

Decision No. 22380.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 LOWER LAKE FARMERS' TELEPHONE ASSO-
 CIATION, unincorporated, and THE
 PACIFIC TELEPHONE AND TELEGRAPH COM-
 PANY, a corporation, for an order
 authorizing Lower Lake Farmers' Tel-
 ephone Association to sell to The
 Pacific Telephone and Telegraph Com-
 pany all of its telephone property
 in and adjacent to the Town of Lower
 Lake, Lake County, California, and
 The Pacific Telephone and Telegraph
 Company to purchase and acquire the
 same and to publish, file and make
 effective rates for exchange, inter-
 exchange and telegraph service.

Application No. 16828

James G. Marshall, for The Pacific Telephone and
Telegraph Company

H. G. Crawford, for Lower Lake Farmers' Telephone
Association.

BY THE COMMISSION:

O P I N I O N

In this proceeding the Railroad Commission is asked to enter its order authorizing the Lower Lake Farmers' Telephone Association to sell its telephone properties in and adjacent to the Town of Lower Lake, Lake County, California, to The Pacific Telephone and Telegraph Company, for the sum of Five Hundred (\$500.) Dollars plus the cost of additions which may be made between the period from December 18, 1929 to the date of the transfer of the properties. The Commission is also asked to authorize The Pacific Telephone and Telegraph Company to acquire the aforesaid properties; to authorize the Lower Lake Farmers' Telephone Associa-

tion to withdraw from the telephone business in the territory served by its telephone system; and to authorize The Pacific Telephone and Telegraph Company to engage in the telephone and telegraph business in said territory at exchange, inter-exchange and telegraph rates set out in Exhibit "E" attached to the petition in this proceeding, together with proposed exchange and base rate areas set out in maps attached to said petition and marked Exhibit "F".

Applicant Lower Lake Farmers' Telephone Association is not a corporation but an association consisting of a number of members organized for the purpose of rendering telephone service. It owns and operates a telephone system in and adjacent to the Town of Lower Lake, Lake County, California. The Association has about eighty-two subscribers who receive service. Telephone service is given by the Association from 7 A.M. to 7 P.M. on week days and from 8 A.M. to 10 A.M. and 5 and 6 P.M. on Sundays and on holidays.

The testimony of Louis Jago, secretary and manager of Lower Lake Farmers' Telephone Association, shows that it is impossible for the Association to give satisfactory service, because it is unable to obtain the necessary money to do so. The Association's instruments are worn out, the central office equipment is inadequate, its hours of service are unsatisfactory, and it is unable to properly maintain its telephone system.

The testimony shows that it is the intention of The Pacific Telephone and Telegraph Company, upon acquiring the properties, of the Lower Lake Farmers' Telephone Association, which it has agreed to purchase, to locate the office in quarters which will be more adequate for the operating force and for the public, to install a magneto switch-board with a capacity of 160 lines and equip it with 60 local and 10 toll answering jacks. The board will be equipped with 15-cord

circuits having double supervision. The company will place 900 feet of 51-pair and 101-pair, 24-gauge lead-covered cable and metallicize all lines, furnishing service within the base rate area. It will replace 41 old pole structures and place 30 new poles and 32 crossarms and replace all service drops where necessary. It will install two miles of new aerial wire. The cost of the improvements is estimated at \$4,300.00. When such improvements are completed The Pacific Telephone and Telegraph Company will render a continuous 24-hour telephone service. It is also of record that The Pacific Telephone and Telegraph Company will purchase at a price of Ten Dollars per instrument, the telephone instruments of those members of the Association who are willing to take individual, party line or suburban service.

No one appeared to protest the granting of the application. The record conclusively shows that an improved telephone service is desired by the community which is being furnished telephone service by the Lower Lake Farmers' Telephone Association. Some of the members of the Association suggested during the course of the hearing that The Pacific Telephone and Telegraph Company should acquire the Association's lines located outside the proposed base rate area, which comprises the built up area of Lower Lake, and to reimburse those who contributed toward the construction of the lines. The Association proposes to turn over to the respective farmer's lines, its lines from the base rate area to the end of the farmer's lines, so that the farmer's lines will extend to the base rate area. We have considered this matter and feel that we have no authority to require The Pacific Telephone and Telegraph Company to purchase any of the properties in question or to reimburse members of the Association for any advances that they may have made to the Association.

The exchange rates which we believe The Pacific Telephone and Telegraph Company should charge and collect in the exchange and base rate areas, described in Exhibit "F" attached to this petition, are set forth in Exhibit "A" attached hereto. The rates are substantially the same as the company is now charging ^{at} Lakeport, Kelseyville and Upper Lake. While the rates herein fixed are somewhat higher than the rates now charged by the Lower Lake Farmers' Telephone Association, it should be remembered that The Pacific Telephone and Telegraph Company will rebuild the entire telephone system and give a 24-hour telephone service.

