

Decision No. 36292

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 SOUTHERN CALIFORNIA EDISON COMPANY LTD.,
 a corporation, for Certificate that
 Public Convenience and Necessity require
 that it exercise the rights and privileges
 granted it under franchise to construct
 and use an electric distribution and
 transmission system within the CITY OF
 EXETER, County of Tulare, State of
 California.

Application No. 25472

Gail C. Larkin, B. F. Woodard, and
 Rollin E. Woodbury, by B. F. Woodard
 for Applicant.

BY THE COMMISSION:

O P I N I O N

Southern California Edison Company Ltd. seeks authority under Section 50(b) of the Public Utilities Act to exercise a franchise granted by the City of Exeter, permitting the maintenance of electric facilities upon the streets of said City.

As the franchise referred to is one granted by the City in accordance with the Franchise Act of 1937, it is provided therein that it shall be of indeterminate duration. A fee is payable annually to the City equivalent to two per cent of the gross receipts arising from the use of the franchise, but not less than one-half per cent for all sales of electricity by applicant within the City. The direct costs to applicant in obtaining the franchise are stated to have been \$97.00.

As this utility has for many years served electricity within and about the City of Exeter without competition, it is evident that its request for a certificate to exercise its franchise should be granted.

O R D E R

A public hearing having been held upon the application of Southern California Edison Company Ltd., the matter considered, and it appearing to the Commission and it being found as a fact that public convenience and necessity so require, therefore,

IT IS HEREBY ORDERED that Southern California Edison Company Ltd., be and hereby is granted a certificate to exercise the rights and privileges granted by the City of Exeter by Ordinance No. 134, adopted November 12, 1942, subject to the condition, however, that no claim of value for such franchise or the authority herein granted in excess of the actual cost thereof shall ever be made by grantee, its successors, or assigns, before this Commission or before any court or other public body.

The effective date of this Order shall be the twentieth day from and after the date hereof.

Dated, ~~San Francisco~~ ^{Sacramento}, California, this 13th day of April,

1943.

Francis A. Heavener
H. J. Baker
Justin F. Cooney
Richard H. Chase
Frank W. Lane
(Commissioners)