

Decision No. 28185

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
A. E. GRIFFIN and S. N. GRIFFIN, for
certificate of public convenience
and necessity to furnish gas for
heating, cooking and illuminating
purposes in Township 1 N., Range 9
east, S.B.E.M., County of San
Bernardino, State of California,
generally known as Twenty-nine Palms.

Application No. 19891

ORIGINAL

Albert E. Sherman, for Applicants.

BY THE COMMISSION.

O P I N I O N

In this application, A. E. Griffin and S. N. Griffin ask the Railroad Commission for a certificate of public convenience and necessity authorizing applicants to furnish gas for heating, cooking and illuminating purposes in the area generally known as Twenty-nine Palms, San Bernardino County.

Public hearing was held before Examiner McCaffrey on May 17, 1935, in the City of Los Angeles, at which time testimony was introduced and the matter submitted for decision.

The record in this proceeding indicates that Twenty-nine Palms is about fifty miles northeast of Palm Springs, the nearest shipping point and community supplied with gas service, and that it can be reached only by means of motor transportation over desert roads, some forty-five miles in length after leaving the

main highway, in the vicinity of Whitewater. The record makes clear that the territory is extremely lean and scattered as to settlement.

Witness for applicants testified that as yet no consumers were available for the service in the specific area (more particularly described in the application) for which applicants are asking a certificate. It appears that certain real estate subdivisions have been laid out and that the subdividers thereof are desirous of supplying prospective purchasers of land with utility service. According to the testimony, it is felt that the general community of Twenty-nine Palms eventually will lend itself to health and resort business similar to that existent in Palm Springs. Applicants therefore desire and are willing to construct a gas distribution system if and when the business warrants the necessary investment.

No written application to the Board of Supervisors of the County of San Bernardino had been made for the necessary county franchise rights, witness for applicants stating that, upon a verbal request for such franchise, he was advised that it would be granted only upon the issuance of the Railroad Commission's certificate of public convenience and necessity.

During the course of the hearing, it was suggested that applicants make a written request to the Board of Supervisors of San Bernardino County for the necessary franchise and file a copy of such request with the Commission. No such copy has at this time been received.

It is clear from the record that public convenience and necessity for gas service in the area covered by this application has not at this time been demonstrated and therefore the application should be dismissed without prejudice.

O R D E R

A. E. Griffin and S. N. Griffin having made application to this Commission for an order granting applicants a certificate of public convenience and necessity to furnish gas service in the area generally known as Twenty-nine Palms, San Bernardino County (more particularly described in the application), a public hearing having been held and the matter being submitted and now ready for decision;

IT IS HEREBY ORDERED that the above application be, and the same is, hereby dismissed without prejudice.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 26th day of August, 1935.

Leon Whelan
W. J. Cur.

W. J. Cur.
John R. Quinn
Commissioners.