O R D E R

Lower Lake Farmers' Telephone Association and The Pacific Telephone and Telegraph Company, having requested an order authorizing the transfer of certain telephone properties from the former to the latter and the former having asked permission to withdraw from telephone service and the latter to file certain rates, all as more fully set forth in the opinion which precedes this order, this matter having been submitted and now being ready for decision,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA finds as a fact that the interests of the public will be served by the granting of this application, as provided in this order, and basing its order on the foregoing finding of fact, and such findings of fact as are contained in the opinion which precedes this order, therefore,

IT IS HEREBY ORDERED as follows:-

(1) Lower Lake Farmers' Telephone Association may sell and transfer on or before December 31, 1930 to The Pacific Telephone and Telegraph Company, for the sum of Five Hundred (\$500.00) Dollars plus the cost of additions and betterments from December 13, 1929 to the date of the transfer of the properties, the proper-

ties described in Exhibit "D", filed in this proceeding.

(2) Upon the transfer of the aforesaid properties and their operation by The Pacific Telephone and Telegraph Company, Lower Lake Farmers' Telephone Association may withdraw from public utility telephone and telegraph business.

(3) The Pacific Telephone and Telegraph Company shall, within thirty (30) days after the execution of the deed or instrument of conveyance under which it acquires and holds title to the aforesaid properties, file with this Commission a certified copy of such deed or instrument of conveyance.

(4) The authority herein granted to transfer the aforesaid properties is upon the condition that the consideration paid for such properties shall not be urged before the Railroad Commission of the State of California as a measure of the value of said properties for any purpose other than the transfer of such properties herein authorized.

(5) The Pacific Telephone and Telegraph Company may, on and after the date that it acquires the aforesaid properties, operate the same and make effective the rates for local telephone service in its Lower Lake Exchange, set forth in Exhibit "A" attached hereto, and such other exchange telephone rates and rules and regulations as may be approved by the Railroad Commission.

(6) The Pacific Telephone and Telegraph Company shall submit for filing not later than ten (10) days before it acquires the aforesaid properties, the rates referred to in subdivision (5) of its order, also copies of the exchange and base rate areas of Lower Lake Exchange, as shown in Exhibit No. 1 filed at the hearing in this proceeding, and rules and

regulations governing telephone service in said exchange area.

(7) The authority herein granted, except as otherwise noted, will become effective twenty (20) days after the date hereof.

DATED at San Francisco, California, this 20th day of October, 1930.

Al Lewis
Emilio C. Scott
Leon Whittell
Frank Smith

Commissioners.

EXHIBIT "A"

RATES

EXCHANGE SERVICE SCHEDULE NO. _____INDIVIDUAL LINE AND PARTY LINE SERVICE:LOWER LAKESERVICE:

Applicable to business individual line and two-party line flat rate service and residence individual line and party line flat rate service furnished within the Base Rate Area of the Lower Lake Exchange.

PROPOSED RATE:

	<u>Rate Per Month</u>	
	<u>Wall Set</u>	<u>Desk Set</u>
(1) Business Flat Rate Service:		
Each individual line station . .	\$2.75	\$3.00
Each two-party line station . .	2.25	2.50
Each extension station	1.00	1.00
(2) Residence Flat Rate Service:		
Each individual line station . .	2.25	2.50
Each two-party line station . .	2.00	2.25
Each four-party line station . .	1.75	2.00
Each extension station with or without bell.65	1.00

CONDITIONS:

1. Individual line and party line services will be provided outside the Base Rate Area and within the Exchange Area at the above rates and mileage rates.

2. Extension stations at the above rates are installed on the premises on which the primary station is located. The above rates and mileage rates are applicable to off-premises extension stations.

EXCHANGE SERVICE SCHEDULE NO.SUBURBAN SERVICE:LOWER LAKESERVICE:

Applicable to Suburban Ten-party Line Flat Rate Service furnished in the Suburban Area of the Lower Lake Exchange.

