telephone stations, mostly on "Farmer Lines", receiving service from the Madrone exchange of The Pacific Telephone and Telegraph Company and there are approximately two hundred and thirty-six (236) telephone stations in Morgan Hill and vicinity connected to the Morgan Hill Telephone exchange.

Mr. Dassel proposes to extend the "Farmer Lines" now terminating at the Madrone exchange to the Morgan Hill exchange and to make this change at no expense to the subscribers.

A petition signed by eighteen (18) of the twenty-two (22) Madrone telephone subscribers was received by the Commission, requesting that they receive exchange telephone service from the Morgan Hill Exchange. Of these subscribers fifteen (15) will receive an increase in exchange telephone rates of two (2) dollars and forty (40) cents per year, one an increase of two (2) dollars per year and the two others an increase of one (1) dollar, and one (1) dollar and forty (40) cents per month.

No objection was made at the hearing to the abandonment of exchange telephone service in the Madrone area by The Pacific Telephone and Telegraph Company and the furnishing of telephone service from the Morgan Hill exchange in the combined Morgan Hill and Madrone areas, as shown in "Exhibit 1" attached hereto under the exchange telephone rate schedules of Morgan Hill Telephone Company on file with the Commission;

The consideration named in the transfer of the specified portion of the Madrone plant does not appear to be unreasonable.

There appears no good reason why the request of appli-

cants should not be granted.

O R D E R

The Pacific Telephone and Telegraph Company and T.H. Dassel, operating a telephone system under the name of Morgan Hill Telephone Company, having requested an order of the Railroad Commission authorizing The Pacific Telephone and Telegraph Company to discontinue exchange telephone service in its Madrone exchange area and authorizing Morgan Hill Telephone Exchange to furnish exchange telephone service in the Madrone exchange area and authorizing the transfer of certain Madrone exchange plant from The Pacific Telephone and Telegraph Company to T. H. Dassel for forty(40) dollars, a public hearing having been held and the matter having been submitted and being now ready for decision, the Railroad Commission finds as a fact that the needs of the public require that Morgan Hill Telephone Company furnish exchange telephone service in the Madrone exchange area and that The Pacific Telephone and Telegraph Company abandon exchange telephone service in said area.

Basing its Order on the foregoing findings of fact and such other statements of fact appearing in the Opinion preceding this Order,

IT IS HEREBY ORDERED that Morgan Hill Telephone Company be and it is hereby authorized to furnish, on and after February 1, 1926, exchange telephone service in the combined Morgan Hill and Madrone exchange area as shown in "Exhibit 1" attached hereto under the rates, rules and regulations now on file with the Railroad Commission, for telephone service in the Morgan Hill exchange area, providing:

Morgan Hill Telephone Company shall file on or before January 15, 1926, with this Commission, a map showing the area to be served as shown in "Exhibit 1" attached hereto.

IT IS HEREBY FURTHER ORDERED that The Pacific Telephone and Telegraph Company be and it is hereby authorized to discontinue furnishing exchange telephone service in its Madrone exchange area on and after February 1, 1926.

IT IS HEREBY FURTHER ORDERED that Morgan Hill Telephone Company be and it is hereby authorized to purchase and The Pacific Telephone and Telegraph Company to sell, for the sum of forty (40) dollars, that certain portion of exchange plant described in "Exhibit A" accompanying the Application in this proceeding under the following conditions:

(1) The authority herein granted shall apply only to such transfer as shall have been completed on or before January 31, 1926 in which a certified copy of the instrument of conveyance shall have been filed with the Railroad Commission by The Pacific Telephone and Telegraph Company on or before February 15, 1926.

(2) The consideration for which the exchange plant is herein authorized to be transferred shall not be considered as a measure of the value of such property for any purpose other than the transfer herein authorized.

For all other purposes the effective date of this Order shall be twenty (20) days from and after the date thereof.

Dated at San Francisco, California, this 3rd day of December, 1925.

H. R. Brundage
C. A. Seaver
George D. Squires
Edmund C. ...
Leon ...

"EXHIBIT I"

MAP OF EXCHANGE AREA

MORGAN HILL TELEPHONE COMPANY

91

