

Decision No. 27486.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
SOUTHERN CALIFORNIA EDISON COMPANY, LTD.  
and CITY OF BURBANK for an Order approv-  
ing a certain Agreement for the purchase  
and sale of certain electrical distribu-  
tion systems.

Application No. 19677.

BY THE COMMISSION:

OPINION AND ORDER

This is an application of the Southern California Edison Company, Ltd. and the City of Burbank for an Order approving a certain Agreement, dated September 7, 1934, covering the purchase and sale of certain electrical distribution systems within the City of Burbank. A copy of this Agreement, marked "Exhibit 2" has been filed with and made a part of the application.

Under date of November 1, 1935, the City of Burbank had heretofore filed Application No. 19169, requesting that this Commission fix the just compensation to be paid by the City of Burbank for certain property and rights of Southern California Edison Company, Ltd., located and situated within the corporate limits of the City of Burbank. Although hearings were held and evidence submitted by witnesses for the City and the Commission indicating the value of the properties and rights under consideration, the matter was subsequently removed from the calendar upon request so to do from both parties, it appearing that there was a possibility of reaching a settlement through informal negotiations.

Upon Supplementary Application of the City of Burbank, filed under said Application No. 19169, the description of the properties and rights sought to be valued was upon order of the Commission duly amended. The properties and rights herein proposed for purchase and sale covered by the aforesaid contract, dated September 7, 1934, are identical with those described in the petition under Application No. 19169, as amended.

The present application is therefore the outcome of successful informal negotiations between the interested parties, which resulted in a sale and purchase price of \$160,000.00 for the said properties and rights. However, under the above said Agreement, dated September 7, 1934, the City proposes to purchase at this time all of the distribution property of the Company within the said City for the sum of \$90,000.00, excepting that portion of said property used and useful in serving the Warner Bros. First National Studios within the City of Burbank, which latter property the City will have the right to acquire under terms of said Agreement of September 7, 1934, upon the payment of the sum of \$70,000.00, provided it exercises its option within a period of three years from September 7, 1934. The contract does not involve the purchase and sale of the properties and rights of the Company within the City of Burbank not described in Application No. 19169, as amended, which properties and rights are used by the Company for transmission and distribution of electric energy to consumers located outside said City and to the City itself.

It appearing that a public hearing herein is not necessary and that the application should be approved,

1. IT IS HEREBY ORDERED that the aforesaid Agreement, dated September 7, 1934, between the Southern California Edison Company, Ltd. and the City of Burbank, be and it is hereby approved.

2. That Southern California Edison Company, Ltd. be and it is hereby authorized to convey the aforesaid properties described in Application No. 19169, as amended, with the exception of property used and useful in serving the Warner Bros. First National Studios within the City of Burbank, for a consideration of \$90,000.00, the foregoing transfer to be made by conveyance substantially in conformity with the bill of sale attached to the application herein.
3. That Southern California Edison Company, Ltd. may, within a period of three years from September 7, 1934, convey to said City of Burbank the remainder of the property described in said Application No. 19169, as amended, and constituting the property used and useful in serving the Warner Bros. First National Studios within the City of Burbank for a consideration of \$70,000.00, the foregoing transfer to be made by conveyance substantially in conformity with the bill of sale attached to the application herein.


The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 30<sup>12</sup> day of October, 1934.









Commissioners.