

Decision No. 17386.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application  
of SOUTHERN COUNTIES GAS COMPANY  
OF CALIFORNIA for a certificate  
of public convenience and necessity  
to exercise certain franchise rights  
in the Cities of Fillmore, Santa  
Paula, Culver City, Newport Beach  
and Seal Beach, under franchises  
granted to, and applied for, by  
applicant.

Application No. 11341.

LeRoy M. Edwards and A. F. Bridge,  
for applicant.  
John F. Imel, City Attorney, for  
Culver City.

BY THE COMMISSION:

O P I N I O N

In its Decision No. 15601, dated November 7, 1925, this Commission declared that it would thereafter, when and if franchise was awarded applicant by the City of Newport Beach, and subject to certain conditions, grant a certificate of public convenience and necessity to exercise the rights and privileges awarded by such franchise.

Applicant has filed its supplemental application requesting that the Commission make its order in accordance with the opinion expressed in Decision No. 15601.

It appears that on December 14, 1925, the City of Newport Beach awarded applicant a twenty-five year franchise (Ordinance No. 254) to operate and maintain pipe lines throughout the City of Newport Beach. Certified copy of this franchise is attached to and made a part of the supplemental application.

A stipulation duly executed by applicant's board of directors, agreeing that applicant will never claim for said franchise a value in excess of the cost thereof, has been filed with this Commission.

O R D E R

Southern Counties Gas Company having applied to the Railroad Commission for a certificate of public convenience and necessity for the exercise of certain rights and privileges granted by the City of Newport Beach, Ordinance No. 254, and Southern Counties Gas Company having complied with the provisions under which the Railroad Commission stated, in its Decision No. 15601, such certificate would issue;

The Railroad Commission hereby certifies and declares the public convenience and necessity require and will require the exercise by Southern Counties Gas Company of those rights and privileges granted by Ordinance No. 254 adopted December 14, 1925, by the Board of Trustees of the City of Newport Beach.

The authority herein granted shall be effective from and after the date of this order.

The foregoing opinion and order is 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 25<sup>th</sup> day of September, 1926.

W. R. Brundage

Charles

Leon A. Hall

Thos. S. Howard

Commissioners.