

ORIGINAL

Decision No. 6270

BEFORE THE RAILROAD COMMISSION  
OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of  
the SOUTHERN CALIFORNIA GAS COMPANY  
for an order preliminary to the issue  
of a Certificate of Public Convenience  
and Necessity relative to the exercise  
of rights of franchise to be secured  
for the distribution of gas in RIVER-  
SIDE COUNTY.

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) Application No. 4364  
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A.E. Peat for Applicant  
Z. T. Bell for Citrus Belt Gas Co.

BRUNDIGE, Commissioner

O P I N I O N

This is an application by Southern California Gas Company for an order preliminary to the issuance of a certificate of public convenience and necessity relative to the exercise of the rights of a franchise for the laying of mains and the distribution of gas in Riverside County.

A public hearing was held in Los Angeles on March 5, 1919 and the matter thereupon submitted.

Southern California Gas Company has heretofore laid mains and distributed gas under the rights of a fifty year franchise granted by the Board of Supervisors of Riverside County by Ordinance No. 107, dated August 10, 1911. Said franchise contained provisions requiring the Gas Company to complete the construction of its system thereunder within a period of three years from the effective date thereof and that upon the expiration of said three years any further construction and extension could be made only after obtaining authority from the Board of Supervisors of Riverside County. This three year period has elapsed and Southern California Gas Company has made application to the Board of Supervisors of Riverside County for a franchise which by its terms would give it the right not only to maintain and operate, but likewise to lay and construct additions to its distributing system during the entire life of the proposed franchise. Copy of said application to the Board of Supervisors of Riverside County and a map of the County of Riverside showing the territory which is to be covered by the proposed franchise was filed with the application.

Up to the time of the hearing said franchise had not been granted; but subsequently, on the 5th day of March, 1919, the Board of Supervisors of Riverside County in compliance with the Statutes of the State of California duly passed its Ordinance No. 139 wherein and whereby Southern California Gas Company was granted a franchise for a period of fifty years to lay and maintain gas pipes in all

public highways within the limits of the County of Riverside, a copy of which Ordinance has been duly filed with the Railroad Commission. Thereafter, on the 12th day of March, 1919, the Board of Directors of the Southern California Gas Company by resolution duly stipulated that it, 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 of the franchise granted under said Ordinance No. 139 of the County of Riverside, in excess of the actual cost to said Southern California Gas Company of acquiring said franchise which cost is stated in said stipulation to be the sum of \$260. This stipulation has been duly filed with the Railroad Commission and is in form satisfactory to this Commission. Southern California Gas Company states that in the exercise of this franchise it will not invade any territory now served by any other gas utility.

Although the application herein asks only for an order preliminary to the issuance of a certificate of public convenience and necessity, the franchise has now been duly granted and the required stipulation as to its claim for the value thereof has been filed by Southern California Gas Company I shall therefore, make the final order herein.

I find as a fact that public convenience and necessity require the exercise by Southern California Gas Company of the rights and privileges of the franchise granted to it by Ordinance No. 139 of the County of Riverside and submit the following form of order.

O R D E R

SOUTHERN CALIFORNIA GAS COMPANY having applied to the Railroad Commission for a certificate of public convenience and necessity for the exercise of the rights and privileges under a franchise of the County of Riverside, a hearing having been held, a copy of said franchise and a stipulation as to its claim for the value thereof having been duly filed by Southern California Gas Company in form satisfactory to this Commission,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require and will require the exercise by Southern California Gas Company of the rights and privileges of the franchise granted it by Ordinance No. 139 of the County of Riverside as passed and approved on March 5th, 1919 by the Board of Supervisors of said County of Riverside.

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 16th day of April, 1919.

Edwin P. Edgerton  
H. D. L. L. L.  
H. V. B. B. B.  
Dwight Madison  
Commissioners.