<u>RATE:</u>	<u>Rate Per Month</u>	
	<u>Wall Set</u>	<u>Desk Set</u>
(1) Business Flat Rate Service: Each Ten-Party Line Station: Air Line distance from Base Rate Area:		
One Mile or less	\$1.75	\$2.00
One to two miles	2.00	2.25
Two to three miles	2.25	2.50
Three to four miles	2.50	2.75
Four to five miles	2.75	3.00
Over five miles	3.00	3.25
Each Extension Station, without bell	1.00	1.00
(2) Residence Flat Rate Service: Each Ten-Party Line Station: Air Line distance from Base Rate Area:		
One Mile or less	1.75	2.00
One to two miles	2.00	2.25
Two to three miles	2.25	2.50
Three to four miles	2.50	2.75
Four to five miles	2.50	2.75
Over five miles	2.50	2.75
Each Extension Station, without bell	.50	.75

CONDITIONS:

1. Suburban service will be rendered outside the Base Rate Area but within the Exchange Area. In no case will the total number of primary stations connected to one circuit exceed ten (10) stations.

2. Extension stations at the above rates are installed on the same premises on which the primary station is located.

EXCHANGE SERVICE SCHEDULE NO. _____

FARMER LINE SERVICE:

LOWER LAKE

PROPOSED RATE:

Applicable to Farmer Line Service within the Suburban Area of the Lower Lake Exchange.

	<u>Rate Per Year</u>	
	<u>Each Residence Station</u>	<u>Each Business Station</u>
Exchange:		
Lower Lake.....	\$6.00	\$12.00

CONDITIONS:

1. Farmer Line service is furnished outside the Base Rate Area and normally within the Exchange Area. A farmer line station shall not be located within the Base Rate Area. A farmer line shall not extend across an exchange area boundary except upon a foreign exchange basis as hereinafter provided.

2. The Company will provide, own and maintain all lines and facilities used to furnish farmer line service to the boundary of the Base Rate Area except where the city limits are beyond this boundary, in which case the lines and facilities extend to the boundary of the city limits.

3. The subscriber will provide, own and maintain all lines and facilities beyond the boundary of the Base Rate Area or city limits.

4. Farmer line service will be rendered to less than five subscribers; providing the total minimum exchange revenue of each circuit is not less than that of five residence stations.

5. The following discount is applicable to the exchange service charges.

The subscriber will be allowed a discount of ten per cent (10%) on the charge for exchange service, if bill is paid at the company's office during the first month of the year. New subscribers will be billed from the date of connection to the end of the year, and annually in advance thereafter. Initial bills rendered new subscribers will be subject to a ten per cent (10%) discount on the charge for exchange service, provided the bill is paid at the Company's office within thirty days after date of bill.

EXCHANGE SERVICE SCHEDULE NO. _____FARMER LINE SERVICE:LOWER LAKECONDITIONS: (Cont'd)

6. Foreign Exchange Farmer Line Service will be furnished from one exchange to a farmer line station located in the sub-urban area of a contiguous exchange under the following rates and conditions:

(a) The rate per station will be one and one-half times the farmer line rate applying in the exchange from which the service is furnished, but not less than \$6.00 per station per year.

(b) The Company has the right to cease to render telephone service to a subscriber or subscribers served by means of a privately owned line by disconnection of such privately owned line, if a fault on that privately owned line is causing interruption to service furnished to other subscribers not served by such privately owned line; and may refuse to reconnect such line until the fault shall have been repaired and the line placed in an operating condition.

(c) The above service will be furnished providing the line owned by the subscriber or subscribers is properly constructed and in an operating condition.

(d) Foreign exchange service will be furnished subject to the same conditions as to the use of the service by other than the subscriber and his representatives which are applicable in connection with other classes of subscriber's telephone service. Foreign Exchange Service will not be provided for public or semi-public use.

(e) The scope of local service for, and the toll rates to and from, stations connected for Foreign Exchange Service will be in accordance with the tariff provisions of the foreign exchange for the particular class of service.

(f) A farmer line may not be connected to more than one exchange. In the event that the farmer line is so connected, and upon failure, after notice to the subscribers of record on that line, to comply with the above provision, the Company then shall have the right to disconnect that line from any or all the exchanges to which it is connected.

EXCHANGE SERVICE SCHEDULE NO.LINE EXTENSION CHARGES:LOWER LAKESERVICE:

Applicable to charges for Line Extensions in the Lower Lake Exchange.

RATE:

- A. Line Extension Within Base Rate Area.
Line extensions necessary to render telephone service within the Base Rate Area will be made by the Company.
- B. Line Extension Outside Base Rate Area.
A line extension, necessary to render telephone service outside the Base Rate Area, will be made in accordance with the following:
 1. The Company will make extensions to existing plant for each primary station up to and including 300 feet, as measured along the route of the extension (excluding drop wire).
 2. The Company will make extensions to a distance greater than 300 feet from existing plant upon the payment of a line extension charge of \$2.00 for each 100 feet (or fraction thereof) in excess of 300 feet for each primary station.
- C. Ownership and Maintenance of Line.
All line extensions will be owned and maintained by the Company. The applicant, however, if he so elects, may furnish and set the required poles in accordance with the construction standards of the Company in lieu of the charges applicable under Section B, but in all such instances the ownership shall be vested in the Telephone Company.
- D. Temporary or Speculative Service.
Line extensions for service to an applicant engaged in temporary or speculative business will be made, providing the applicant pays to the Company the total cost to construct and remove the line necessary to render that service, less the salvage value of the materials used.
- E. Location of Line Extensions.
The location of line extensions shall be determined by the Telephone Company.

