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Decision No. 4172

Decision No. _____

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of PRODUCERS GAS & FUEL COMPANY)	
for a certificate of public con-)	Application No. 2742
venience and necessity.)	

BY THE COMMISSION.

FIRST SUPPLEMENTAL ORDER

WHEREAS the Railroad Commission in Decision Number 4386, dated June 12, 1917, declared that thereafter upon application of Producers Gas and Fuel Company made after said Company had secured certain franchises from the City of McKittrick and the County of Kern, it would issue a certificate declaring that public convenience and necessity required the exercise by said company of the rights and privileges conferred by said franchises; and Producers Gas and Fuel Company on August 29, 1917 having filed copies of said franchises with this Commission and having made application for said certificate of public convenience and necessity;

THE RAILROAD COMMISSION OF CALIFORNIA HEREBY
DECLARES that public convenience and necessity require the exercise by Producers Gas and Fuel Company of the rights and privileges conferred by Ordinance Number 35 of the City of McKittrick, adopted

April 3, 1917 and Ordinance Number 120 of the County of Kern, adopted April 6, 1917, provided that Producers Gas and Fuel Company shall first have filed with the Railroad Commission a stipulation duly authorized by its Board of Directors declaring that Producers Gas and Fuel Company, its successors and assigns, will never claim before the Railroad Commission or any court or other public body a value for said rights and privileges in excess of the actual cost to Producers Gas and Fuel Company of acquiring said rights and privileges, which cost shall be set forth in the stipulation, and shall have received from the Railroad Commission a supplemental order declaring that such stipulation has been filed in form satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 20th day of October, 1917.

H. B. Rowland
Chas. Gordon
Edwin O. Edgerton

Commissioners.