

Decision No. _____.

ORIGINAL

Decision No. 3058

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
GLENDALE LIGHT AND POWER COMPANY for) Application No. 2046.
ratification of the sale of certain)
property to the CITY OF GLENDALE.)

W. G. Cooke for Glendale Light and Power Company.
H. B. Lynch, Manager of Public Service, Depart-
ment, City of Glendale, and
T. W. Watson, City Manager, City of Glendale, for
City of Glendale.

BY THE COMMISSION.

O P I N I O N.

Glendale Light and Power Company applies to the Rail-
road Commission for an order authorizing the sale of the company's
property in and adjacent to the City of Glendale to said city
in April, 1912. The City of Glendale joins in the application.

Glendale Light and Power Company formerly served the
Cities of Glendale and Tropic, which adjoin each other, and the
adjacent territory with electric energy. In 1909 it sold to
the City of Glendale that portion of its system lying within the
original limits of that City and gave, at the same time, an
option to purchase other portions of its system which might be
included in any territory thereafter annexed by the City upon
terms to be fixed at the time of transfer by a board of appraisers.
Certain territory served by the company was annexed to the City
of Glendale at an election held in 1911.

On April 18, 1912, the City purchased, pursuant to said option, the system lying within the annexed territory, paying cash therefor, and at the same time purchased that portion of the system not included within the original city limits nor the limits of the territory annexed, to be paid for in four installments, three of which have been paid and the last of which, amounting to \$1,596.00, became due and payable January 1, 1916.

The agreed price for the property purchased April 18, 1912, was fixed by representatives of the City and the company at that time at original cost less depreciation, the overhead and legal expenses having been allowed for and included in the purchase price of the system lying within the original city limits, which was purchased by the City in 1909. The City has ever since been in the actual possession and enjoyment of the property.

Before making the final payment of \$1,596.00, the parties have asked for an order of this Commission authorizing the transfer of property in conformity with the terms of said agreement concerning that portion of the system purchased April 18, 1912. It was explained at the hearing that it was only recently that the parties realized that the approval of this Commission would be necessary to the validity of the transaction.

It appears to be for the public interest that the application be granted. The approval of the Commission should be followed by the execution and delivery to the City of suitable conveyance for the property at a date subsequent to the date of the Order herein.

O R D E R.

GLENDALE LIGHT AND POWER COMPANY having applied to the Railroad Commission for an order authorizing it to transfer to the CITY OF GLENDALE its property used for supplying electric energy to the inhabitants of Glendale and vicinity, in which application the City of Glendale joins, and a public hearing having been held thereon and it appearing that said property has been heretofore actually transferred to the City of Glendale and is now being used by it, and it appearing that said property has been paid for except for a final payment of \$1,596.00, which became due January 1, 1916,

IT IS HEREBY ORDERED that upon payment to Glendale Light and Power Company of said sum of \$1,596.00, said company be and it is hereby authorized and empowered to execute and deliver to the City of Glendale on or before March 1, 1916, suitable conveyance for all of said property so purchased and heretofore transferred to said City.

Within ten (10) days after the execution and delivery of said conveyance and the payment of said sum, the parties hereto shall report to the Railroad Commission, in writing, the fact of said conveyance, the payment of said sum and the date thereof.

Dated at San Francisco, California, this 25th day of January, 1916.

Attest
W. H. [Signature]
W. H. [Signature]

Francis R. [Signature]
Commissioners.