

Decision No. 22313.**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of Agnes Richey Kattenhorn for a certificate of public convenience and necessity, to extend telephone service into the "Tule Lake District," Siskiyou and Modoc Counties in the State of California.

Application No. 16298.

A. W. Schaupp, for Applicant.

BY THE COMMISSION:

O P I N I O N

In this proceeding, Agnes Richey Kattenhorn, sometimes hereinafter referred to as applicant, requests the Railroad Commission to issue its order granting a certificate that public convenience and necessity require the extension of applicant's telephone service into certain portions of Modoc and Siskiyou Counties, comprising an area commonly known as the Tule Lake District.

A public hearing was held in this proceeding before Examiner Satterwhite in Dorris on March 25, 1930, at which place and time the matter was submitted for decision.

Applicant owns and operates a telephone system under the assumed name and style of "Tule Lake Telephone Company", serving the communities of Merrill and Malin, in Klamath County, Oregon. Applicant's telephone lines now extend to the California-Oregon state boundary line in a territory which is contiguous to that in which applicant desires to serve.

W. H. Anderson, a resident of Tule Lake District,

testifying for applicant, stated that there are now two hundred and four homesteaders located in the Tule Lake District in California and it was anticipated that this number soon would be increased to five hundred, due to the opportunities offered and the fertility of the soil. According to this witness, there is a demand for telephone service in the District and, in his opinion, most of those residing therein would desire such service if it be made available. He said that the District was separated from other settled portions of California by natural barriers and that the only logical means of providing telephone service was that offered by applicant. Mr. Anderson said that there is as yet no definite community settlement within the California portion of Tule Lake District but that a townsite had been laid out in Section 35, T. 48 N., R. 4 E, which, it was expected, would be built up in the near future.

Mrs. Eva Adams, a witness for applicant, testified that she believed that a considerable demand for telephone service existed in the Tule Lake District, and that she knew of thirty persons who would subscribe to service if it could be had.

Applicant desires to establish a central office at the townsite of Tule Lake for the purpose of providing exchange telephone service within her proposed territory in California. A telephone toll line, between the central office at Tule Lake and applicant's Merrill, Oregon, Exchange, would be placed in operation to provide communication between the Tule Lake District and outside points, at rates applicable to similar service between other points on applicant's system. According to applicant's plan, suburban exchange telephone service will be offered in the Tule Lake Exchange for the present and other grades of service will be provided as a demand develops. Testimony shows

the estimated cost of construction work necessary to provide the service under consideration to be \$5,000., and that this amount is available for the erection of telephone plant immediately.

Applicant should, of course, keep an accurate record of the cost of the properties which will be constructed under the <sup>herein</sup> authority/granted and likewise an accurate record of the cost of operations of the telephone system. Such records should at all times be available for examination by the Commission, or by any officer or employee of the Commission.

No objection was made at the hearing to the granting of this application as requested.

After a careful consideration of the evidence herein, it appears that the telephone service of applicant should be extended into the Tule Lake District of California as requested. The rates suggested by applicant for exchange telephone service, namely, suburban business ten-party flat rate service, wall set, \$3.25 per month, and suburban residence ten-party flat rate service, wall set, \$2.50 per month, with 25¢ per month additional for desk sets, are on the level of rates for comparable service elsewhere in this state and do not appear to be unreasonable. The certificate sought should be granted, as justified by the record in this proceeding, and the order following will so provide.

#### ORDER

Agnes Richey Kattenhorn having made application for a certificate herein, a public hearing having been held, the matter having been submitted and being now ready for decision,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA  
HEREBY DECLARES that public convenience and necessity require the

establishment of exchange telephone service in the Tule Lake District in California, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be, and the same is hereby, granted to Agnes Richey Kattenhorn for the establishment of a telephone exchange in accordance with the above declaration and subject to the following conditions:

Agnes Richey Kattenhorn shall:

(1) Establish a telephone central office at Tule Lake Townsite and provide exchange telephone service at the rates shown in Exhibit "A", attached hereto and made a part hereof, on or before November 1, 1930.

(2) Establish telephonic communication between Tule Lake central office and outside points contemporaneously with the establishment of exchange service as required in Section (1).

(3) Submit to the Railroad Commission of the State of California, for filing in accordance with General Order No. 68, the schedule of rates shown in Exhibit "A" attached hereto, together with rules and regulations governing telephone service as may be approved by the Railroad Commission, not later than ten (10) days prior to the establishment of exchange telephone service as required by Section (1).

(4) Submit to the Railroad Commission of the State of California, for filing in accordance with General Order No. 68, a map showing her Tule Lake Exchange Area as set forth in Exhibit No. 2, filed at the hearing in this proceeding, not later than ten (10) days prior to the establishment of said exchange service.

(5) Shall keep an accurate and complete record of

the cost of her telephone properties in California and of the operating revenues and operating expenses appertaining thereto and shall make such records of the cost of said properties and their operations available to the Commission, or any officer or employee of the Commission, whenever the same are desired by said Commission, officer or employee.

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

DATED at San Francisco, California, this 10<sup>th</sup> day of April, 1930.

*Clarence*

\_\_\_\_\_

*Thomas G. ...*

*M. J. ...*

Commissioners.

EXHIBIT "A"

RATES

PARTY LINE SERVICE

TULE LAKE

SERVICE:

Applicable to Ten-Party Line flat rate service furnished in the Exchange Area of the Tule Lake Exchange.

RATE:

Rate Per Month

(1) Business Service:

Each ten-party line desk set station, ..... \$3.50

(2) Residence Service:

Each ten-party line desk set station, ..... 2.75

Each wall set station - desk set station rate less \$0.25 per month.

CONDITION:

(1) Party line service is furnished within the exchange area. In no case will the total number of primary stations connected to one circuit exceed ten (10) stations.