

Decision No. 22158.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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 Kern under franchise applied for by applicant.

Application No. 16218.

T. J. Reynolds for Applicant.

DECOTO, COMMISSIONER:

O P I N I O N

In this application Southern California Gas Company asks the Railroad Commission to make its order and decision granting to applicant a certificate declaring that public convenience and necessity require and will require the construction, operation and maintenance of pipe lines through the County of Kern and, in addition thereto, the operation and maintenance of a system of conduits for distribution and sale of gas, oil and water or any of them and will require the exercise by applicant of franchise rights granted under Ordinance No. 227 by the Board of Supervisors of the County of Kern.

Ordinance No. 227 grants to applicant a franchise covering the remaining portion of Kern County, not included under franchises heretofore granted to applicant by said County.

A public hearing was held on this application at Bakersfield before Commissioner Decoto on January 28, 1930, at which time evidence was introduced and the matter submitted for decision. No one appeared to protest the granting of the application.

From testimony introduced at the hearing, it appears that applicant proposes to exercise the rights and privileges granted to it under Ordinance No. 227 of the County of Kern in so far as such rights and privileges are necessary in the construction, operation and maintenance of the following projects:

(1) Construction of 69 miles of 20-inch natural gas transmission line from Kettleman Hills Oil Field in Fresno and Kings Counties southerly through the northern portion of Kern County to Buena Vista Hills Oil Field in Kern County. Such line to be used in the transportation of natural gas from Kettleman Hills Oil Field to applicant's Southern California Districts and for storage of natural gas in Buena Vista Hills area.

(2) Construction of a 4 or 6-inch natural gas transmission line from a point near Rio Bravo on applicant's existing system, northerly to the Towns of Shafter, Wasco, McFarland and ultimately to the City of Delano for the distribution and sale of natural gas within these localities.

A copy of Ordinance No. 227 by the Board of Supervisors of the County of Kern is attached to and made a part of the application. Applicant has filed with this Commission a stipulation to the effect that Southern California Gas Company, its successors or assigns, will never claim before this Commission, or any Court, or other public body, a value for the aforesaid franchise in excess of the actual cost thereof, which cost is stated to be \$326.90.

I recommend the following form of Order:

O R D E R

Southern California Gas Company having applied to the Railroad Commission of the State of California for an order certify-

ing that public convenience and necessity require and will require the exercise of the rights and privileges granted to it under Ordinance No. 227 by the Board of Supervisors of the County of Kern, a public hearing having been held, the matter being submitted and now ready for decision,

The Railroad Commission of the State of California hereby certifies and declares that public convenience and necessity require and will require:

(1) The exercise by Southern California Gas Company of the rights and privileges granted to it by Ordinance No. 227 of the County of Kern in so far as such rights and privileges are necessary in the construction, operation and maintenance of the aforesaid 69-mile, 20-inch natural gas transmission line from Kettleman Hills Oil Field in Fresno and Kings Counties, southerly through the northern portion of Kern County to Buena Vista Hills Oil Field in Kern County.

(2) The exercise by Southern California Gas Company of the rights and privileges granted to it by Ordinance No. 227 of the County of Kern in so far as such rights and privileges are necessary in the construction, operation and maintenance of the aforesaid 4 or 6-inch natural gas transmission line from a point on applicant's existing system near Rio Bravo, northerly to the Towns of Shafter, Wasco, McFarland and the City of Delano, and the exercise of the rights and privileges granted under the aforesaid Ordinance in so far as they are necessary in connection with the distribution and sale of natural gas within the Towns of Shafter, Wasco and McFarland.

The above certification is granted subject to the follow-

ing conditions and not otherwise:

(a) That lines shall not be constructed or operated in the City of Delano unless and until Southern California Gas Company shall file with this Commission certified copy of necessary franchise to lay and operate its natural gas lines within said city.

(b) That Southern California Gas Company shall file with this Commission a stipulation, duly executed on authority of its Board of Directors, agreeing that it will never claim for said franchises a value in excess of the cost thereof.

(c) Upon filing of the franchise and stipulation referred to in conditions (a) and (b) above, in the proper form, the Commission will issue its supplemental order authorizing the exercise of the rights conferred by such franchise.

(d) Said franchise and stipulation shall be filed on or before the 30th day of April, 1930.

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 25th day of February, 1930.

Al Deane
Emmett
Leon Whaley
W. S. Curtis
M. J. Law
Commissioners.