

ORIGINAL

Decision No. 34915

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of

LEONARD P. WIKOFF ELECTRIC LIGHT AND POWER

AUTHORIZING THE ISSUANCE OF A NOTE TO THE KAELIN ELECTRIC COMPANY, OF LOS ANGELES, CALIFORNIA, IN FULL SETTLEMENT OF: ALL RENTAL PAYMENTS NOW ACCRUED OR ABOUT TO ACCRUE IN CONNECTION WITH A CERTAIN CONTRACT ENTERED INTO BETWEEN THE APPLICANT AND THE KAELIN ELECTRIC COMPANY AND APPROVED AND AUTHORIZED BY THE COMMISSION UNDER DECISION NO. 31120; AND A COMPLETE DISCHARGE FROM ANY AND ALL OBLIGATIONS CONTAINED THEREIN BY CANCELLATION OF SAID CONTRACT BY THE KAELIN ELECTRIC COMPANY UPON APPROVAL AND AUTHORIZATION BY THE COMMISSION.

Application
No. 24672

BY THE COMMISSION:

OPINION AND ORDER

Leonard P. Wikoff, applicant herein, doing business under the firm name and style of Leonard P. Wikoff Electric Light and Power, is engaged in the business of generating and distributing electric energy for light, heat and power in and about Twenty Nine Palms, San Bernardino County.

In 1938, in order to obtain a source of energy, applicant entered into a ten-year contract with Henry F. Kaelin for the use of certain equipment, including two 25 h.p. semi-diesel engines and one 50 h.p. semi-diesel engine, at a rental equivalent to 25 per cent of the gross revenue derived from the sale of energy, provided that such rental in no event should be less than \$75 a month nor more than \$150 a month. Since the date of the contract, applicant reports that total rentals of \$6,318.98 have accrued for the use of the equipment of which \$1,387.06 has

been paid, leaving a balance accrued and due of \$4,931.02.

Because of the increase in the load on the system, applicant in 1939 acquired a new 100 h.p. diesel electric set and in 1941 a 180 h.p. heavy-duty Fairbanks Morse diesel electric set. Since that time, he reports that the equipment leased from Kaelin has been out of service and is now classed as nonoperating equipment.

The present application shows that arrangements have been made for the settlement and release of the contract by and between applicant and Henry F. Kaelin, whereby the equipment will be returned to said Kaelin, and he will accept a note for \$4,100 in settlement of the amount due him. Accordingly, the request has been made to the Commission for an order authorizing Wikoff to issue a note in this amount.

The Commission has considered this request and is of the opinion that a public hearing is not necessary; that the application should be granted, as herein provided, and that the money, property or labor to be procured or paid for is reasonably required for the purpose specified herein, therefore,

IT IS HEREBY ORDERED that Leonard P. Wikoff be, and he hereby is, authorized to issue a note in the principal amount of \$4,100, with interest on the unpaid balance of the principal at the rate of 6% per annum, principal and interest payable in installments of \$75 or more per month, for the purpose indicated herein.

IT IS HEREBY FURTHER ORDERED that the authority herein granted shall become effective when applicant has paid the minimum fee prescribed by Section 57 of the Public Utilities Act, which fee is Twenty five (\$25.00) Dollars.

IT IS HEREBY FURTHER ORDERED that applicant shall file with the Commission, on or before February 28, 1942, a copy of the note issued under the authority herein granted.

Dated at San Francisco, California, this 12th day of January, 1942.

[Handwritten signature]

Justus J. Coenen

Richard Kachse

Commissioners

