

LEM

Decision No. 22528

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
COAST COUNTIES GAS & ELECTRIC COMPANY,
a corporation, and WEST SIDE NATURAL
GAS COMPANY, a corporation, for an
Order of the Railroad Commission of
the State of California authorizing
the former to sell and convey and the
latter to purchase and acquire the
properties referred to in this appli-
cation.

Application No. 16508

BY THE COMMISSION:

OPINION AND ORDER

In this application Coast Counties Gas and Electric Company, a California corporation, and West Side Natural Gas Company, a California corporation, ask the Railroad Commission of the State of California for an order authorizing the former to sell and convey to the latter, and the latter to purchase and acquire from the former all real estate, fixtures and/or personal property owned by the former and used in connection with the production, transmission and distribution of gas and water to the inhabitants of, and to those adjacent to, the townsite of Avenal, County of Kings, all under the conditions as set forth in agreement of sale between applicants, dated April 1st, 1930, a copy of which is attached to and made a part of this application and marked Exhibit "A".

Under the terms of this agreement the purchaser will pay to the seller a sum of money equal to that actually expended by the seller for the properties and rights, which sum shall be determined as of the date of the authorization, by the Commission, of the sale and purchase of the properties, together with interest on same from and after the date of April 1st, 1930, at the rate of six(6) percent per annum.

Applicants also ask the Commission for an order authorizing Coast Counties Gas and Electric Company, upon selling and conveying to West Side Natural Gas Company the properties, rights, etc., mentioned in the application, to cease furnishing and supplying gas and water service in and adjacent to the townside of Avenal, California.

In Decision No. 22054, dated January 29, 1930, this Commission authorized Coast Counties Gas and Electric Company to construct, maintain and operate the gas and water systems involved herein, which authority has been and is now being exercised by Coast Counties Gas and Electric Company.

It appears from the petition in this matter that the operating offices and personnel of West Side Natural Gas Company are much nearer to Avenal than those of Coast Counties Gas and Electric Company and that therefore the former should be in a better position to operate and manage the properties referred to in this application.

The Commission has considered the requests of applicants and is of the opinion that a hearing is not necessary in this matter, and that this application should be granted, therefore,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA
HEREBY ORDERS AND DECLARES that Coast Counties Gas and Electric Company be, and it is hereby, authorized to bargain, sell and convey

to West Side Natural Gas Company, and that West Side Natural Gas Company be, and it is hereby, authorized to purchase and acquire from Coast Counties Gas and Electric Company all of the properties which Coast Counties Gas and Electric Company owns and uses in connection with the production, transmission and distribution of gas and water to the inhabitants of, and to those adjacent to, the townsite of Avenal and which it has agreed to sell and convey to West Side Natural Gas Company under and in accordance with the provisions of the agreement of sale dated April 1, 1930; and,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY FURTHER ORDERS AND DECLARES that Coast Counties Gas and Electric Company, upon selling and conveying to West Side Natural Gas Company the properties enumerated above under and in accordance with the provisions of the agreement of sale dated April 1, 1930, be, and it is hereby, authorized to cease furnishing and supplying gas and water service in and adjacent to the townsite of Avenal, upon the following conditions and not otherwise:-

- (1) That from and after the consummation of the agreement of sale, West Side Natural Gas Company will assume all responsibility for the adequate rendition of gas and water service to the inhabitants of, and to those adjacent to, the townsite of Avenal.
- (2) That upon the consummation of the agreement of sale, West Side Natural Gas Company will file with this Commission a memorandum setting forth in detail a description of the properties which it acquired and the price paid therefore

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA
HEREBY FURTHER ORDERS AND DECLARES that the authority herein
granted shall become effective ten days after the date hereof.

DATED at San Francisco, California, this 12th day
of June, 1930.

O. L. Seaver
Spencer
Leon Anthony
W. H. Smith

Commissioners.