

ORIGINAL

Decision No. 2169

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
STANDARD CONSOLIDATED MINING COMPANY)
for authority to sell all of its) Application No. 1534.
property in Mono County, California,)
to J. S. Cain.)

Samuel C. Wiel, for Applicants.

GORDON, Commissioner:

O P I N I O N.

Standard Consolidated Mining Company owns certain mining property in Mono County, California, and proposes to sell all of this property to J. S. Cain for \$25,000 cash and the cancellation of a claim of \$700,000 for ore which Mr. Cain states has been extracted from property owned by him adjacent to property owned by the mining company. A suit is now pending for the collection of this claim.

The operations of Standard Consolidated Mining Company consist almost entirely of mining, though the Company operates a small hydroelectric system to run the mine. This system consists of a 250.h.p. plant on Green Creek, Mono County, California, and a transmission line, some 13 miles in length, from the plant on Green Creek to the town of Bodie, in which the mine is situated. In addition to serving the mine with electric energy some 10 or 12 inhabitants of the town of Bodie, which is an unincorporated community, are also served. A telephone line is operated from the plant on Green Creek to the mine in Bodie, though there are no persons within the town of Bodie supplied with telephone service other than the mine itself.

Mr. Cain expects to continue operating the mine, and will continue to operate the electric power system.

A form of deed conveying the property from Standard Consolidated Mining Company to J. S. Cain is attached to the application and marked "Exhibit A", and I recommend that applicants be given authority to transfer the property in accordance with the terms of this deed.

I submit herewith the following form of order:

O R D E R.

Standard Consolidated Mining Company having applied for authority to transfer certain property in Mono County to J. S. Cain for the sum of \$25,000^{cash} and the cancellation of a claim of \$700,000, which J. S. Cain alleges that he holds against the Company, the property to be transferred including a small hydroelectric system supplying electric light to the inhabitants of the town of Bodie, the transfer to be made in accordance with the terms and conditions of the form of deed attached to the application in this proceeding and marked "Exhibit A", and a public hearing having been held in this matter and the Commission being duly advised,--

IT IS HEREBY ORDERED that Standard Consolidated Mining Company be, and it is hereby, authorized to transfer to J. S. Cain certain public utility property in Mono County, California, the property to be transferred and the terms and conditions of the conveyance to be as set forth in the form of deed attached to the application in this proceeding and marked "Exhibit A", upon the following condition, and not otherwise, to-wit:

The consideration given for the property herein authorized to be transferred shall not be taken before this Commission, nor any other public body, as representing for rate fixing or other

purposes the value of the public utility property transferred.

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 24th day of February, 1915.

Max Thelen

W. H. ...

W. G. ...

Edwin O. Edgerton

Paul R. ...

Commissioners.