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ORIGINAL

Decision No. \_\_\_\_\_

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application of )  
Calistoga Electric Company for an ))  
order extending time for compliance ) Application No. 2214  
with Chapter 499, Laws of 1911, as )  
amended by Chapter 600, Laws of 1915. )

Leo Susman for Calistoga Electric Company.  
J. Morgenthauer and William Rhys for  
Electric Workers.

THELEN and DEVLIN, Commissioners.

O P I N I O N

This is a petition for an order extending the time for compliance with the provisions of Chapter 499, Laws of 1911, as amended by Chapter 600, Laws of 1915, referring to the construction, reconstruction, maintenance and use of electric poles, wires, cables and appliances.

A public hearing in this proceeding was held in San Francisco on July 13, 1916.

For a statement of the law governing proceedings of this character and of the principles guiding the Railroad Commission in its decision therein, reference is hereby made to the decision this day rendered in Application No. 2222, Los Angeles Gas and Electric Corporation et al.

Petitioner owns and operates an electric distributing system in the town of Calistoga and vicinity in Napa County.

Mr. C. M. Derby, petitioner's manager, testified that all new construction and all reconstruction subsequent to the effective date of Chapter 499, Laws of 1911, has been in compliance with the statute, and that at the present time approxi-

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mately 75 per cent of the system complies with the statute.

Mr. Derby testified that an expenditure of approximately \$1,400.00 will be necessary in the town of Calistoga and about \$600.00 in unincorporated territory to remove all violations of the statute.

He testified that in order to make it convenient petitioner should have an extension of between three to five years.

Some confusion apparently existing as to what work petitioner would be required to do in order to comply with the statute, the Railroad Commission sent one of its inspectors to examine petitioner's system. The inspector reports that only a small amount of work remains to be done, and that the entire work can easily be completed by June 30, 1917. It was stipulated at the hearing that the inspector's report might be considered in evidence in this proceeding.

After careful consideration of all the factors entering into the problem, we have reached the conclusion that an extension of time until June 30, 1917 should be granted to petitioner, on the conditions specified in the order herein.

We submit the following form of order:

#### O R D E R

Calistoga Electric Company having applied for an order extending the time within which to comply with the provisions of Chapter 499, Laws of 1911, as amended by Chapter 600, Laws of 1915, and a public hearing having been held,

IT IS HEREBY ORDERED as follows:

1. The time within which petitioner herein shall reconstruct its existing system so as to comply completely

with the provisions of Chapter 499, Laws of 1911, as amended by Chapter 600, Laws of 1915, is hereby extended to and including June 30, 1917, on condition that at least one-half of the reconstruction work necessary to be done shall be completed on or before December 31, 1916, and the entire work on or before June 30, 1917.

2. At the times herein directed, petitioner shall file with the Railroad Commission, on forms to be supplied by the Railroad Commission, progress reports showing, in such detail as will be prescribed by the Railroad Commission, the extent to which the necessary reconstruction work has been performed during the period covered by the report and also the extent to which reconstruction work remains to be done in order that the property will comply with the provisions of Chapter 499, Laws of 1911, as amended by Chapter 600, Laws of 1915. The first report shall cover the period ending December 31, 1916, and shall be filed with the Railroad Commission within fifteen days subsequent thereto. The succeeding report shall cover the succeeding six months' period, and shall be filed on or before the expiration of fifteen days after the termination of such succeeding period of six months.

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 26<sup>th</sup> day of September, 1916.

Mary Thelen  
A. B. Overland  
Edwin C. Edgerton  
Frank R. Dearlin

Commissioners