EXCHANGE SERVICE SCHEDULE NO.

LINE EXTENSION CHARGES: (Continued)

LOWER LAKE

SERVICE:

RATE:

F. Contracts.

Contracts for telephone service where line extensions are necessary may be required by the Company as a condition precedent to service for a period not to exceed three years.

G. Return of Line Extension Charge.

The Line Extension Charge is not refundable.

H. Saving Clause.

In any case which may appear to warrant a departure from the above rules either on behalf of the Company or applicant for service, the matter may be submitted to the Railroad Commission of the State of California for adjustment.

EXCHANGE SERVICE SCHEDULE NO. _____

SUPPLEMENTAL EQUIPMENT:

LOWER LAKE

SERVICE:

Applicable to Miscellaneous Equipment furnished within the Exchange Area of the Lower Lake Exchange.

<u>RATE:</u>	<u>Installation Charge</u>	<u>Rate Per Month</u>
Ordinary extension bell - - - - -	\$1.25	\$.15
Ordinary extension bell with switch - -	1.50	.25
Loud ringing extension bell with switch	1.50	.35
Buzzer circuit, including 1 push button, 1 buzzer, battery and 50 feet of wiring	1.50	.25
Each additional push button - - - - -	.35	.05
Each additional buzzer - - - - -	.35	.10
Each additional 50 feet or less of wire	.50	.10
Each cam lever switch or key - - - - -	1.25	.25
(Rate applies when key is installed in addition to station)		
Desk and hand set cords, over 6 ft. but not exceeding 25 ft. in length		
Each installation and replacement - -	1.00	-
Booth - - - - -	5.00	1.50
Substation vacuum tube amplifier for deaf persons - - - - -	-	2.00
Intercommunicating device for private branch exchange stations:		
10-line switching device - - - - -	Actual Expense	.50
20-line switching device - - - - -	Actual Expense	.75
30-line switching device - - - - -	Actual Expense	1.00
 Chest transmitter and single head re- ceiver for use by relief operators on private branch exchange switchboards equipped with such sets - - - - -	 - -	 1.00
 Chest transmitter and single head re- ceiver substituted for a standard tele- phone on a primary or extension station to meet special requirements in connection with any class of business service, desk station rate plus - - - - -	 -	 .25

EXCHANGE SERVICE SCHEDULE NO. _____

SUPPLEMENTAL EQUIPMENT:

LOWER LAKE

SERVICE:

RATE: (Cont'd)

	<u>Installation Charge</u>	<u>Rate Per Month</u>
Head receiver in place of one standard hand receiver in addition to or in place of the hand receiver on a primary or extension station:		
Single head receiver or watch case receiver	-	\$.25
Double head receiver or two watch case receivers - - - - -	-	.50
Each terminal in central office in connection with night listing for private branch exchange systems - - - - -	-	1.25

Jack and Plug installations to permit use of Portable telephones:

	<u>Installation Charge</u>	<u>Rate Per Year</u>
Two Jacks or less - - - - -	\$5.00	\$1.50
Three Jacks - - - - -	6.00	1.50
Four Jacks - - - - -	7.00	1.75
Five Jacks - - - - -	8.00	2.00
Six Jacks - - - - -	9.00	2.25
Seven Jacks - - - - -	10.00	2.50
Eight Jacks - - - - -	12.00	2.75
Nine Jacks - - - - -	15.00	3.00
Ten Jacks - - - - -	18.00	3.25
Each additional Jack - - - - -	3.00	.25

Station wiring is terminated on mounted spring jacks at the above rates. One to four jacks will be installed on one line, usually confined to the same room, but jacks will be installed in adjoining rooms on the subscriber's premises to meet special conditions. In the case of hospitals and restaurants, additional jacks per line will be installed if, in the judgment of the Company, traffic requirements will permit.

One telephone (instrument and sub-station), either permanent or portable, with cord and plug, is allowed for each station line terminated on jacks at the primary station rate. Additional portable telephones with cord and plug, will be provided at the extension station rate.

EXCHANGE SERVICE SCHEDULE NO. _____.

OTHER SERVICES:

LOWER LAKE

Other rates and charges as may be approved.