

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA.

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In the matter of the application of	:	
BURBANK ELECTRIC LIGHT AND POWER COMPANY,	:	
a corporation, for permission to sell its	:	Application No. 611
entire system to the City of Burbank, Los	:	
Angeles County, California.	:	
.....	:	

Charles E. Salisbury for Burbank Electric Light and
Power Company,
Victor T. Watkins for the City of Burbank,
J. W. Fawkes, protestant.

GORDON, Commissioner:

O P I N I O N .

This is an application by Burbank Electric Light and Power Company to sell its entire system to the City of Burbank. The City of Burbank has joined in the application.

The application alleges that on June 29, 1912, the City of Burbank awarded to G. H. Deacon a franchise to construct, maintain and operate an electric pole and wire system in the City of Burbank; that in accordance with an order of this Commission made on October 14, 1912, in Application No. 187 and reported in Volume I of the Decisions of the Railroad Commission of California, page 722, G. H. Deacon transferred his franchise to Burbank Electric Light and Power Company; that this company has erected certain poles and has done certain other work in the construction of an electric light and power system in the City of Burbank; that it is the desire of the City of Burbank to install a municipal light and power system and to this end the city has and to this end the city has voted to incur a bonded indebtedness in the sum of \$20,000; that the city desires to pur-

chase the entire system of the Burbank Electric Light and Power Company for the sum of \$3,212.50.

In the franchise originally granted to G. H. Deacon it was provided in Section 20 thereof that if at any time the City of Burbank should wish to purchase the distributing system provided for in the franchise, an appraisal of the system should be made. It was provided that this appraisal should be made by three appraisers, one selected by the city, one by the owner of the electrical system and the third chosen by these two. It was further provided that these appraisers should determine the value of the entire system and fix the terms of payment therefor.

Appraisers have been appointed in accordance with the procedure outlined in the franchise and have determined the value to be given to the system in this exchange to be \$3,212.50. This amount has been segregated by the appraisers as follows:

210 Poles @ \$6.75	\$1,417.50
Miscellaneous material on hand	100.00
Franchise	573.10
Legal expenses, stock certificates, etc.	150.50
Salaries, canvassing expenses and interest on investment for a period of six months, etc.,	971.40
	<u>\$3,212.50</u>

Burbank Electric Light and Power Company has not yet been able to serve any consumers. The system is still in the construction stage, and I believe that the sum of \$3,212.50 represents the fair value of the entire system to be transferred. I believe that public convenience will be subserved by granting the application, and submit herewith the following form of order:

O R D E R .

BURBANK ELECTRIC LIGHT AND POWER COMPANY having applied to this Commission for permission to sell to the City of Burbank, for the sum of \$3,212.50, its entire electrical system in the City of Burbank, and the City of Burbank having joined in the appli-

cation, and a public hearing having been held thereon,

IT IS HEREBY ORDERED That Burbank Electric Light and Power Company be and it hereby is authorized to sell to the City of Burbank, for the sum of \$3,212.50, its entire electrical system in the City of Burbank, together with the franchise heretofore granted to said company.

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 13th day of August, 1913.

H. D. Loveland
Alex. Gordon
Max. Nelson
Edwin O. Edgerton
Commissioners.