

LEM

Decision No. 19927.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
MIDWAY GAS COMPANY,
a California corporation, for an order
authorizing it to sell, and of South-
ern California Gas Company, a California
Corporation, for an order authorizing it
to buy, all of the property of said
Midway Gas Company; of said Southern
California Gas Company for an order auth-
orizing it to issue bonds and approving
the form of the mortgage (to be executed
by both Southern California Gas Company
and Midway Gas Company) securing the
same; and of said Southern California
Gas Company for a certificate of public
convenience and necessity to exercise
certain franchise rights.

ORIGINAL

Application No. 13898

In the Matter of the Application of
MIDWAY GAS COMPANY,
to buy all of the capital stock and all
the properties of Central Counties Gas
Company and of Central Counties Gas
Company to sell all of its properties
(located in the City of Lindsay, County
of Tulare; City of Tulare, County of
Tulare; City of Exeter, County of Tulare;
City of Porterville, County of Tulare;
City of Visalia, County of Tulare, and
in the County of Tulare); for authority
for Midway Gas Company to issue and sell
short term notes in payment therefor;
and of Midway Gas Company for certifi-
cates of public convenience and necessity
to exercise certain franchise rights
granted by said Cities in said County.

Application No. 13972

In the Matter of the Application of
MIDWAY GAS COMPANY,
to buy all of the capital stock and all
of the properties of Hanford Gas and
Power Company and of Hanford Gas and
Power Company to sell all of its proper-
ties located in the City of Hanford;
for authority for Midway Gas Company to
issue and sell short term notes in pay-
ment therefor; and of Midway Gas Company
for a certificate of public convenience
and necessity to exercise franchise
rights in said City of Hanford.

Application No. 13973

In the Matter of the Application of)
MIDWAY GAS COMPANY)
to buy all of the capital stock and all)
of the properties of Riverbend Gas and)
Water Company and of Riverbend Gas and)
Water Company to sell all of its pro-)
perties (located in the City of Dinuba,)
County of Tulare; City of Kingsburg,)
County of Fresno; City of Sanger, County)
of Fresno; City of Reedley, County of)
Fresno; and in the counties of Fresno)
and Tulare); for Midway Gas Company to)
issue and sell short term notes as pay-)
ment therefor; and of Midway Gas Company)
for a certificate of public convenience and)
necessity to exercise certain franchises)
granted by said Cities and Counties.)

Application No. 13974

In the Matter of the Application of)
MIDWAY GAS COMPANY)
to buy all of the properties of Valley)
Natural Gas Company and of Valley Natural)
Gas Company to sell all of its proper-)
ties located in the County of Kern; for)
authority for Midway Gas Company to issue)
and sell short term notes in payment for)
said properties; and of Midway Gas Com-)
pany for a certificate of public conven-)
ience and necessity to exercise certain)
franchise rights in said County of Kern.)

Application No. 13975

BY THE COMMISSION:

SECOND SUPPLEMENTAL ORDER

The Railroad Commission by Decision No. 18918, dated October 11, 1927, stated that it would not grant a certificate of public convenience and necessity to the Southern California Gas Company to operate under the franchises filed in the above numbered proceedings until the Commission had been furnished with a statement showing the franchises under which the several companies have actually been operating, nor until a stipulation duly authorized by the Board of Directors of the Southern California Gas Company declaring that it, its successors and assigns will never claim before the Railroad Commission of the State of California, or any court or other public body, a value for the rights and privileges

under each and every franchise an amount in excess of the amount actually paid therefor and that the amount so paid should be set forth in the stipulation.

On January 16, 1928, the company filed with the Commission an affidavit of F. J. Schafer, Acting General Manager of the Southern California Gas Company, showing that the Southern California Gas Company, or its predecessors in interest, have exercised the rights and privileges granted by the franchises hereinafter mentioned and that public convenience and necessity require that Southern California Gas Company exercise the rights and privileges under each such franchise. The company has also filed the stipulation to which reference has been made. The following is a list of franchises under which the Southern California Gas Company asks permission to operate and the amount paid for such franchises:-

Political Subdivision	Ordinance Number	Date Passed	Term	Amount Paid
City of Burbank	28	4-23-1912	40 yrs	\$ 333.45
" "	141	7-13-1920	40 "	249.40
City of Glendale	404	10-14-1920	40 "	496.20
County of Kern	103	3-12-1912	40 "	2,642.95
City of Los Angeles	40834	9-24-1920	21 "	100.00
County of Los Angeles	630	8-9-1920	40 "	289.80
" "	514	5-13-1918	40 "	430.95
" "	295	3-5-1912	40 "	5,158.80
City of Fernando	41	4-1-1912	40 "	392.40
County of Ventura	283	10-6-1925	30 "	400.00
City of San Buenaventura	284	9-21-1925	35 "	253.75
City of Santa Paula	129	11-2-1925	35 "	407.00
City of Fillmore	85	10-27-1925	35 "	201.00
City of Glendale	1222	11-18-1926	25 "	401.50
City of San Fernando	222	11-22-1926	35 "	289.95
" "	212	11-9-1925	35 "	425.00
Town of Tehachapi	75	12-21-1926	25 "	257.76
County of Los Angeles- Granted to So. Calif. Gas Co.- assigned to Midway Gas Co.	332	7-29-1913	40 "	-
City of Los Angeles	57232	3-3-1927	21 "	1,000.00
County of Orange	233	6-10-1924	50 "	513.08
County of Kern	115	12-11-1915	50 "	210.95
" "	163	1-14-1920	50 "	310.80
County of Fresno	158	7-10-1915	50 "	256.20
City of Exeter	30	8-24-1912	50 "	126.40
City of Porterville	134	4-29-1912	50 "	184.25
City of Visalia	157		Exp. 1954	Unobtainable
City of Lindsay	44	4-23-1912	50 "	"
County of Tulare	125	5-13-1912	50 "	"
City of Visalia	159	11-23-1904	50 "	"
City of Tulare	102		Exp. 1954	"
County of Kings	105	7-3-1917	50 "	75.00

Continued

Political Subdivision	Ordinance Number	Date Passed	Term Yrs.	Amount Paid
City of Hanford	115	11-10-1902	50	\$ 250.00
City of Kingsburg	91	7-15-1915	50	Unobtainable
County of Tulare	196	3-19-1925	50	248.00
County of Fresno	173	10-2-1917	50	26.50
" "	248	3-31-1925	50	279.34
City of Sanger	159	4-21-1925	50	124.30
" "	121	12-13-1921	50	Unobtainable
County of Tulare	133	8-5-1915	50	"
City of Tulare		7-24-1925	50	"
County of Fresno	157	5-4-1915	50	"
City of Reedley	37	3-3-1915	50	"
City of Dinuba		6-4-1913	35	"

The Commission has considered the request of the Southern California Gas Company and is of the opinion that public convenience and necessity require such company to exercise the rights and privileges granted by the aforementioned franchises to the extent indicated herein and that the stipulation filed in this proceeding is in satisfactory form,

THEREFORE, THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY CERTIFIES AND DECLARES that public convenience and necessity require and will require the exercise by Southern California Gas Company of the rights and privileges granted by the ordinances referred to in this supplemental order, subject to such limitations as may heretofore have been prescribed by the Railroad Commission, provided that the Railroad Commission hereby reserves the right by appropriate proceedings and subsequent order or orders, to revoke or limit the authority herein granted as regards terri-

tory not now served by Southern California Gas Company.

DATED at San Francisco, California, this 25th day of
June, 1928.

Leon Whitwell

C. C. Seamy

Wm. H. Smith

W. H. Linn

Commissioners.