

ORIGINAL

Decision No 2225

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of Pacific Light and Power Corporation for a Certificate that Public Convenience and Necessity require the Exercise of Rights and Privileges granted by the County of Kern by Ordinance No. 117, adopted March 8, 1916.

Application No. 2225.

S. M. Haskins for Pacific Light and Power Corporation.
E. B. Criddle for Southern Sierras Power Company.

TERLEN, Commissioner.

O P I N I O N.

This is a petition for a finding by the Railroad Commission that public convenience and necessity require the exercise by Pacific Light and Power Corporation of the rights and privileges granted to said corporation by Ordinance No. 117 of the County of Kern, adopted March 8, 1916, and construction by petitioner thereunder.

A public hearing was held in Los Angeles on May 9, 1916.

A copy of said Ordinance No. 117 is attached to the petition and marked Exhibit A. This ordinance grants to Pacific Light and Power Corporation for the term of 50 years the right to construct, operate and maintain an electric pole and wire system for the purpose of conducting, transmitting and distributing electric energy for lighting, heating and power purposes and for any and all other purposes for which electricity can be used, in, upon and along all public roads, highways, streets, alleys and other public places in that portion of Kern County which is particularly described in the ordinance. The territory thus described is, in general, that portion of Kern County which lies east of a line running from Township 25 South, Range 31 East on the north

to Township 9 North, Range 20 West on the south.

Petitioner testified that it desires at the present time to serve under said franchise, the following business:

1. The town of Kernville, for lighting and small motors, approximately 20 consumers.
2. The quarry of the County of Kern, at Keene, where a connected load of 385 H.P. is now installed.
3. The town of Tehachapi, where electric energy is wholesaled by petitioner to a municipal electric plant.
4. The monolith cement plant operated by the County of Los Angeles, situated about seven miles south of Tehachapi, with a connected load of about 2200 H.P.
5. The Tropico Mining Company's property in Township 9 North, Range 13 West, near the Los Angeles County north line, with a connected load of about 200 H.P.

The foregoing business is now being served by petitioner under temporary permits from the County of Kern. Petitioner testified that there are prospects of additional business in portions of the territory covered by the franchise.

Southern Sierras Power Company is now distributing electric energy in the northeast portion of Kern County in the vicinity of Randsburg, Inyokern and Johannesburg in a portion of the territory covered by the franchise secured by petitioner herein. At the hearing, petitioner was granted leave to modify its petition so as to limit the territory to be served by excluding the territory in Kern County east of a line agreed upon by petitioner and Southern Sierras Power Company. The territory to be served by petitioner will be described in the order herein. No one appeared

in opposition to the granting of the petition as modified.

I submit the following form of order:

O R D E R.

Pacific Light and Power Corporation having applied to the Railroad Commission for a finding that public convenience and necessity require the exercise by Pacific Light and Power Corporation of the rights and privileges granted to said corporation by the County of Kern by Ordinance No. 117, adopted on March 8, 1916, and construction by said corporation thereunder, and a public hearing having been held and petitioner having modified its petition as indicated in the opinion herein.

The Railroad Commission hereby declares that public convenience and necessity require the exercise by Pacific Light and Power Corporation of the rights and privileges granted to said corporation by the County of Kern by Ordinance No. 117, adopted on March 8, 1916, in the following portion of Kern County:

Beginning at the southwest corner of Township 9 North, Range 9 West, M.D.B. and M. thence diagonally west of north to the southwest corner of Township 27 South, Range 36 East, thence due north to the northwest corner of Township 25 South, Range 36 East; thence west along the boundary line between Tulare County and Kern County to the northwest corner of Township 25 South, Range 31 East, M.D.B. and M.; thence south to the southwest corner of Township 29 South, Range 31 East, M.D.B. & M; thence west to the northwest corner of Township 30 South, Range 30 East, M.D.B. and M.; thence south to the northwest corner of Township 32 South, Range 30 East, M.D.B. and M.; thence west to the northwest corner of Township 32 South, Range 29 East, M.D.B. and M.; thence south to the southwest corner of Township 32 South, Range 29 East, and

its junction with the eighth standard parallel, South M.D.B. and M.; thence west on the eighth standard to the northwest corner of Township 12 North, Range 19 West, S. B. M.; thence south to the northwest corner of Township 10 North, Range 19 West, S.B.M.; thence west to the northwest corner of Township 10 North, Range 20 West, S.B.M.; thence south to the southwest corner of Township 9 North, Range 20 West, S.B.M.; thence east along the south boundary of Kern County to the point of beginning; excepting therefrom any portion or portions of said territory now within the incorporated limits of any city or town;

and construction by petitioner thereunder; provided, that Pacific Light and Power Corporation shall first have filed with the Railroad Commission a stipulation, duly authorized by its board of directors, agreeing that Pacific Light and Power Corporation, its successors and assigns, will never claim before the Railroad Commission or any other public authority any value for the franchise granted by said Ordinance No. 117, in excess of the cost thereof, declared by petitioner to be \$317.45, and shall have secured from the Railroad Commission a supplemental order herein declaring that such stipulation, satisfactory to the Railroad Commission, has been filed.

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 15th day of May, 1916.

Max Sheldon
H. J. Ireland
Alfred J. ...
Frank R. ...
Commissioners.