

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

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

2682

In the matter of the Application  
of ORO ELECTRIC CORPORATION for  
an order extending time for com-  
pliance with Chapter 499, Laws of  
1911, as amended by Chapter 600,  
Laws of 1915. ) Application No. 2311.

C. P. Cutten for Oro Electric Corporation.  
J. Morgenthauer and William Rhys for Electrical  
Workers.

THELEN and DEVLIN, Commissioners.

O P I N I O N.

This is a petition for an extension of time within which to comply 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 14, 1916.

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

Petitioner is engaged in the transmission and distribution of electric energy within the City of Oroville and vicinity, and in San Joaquin County.

Mr. A. A. Davis, petitioner's superintendent, testified that petitioner's distributing system in the business portion of Oroville has been rebuilt within the last three years, in entire compliance with the provisions of the statute, and that the violations of the statute in Butte County consist principally in the failure to observe the prescribed horizontal and vertical clear-

ances. Petitioner's system in the San Joaquin Valley has been constructed entirely since the effective date of Chapter 499, Laws of 1911, and is claimed by petitioner to comply in all respects with the statute.

Mr. Davis testified that in order to comply completely with the provisions of the statute in Butte County, an expenditure of \$11,167.00 will be necessary.

Petitioner asked an extension of five years, on the assumption that no special effort will be made to comply with the provisions of the statute, and that reconstruction will be done only for other reasons.

There were certain suggestions made at the hearing that the construction in San Joaquin County which has all been installed subsequent to the effective date of Chapter 499, Laws of 1911, in certain respects violates the statute. Petitioner's attention is specifically directed to this matter. If any construction subsequent to the effective date of Chapter 499 violates the statute, the violation should at once be removed.

Under all the circumstances of this case, we are of the opinion that a reasonable extension will be to and including June 30, 1918, on the conditions specified in the order herein.

We submit the following form of order:

O R D E R.

ORO ELECTRIC CORPORATION 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 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, 1918; on condition that at least one-half of the reconstruction work necessary to be done shall be completed on or before June 30, 1917; and the entire work on or before June 30, 1918.

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 15 days subsequent thereto. The succeeding reports shall cover the succeeding six-months' periods respectively, and shall be filed on or before the expiration of 15 days after the termination of each 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.

Max Thelen  
Arthur J. Brown  
Edwin C. Egerton  
Frank R. Glavin

Commissioners.