

Decision No. 37109

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of SOUTHERN COUNTIES GAS COMPANY
OF CALIFORNIA, a corporation, for
a Certificate of Public Convenience
and Necessity under Section 50 of
the Public Utilities Act, for Au-
thority to Exercise the Franchise
acquired from the City of Glendora
by Ordinance No. 377.

ORIGINAL

Application No. 26091

LeRoy M. Edwards, for Applicant

CRAEMER, COMMISSIONER:

O P I N I O N

Southern Counties Gas Company of California seeks authority to exercise a franchise granted by the City of Glendora, permitting the maintenance of gas facilities upon, along, across and under 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 2 per cent of the gross receipts arising from the use of the franchise, but not less than 1 per cent for all sales of gas by Applicant within the City. The direct costs to Applicant in obtaining the franchise are stated to have been \$103.50.

As this utility has for many years served gas within and about the City of Glendora 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 Counties Gas Company of California, 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 Counties Gas Company of California, be and hereby is granted a certificate to exercise the rights and privileges granted by the City of Glendora by Ordinance No. 377, adopted February 1, 1944, 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 at San Francisco, California, this 6th day of June, 1944.

Richard Kachse
Justin P. Calmes
Francis P. Havens
James C. ...
James P. ...
Commissioners