

Decision No. 21615

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the Matter of the Application of Southern California Gas Company, a California corporation, for a certificate of public convenience and necessity to exercise certain franchise rights in the County of Kings, under franchise applied for by applicant.

Application No. 15425.

In the Matter of the Application of Southern California Gas Company, a California corporation, for a certificate of public convenience and necessity to exercise certain franchise rights in the County of Merced, under franchise applied for by applicant.

Application No. 15668.

In the Matter of the Application of Southern California Gas Company, a California corporation, for a certificate of public convenience and necessity to exercise certain franchise rights in the County of Madera, under franchise applied for by applicant.

Application No. 15669.

In the Matter of the Application of Southern California Gas Company, a California corporation, for a certificate of public convenience and necessity to exercise certain franchise rights in the City of Lemoore, County of Kings, under franchise applied for by applicant.

Application No. 15670.

In the Matter of the Application of Southern California Gas Company, a California corporation, for a certificate of public convenience and necessity to exercise certain franchise rights in the County of Fresno, under franchise applied for by applicant.

Application No. 15671.

BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

In Decision No. 21368, dated July 10, 1929, this Commission made its order granting Southern California Gas Company a certificate of public convenience and necessity for the construction and operation of a certain natural gas transmission project in the counties of Kings, Merced, Madera, and Fresno, and for the exercise of franchise rights granted to it by the counties of Kings and Fresno and the city of Lemoore. Such certificate was made contingent upon the following, among other conditions:

- "(4) That lines shall not be constructed or operated in the counties of Merced and Madera unless and until Southern California Gas Company shall file with this Commission certified copies of all necessary franchises to lay and operate its natural gas transmission lines in said counties."
- "(5) That Southern California Gas Company shall file with this Commission a stipulation duly executed on authority of its Board of Directors, agreeing that applicant, its successors or assigns, will never claim before the Railroad Commission or any court or other public body a value for any of the permits, easements and franchises used in connection with these projects in excess of the original cost thereof."
- "(6) Upon the filing of the franchises and stipulation referred to in paragraphs (4) and (5), in the proper form, this Commission will issue its supplemental order authorizing the exercise of rights conferred by such franchises. Said franchises and stipulation shall be filed on or before September 30, 1929."

In conformity with the above Southern California Gas Company has filed certified copies of franchises granted by the counties of Merced (Ordinance No. 179) and Madera (Ordinance No. 152) and satisfactory stipulations as to the value of permits, easements and franchises.

O R D E R

Southern California Gas Company having complied with certain conditions set forth in Decision No. 21368 of this Commission,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require and will require the exercise by Southern California Gas Company of the rights and privilege of franchises granted by the counties of Merced (Ordinance No. 179) and Madera (Ordinance No. 152) in so far as such exercise is necessary to the construction and operation of the gas transmission system above referred to.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 27th day of September, 1929.

Thos D. Lott
Clarence
Ernest
Leon Whitell
M. A. Carr
 Commissioners.