

Decision No. 22676.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
 LOS ANGELES GAS AND ELECTRIC CORPORA-
 TION for a Certificate that Public
 Convenience and Necessity Require the
 exercise of Rights and Privileges
 granted to it by Ordinance No. 245
 of the County of Orange, Ordinance
 No. 112 of the City of Seal Beach,
 Ordinance No. 1479 of the County of
 Los Angeles, and Ordinance No. 361 of
 the City of Vernon, respectively.

ORIGINAL

Application No. 17084.

Paul Overton, for Applicant.

B. F. Woodard, for Southern California
 Edison Company, Ltd.

STEWENOT, COMMISSIONER:

O P I N I O N

In this application Los Angeles Gas and Electric Corporation asks that this Commission order and declare that public convenience and necessity require the exercise by applicant of the rights granted to it by franchise under the following ordinances:

- Ordinance No. 112 - City of Seal Beach, granted May 14, 1925
- Ordinance No. 245 - County of Orange, granted April 14, 1925
- Ordinance No. 1479 - County of Los Angeles, granted May 23, 1927
- Ordinance No. 361 - City of Vernon, granted June 16, 1930

copies of which are attached to the application.

A public hearing in this matter was held at Los Angeles, California, on February 4, 1931.

Testimony and evidence introduced at said hearing established the fact that in the year 1924 applicant constructed a steam-electric generating plant in the City of Seal Beach and a double circuit 110 K.V. electric transmission line along a right

of way one hundred feet wide connecting said plant with applicant's East Side Substation situate at 24th and Velasco Streets, in the City of Los Angeles; that said transmission line is built mainly on private rights of way but that it passes over certain public streets and highways in the City of Seal Beach, County of Orange, County of Los Angeles and City of Vernon; that the permission to exercise the rights granted under the franchises in question is requested for the reason of said crossings; that applicant has continuously operated said transmission line since its completion; that the operation of said transmission line is essential to the continuance of applicant's electric service to the 175,000 electric consumers on its system; and that the exercise by applicant of the rights granted to it under these ordinances, for transmission line purposes only, will not conflict with the rights of any other person or utility.

Applicant stipulated in the record at this hearing that it will not distribute electric energy under or pursuant to any of the ordinances or franchises involved in this application but that the exercise of same will be limited to the operation of transmission lines only.

Applicant has filed with the Commission a stipulation, duly executed on authority of its Board of Directors, agreeing that applicant its successors or assigns will never claim before this Commission or any other court or public body, a value for said franchises in excess of the actual cost thereof.

I recommend the following form of order:

O R D E R

Los Angeles Gas and Electric Corporation having asked that this Commission order and declare that public convenience and

necessity require the exercise by applicant of the rights granted to it by the franchises under the ordinances set forth in the above opinion, public hearing having been held, the matter being submitted and now ready for decision;

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY ORDERS AND DECLARES that public convenience and necessity require and will require the exercise by Los Angeles Gas and Electric Corporation of the rights granted to it by franchises under Ordinance No. 112 of the City of Seal Beach, Ordinance No. 245 of the County of Orange, Ordinance No. 1479 of the County of Los Angeles and Ordinance No. 361 of the City of Vernon, in so far as such exercise is necessary for the operation and maintenance of applicant's transmission lines only between its Seal Beach plant and its East Side Substation in Los Angeles, provided that this order shall in no way be construed to authorize applicant to distribute electric energy to any consumers in the territory covered by said franchises.

The effective date of this order shall be from and after the date hereof.

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 9th day of March, 1931.

Cl. Seaver
Leon W. Hill
M. J. [unclear]
W. B. [unclear]
Fred G. [unclear]
 Commissioners.