

# ORIGINAL

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

BEFORE THE RAILROAD COMMISSION  
OF THE STATE OF CALIFORNIA.

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In the matter of the application of  
THE SOUTHERN SIERRAS POWER COMPANY  
for a certificate that public conven-  
ience and necessity will require the  
extension of its plant and system and  
the exercise of franchise rights along  
and upon public highways of the County  
of San Bernardino.

APPLICATION

NO. 3047

In the matter of the application of  
THE SOUTHERN SIERRAS POWER COMPANY  
for a certificate that public conven-  
ience and necessity will require the  
extension of its plant and system and  
the exercise of franchise rights along  
and upon public highways of the County  
of Inyo.

APPLICATION

NO. 3048

In the matter of the application of  
THE SOUTHERN SIERRAS POWER COMPANY  
for a certificate that public conven-  
ience and necessity will require the  
extension of its plant and system and  
the exercise of franchise rights along  
and upon public highways of the County  
of Riverside.

APPLICATION

NO. 3049

In the matter of the application of  
THE SOUTHERN SIERRAS POWER COMPANY  
for a certificate that public conven-  
ience and necessity will require the  
extension of its plant and system and  
the exercise of franchise rights along  
and upon public highways of the County  
of Kern.

APPLICATION

NO. 3050

Isaac B. Potter for Applicant

BY THE COMMISSION

## OPINION

The Southern Sierras Power Company herein applies

Decision No. 4597

for certificates of public convenience and necessity to exercise franchise rights in unincorporated territory in the Counties of San Bernardino, Inyo, Riverside and Kern under franchises described in the order. A public hearing upon these applications was held by Examiner Westover at Riverside. By stipulation all four applications were heard together.

Applicant constructed lines and commenced operation in all four counties under franchises procured prior to the amendment of the Broughton Act in 1915. These franchises covered the entire unincorporated territory of the Counties of Inyo, San Bernardino and Riverside and the eastern part of Kern County. Certificates of public convenience and necessity were granted to exercise franchise rights and privileges in the Counties of Inyo, Kern and San Bernardino by decisions of this Commission. The franchise in Riverside County was exercised prior to the effective date of the Public Utilities Act. These original franchises required that construction work be completed within three years. Since the amendment of the Broughton Act in 1915, authorizing the granting of franchises to electric corporations without limiting the period of construction, applicant has been granted 50 year franchises in the four counties named without such three year limitation. Applicant is now able under its new franchises to continue to make such extensions as the demand for service justifies without the necessity of obtaining new franchises every three years.

The new franchise obtained from the County of Kern covers the same territory as covered by the previous franchise, the right to exercise which was granted by this Commission in

its Decision No. 667, Application 524 (Opinions and Orders of the Railroad Commission of California, Vol. 2, p. 877).

In connection with application of Pacific Light and Power Corporation for authority to exercise franchise rights in Kern County, Application 2225, The Southern Sierras Power Company agreed not to oppose the granting to Pacific Light and Power Corporation of the right to exercise the latter's franchise west of a line considerably east of the western boundary of The Southern Sierras Power Company's franchise in Kern County.

The rights of The Southern Sierras Power Company in the territory covered by the overlapping certificates were not withdrawn, but at this time applicant asks for authority to exercise its franchise in that part of Kern County east of the easterly boundary line as set forth in Decision No. 3341 in Application 2225 (Opinions and Orders of the Railroad Commission of California, Vol. 10, p. 108), which line is as follows:

Beginning at the southwest corner of township 9 north, range 9 west, S.B.B. & M., being a point on the southern boundary line of Kern County, thence diagonally west of north to the southwest corner of township 27 south, range 36 east, M.D.B. & M., thence due north to the northwest corner of township 25 south, range 36 east, M.D.B. & M., being a point on the northern boundary of Kern County.

Since the hearing applicant has filed with the Commission a certified copy of resolution of its Board of Directors adopted August 2, 1917, to the effect that it stipulates and agrees that ~~the~~ applicant, its successors or assigns will never claim before the Railroad Commission or any court or other public body a value for any rights or privileges in excess of the actual cost thereof to applicant, which costs are stated in the resolution to be: in Inyo

County - \$132.97; in Kern County - \$100.00; San Bernardino - \$106.05; Riverside County - \$1200, and authorizing and directing the filing of a certified copy of the resolution as its stipulation to the above effect. The amount stated as the cost to applicant in each instance represents the amount bid, and includes the cost of advertising, which was paid by the County in each instance.

### O R D E R

The Southern Sierras Power Company having applied for an order substantially as hereinafter contained, a public hearing having been held upon its applications, and the Commission being now fully advised in the premises; and

Applicant having filed with the Railroad Commission a stipulation duly authorized by its Board of Directors in form satisfactory to the Commission declaring that The Southern Sierras Power Company, its successors and assigns will never claim before the Railroad Commission or any court or other public body a value for the rights and privileges in excess of the actual cost to it of acquiring said rights and privileges, which cost is represented by said The Southern Sierras Power Company in said stipulation to have been \$132.97 for its franchise in Inyo County, \$100 for its franchise in Kern County, \$106.05 for its franchise in San Bernardino County, and \$1200 for its franchise in Riverside County,

The Railroad Commission of the State of California hereby declares that

1. Present and future public convenience and necessity require and will require the extension by

The Southern Sierras Power Company of its electric system in the unincorporated territory of the County of San Bernardino and the exercise by it of the franchise rights and privileges conferred upon it by Ordinance No. 172 of the County of San Bernardino, adopted August 14, 1916.

2. Present and future public convenience and necessity require and will require the extension by The Southern Sierras Power Company of its electric system in the unincorporated territory of the County of Inyo and the exercise by it of the franchise rights and privileges conferred upon it by Ordinance No. 150 of the County of Inyo, adopted August 15, 1916.

3. Present and future public convenience and necessity require and will require the extension by The Southern Sierras Power Company of its electric system in the unincorporated territory of the County of Riverside and the exercise by it of the franchise rights and privileges conferred upon it by Ordinance No. 127 of the County of Riverside, adopted August 9, 1916.

4. Present and future public convenience and necessity require and will require the extension by The Southern Sierras Power Company of its electric system in the unincorporated territory of the County of Kern east of a certain line described in the opinion preceding this order and the exercise by it in the same territory of the franchise rights and

privileges conferred upon it by Ordinance No. 119 of  
the County of Kern, adopted October 7, 1916.

Dated at San Francisco, California, this 29<sup>th</sup>  
day of August, 1917.

Max Thelen

Alex Gordon

Frank R. Dolan  
Commissioners.