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Decision No. _____

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
The Western Union Telegraph Company
for an order extending time for com-
pliance with Chapter 499, Laws of
1911, as amended by Chapter 600, Laws
of 1915.

Application No. 2378

J. L. Ord for The Western Union Telegraph
Company.

J. Morgenthau 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 14, 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 a telegraph system
which conducts a business generally throughout all portions
of California.

Decision No. 3691

Mr. J. L. Ord, petitioner's Division Plant Superintendent, testified that all new construction and reconstruction work subsequent to the effective date of Chapter 499, Laws of 1911, has complied with the statute. He testified that petitioner's lines pass through approximately 189 incorporated towns in California, and that in approximately 120 towns the violations of the law have been entirely removed. Petitioner has prepared estimates for carrying on the work in 50 additional towns.

Petitioner reports that in the southern portion of the State, namely, south of Fresno and San Luis Obispo, the necessary work of reconstruction has been almost entirely completed, and that in the central and northern sections of the State, between 50 per cent and 75 per cent of the work has been completed.

Petitioner's Exhibits No. 2 and No. 3 herein show that approximately \$15,000.00 must be expended by petitioner in order to remove the remaining violations of the law in petitioner's first district.

Petitioner asks an extension of two years. We are impressed with the efforts which petitioner has heretofore made to bring its system within the provisions of the statute and are of the opinion that an extension of time until June 30, 1918 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

The Western Union Telegraph 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, 1918, on condition that at least one-half of the reconstruction work necessary to be done shall be completed by 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 be filed with the Railroad Commission within fifteen days subsequent thereto. The succeeding reports shall cover the succeeding six months' periods, respectively, and shall be filed on or before the expiration of fifteen 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 26th day of September, 1916.

Max Thelen
H. S. Ireland
Edwin C. Edgerton
Frank R. Doherty 248