

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of
SOUTHERN CALIFORNIA GAS COMPANY for
a certificate of public convenience
and necessity and authority to
exercise rights and privileges under
a franchise heretofore granted to it
by the Board of Supervisors of the
County of Los Angeles.

Application No. 922.

O'Melveny, Stevens & Millikin and Sayre Macneil for applicant.
A. J. Hill for Board of Supervisors of Los Angeles County.
Albert Lee Stephens and Howard Robertson for City of Los Angeles.

ESHELMAN, Commissioner,

O P I N I O N .

This is an application, in the same form as that considered
in Application No. 921, to serve certain designated territory in
the County of Los Angeles, as prescribed by Ordinance No. 331
(New Series) of the Board of Supervisors of Los Angeles County,
approved the 28th day of July, 1913.

The Midway Gas Company, a utility of like character, has
a main on some of the roads here involved but does not distribute
gas locally therefrom and does not oppose the granting of this
application.

The territory affected by this application is described
as follows:

Beginning at the intersection of the westerly line of
Los Angeles County and the southerly boundary line of the
Santa Barbara National Forest Reserve; thence easterly,
northerly and southerly along said boundary line of the Santa
Barbara National Forest Reserve to the southerly line of
the Los Angeles National Forest Reserve; thence easterly
and southerly along the southerly boundary line of the
Los Angeles National Forest Reserve to the Range line
between Townships 1 North, Range 12 West, and 1 North,
Range 13 West; thence southerly along line between Townships
1 North, Range 12 West, and 1 North, Range 13 West, to the
south line of Section 24 in Township 1 North, Range 13
West; thence west along the south line of Section 24
and 23 in Township 1 North, Range 13 West, to the west line
of Section 23 in same township; thence north along west

line of Sections 23 and 14, same township, to the incorporate city limits of the City of Glendale; thence northerly, westerly and southerly along the city limits of the City of Glendale to the intersection with the south line of Section 9 in Township 1 North, Range 13 West; thence west along the south line of Sections 9, 8 and 7, same township, to the range line between Townships 1 North, Range 13 West, and 1 North Range 14 West ; thence southerly along range line between Townships 1 North, Range 13 West, and 1 North, Range 14 West, to the north city limits of the City of Los Angeles; thence westerly and southerly along the city limits of the City of Los Angeles to the township line between Townships 1 North and 1 South, otherwise known as the San Bernardino Base Line; thence west along San Bernardino Base Line to the easterly line of Rancho San Vicente Y Santa Monica; thence southerly and westerly along the east boundary line of Rancho San Vicente Y Santa Monica to the west city limits of the City of Sawtelle; thence southerly and westerly along west city limits of the City of Sawtelle to the north city limits of the City of Santa Monica; thence westerly and southerly along the city limits of the City of Santa Monica to the intersection with the high ~~mark~~ water mark of that part of the Pacific Ocean known as Santa Monica Bay; thence westerly along said high water line to the intersection with the range line between Ranges 16 and 17 West, of S. B. B. Meridian; thence north along said range line to the northeast corner of Township 1 South, Range 17 West; thence west along the north line of Township 1 South, Range 17 West, to the south $\frac{1}{4}$ corner of Section 33 in Township 1 North, Range 17 West; thence north along the $\frac{1}{4}$ section line of Sections 33, 28, 21 and 16, in Township 1 North, Range 17 West, to the west boundary line of Los Angeles County; thence northerly and easterly along said boundary line of Los Angeles County to the point of beginning.

Omitting in the above described territory all highways within the incorporate limits of the City of Burbank and the City of San Fernando.

The same question is here involved as in Application No. 921, the ordinance being similar in form and the same objections attaching thereto. The applicant and the attorney for the County of Los Angeles have entered into a stipulation similar in form to the one set out in the opinion in Application No. 921, which stipulation is hereby referred to for particulars.

I recommend the granting of the application on similar conditions to those imposed in Application No. 921, and I submit herewith the following order:

O R D E R .

SOUTHERN CALIFORNIA GAS COMPANY having applied to this Commission for a certificate of public convenience and necessity authorizing it to lay, construct, operate and maintain a system of gas pipes and pipe lines under and along certain public roads and highways in the County of Los Angeles, described in the opinion hereto, and to exercise rights and privileges under a franchise granted to it by Ordinance No. 331 (New Series) of the Board of Supervisors of Los Angeles County, passed and approved on the 28th day of July, 1913; and a hearing having been held, and being fully apprised in the premises,

THE COMMISSION HEREBY FINDS AS A FACT that the present and future public convenience and necessity require and will require the granting of the application herein to lay, construct, operate and maintain a system of gas pipes and pipe lines under and along certain public roads and highways in the County of Los Angeles within the territory described in the opinion hereto, and to exercise rights and privileges under a franchise heretofore granted to it in Ordinance No. 331 (New Series) passed and approved on the 28th day of July, 1913, by the Board of Supervisors of Los Angeles County.

And basing this order on the foregoing findings of fact,

IT IS HEREBY ORDERED that permission is granted to the Southern California Gas Company to lay, construct, operate and maintain a system of gas pipes and pipe lines under and along certain public roads and highways in the County of Los Angeles, described in the opinion hereto, and to exercise rights and privileges granted to it under the franchise heretofore referred to, on the following conditions, and not otherwise.

Neither the language in said franchise as follows:

"That the grantee of the said franchise shall, upon request from any person residing, or having a place of business upon property abutting, upon any street or highway along which a pipe line, under the provisions of this

franchise, shall be construed, and upon the payment of the grantee's reasonable charges for making the connection and for furnishing gas, furnish to such person an adequate supply of gas for domestic or manufacturing purposes."

nor any other language occurring in said franchise, shall be construed, nor shall any part thereof be construed by or on behalf of said applicant as limiting in any way the lawful power of the Railroad Commission of the State of California at any time to make and enforce as fully and effectually as though said condition had not been inserted in said franchise, any order concerning or affecting the making by said applicant of extensions or of service connections or the payment of the cost of making any of the same or concerning or affecting the persons for whose benefit the extensions or connections shall be made.

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 17th day of March, 1914.

John W. Ashburn
H. S. ...
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Man Thelen
Edwin C. Edgerton
Commissioners.