

Decision No. 38739

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
SOUTHERN CALIFORNIA EDISON COMPANY
LTD., a corporation and EARLE C.
ANTHONY INC., Radio Division (KFI),
a corporation, for an Order of the
Railroad Commission authorizing
Applicant Southern California Edison
Company Ltd. to enter into a special
agreement with Earle C. Anthony Inc.,
Radio Division (KFI).

ORIGINAL

Application No. 27253

OPINION AND ORDER

In this application Southern California Edison Company Ltd, hereinafter referred to as Edison and Earle C. Anthony Inc., Radio Division (KFI) hereinafter referred to as Customer ask that the Railroad Commission authorize Edison to enter into an agreement, copy of which is attached to the application as Exhibit A. The agreement provides for delivery by Edison of electric energy and electric service to a frequency modulated radio transmitter station to be constructed by Customer approximately 200 feet west of the U.S. Weather Bureau Station on Mt. Wilson, California.

Under the terms of the agreement Edison will install and maintain a substation at the location of the transmitter station, the underground distribution equipment necessary to provide such electric service, and the necessary metering equipment. Customer will install a concrete pad for the substation and grant a license to Edison to enter and use a site for Edison's facilities. Electric energy, not to exceed 75 kva of capacity, is to be delivered at a nominal voltage of 460 volts, 3 phase, at the secondary bus of the transformer bank.

Due to the present uncertainty as to the amount of electric energy, which Customer will use and the length of time service will be required, and

also in consideration of the special investment to be made by Edison for the installation of facilities, Customer agrees to pay to Edison the sum of \$2,861.28, representing the cost of installation of Edison's facilities. Of this amount, \$1,479.18, representing the total cost of constructing an equivalent overhead distribution system, is to be refunded to the Customer by Edison provided Customer takes electric service through said substation for a total of 36 consecutive months at a rate no less than that at which service is originally rendered, and, provided that, in the opinion of Edison, the service is no longer of a temporary character.

Under the terms of the agreement, Customer is to pay for the electric service at the rates and under the conditions of Edison's filed Schedule PC-1, Zone A. Said schedule is shown on rate sheet C.R.C. No. 1677-E and is applicable to all consumers of combined power and lighting service on one meter in that portion of Edison's territory known as Zone A.

Due to the fact that furnishing of electric energy and electric service at the location of the transmitter station is subject to extreme hazards of weather, the agreement provides that Edison shall not be liable to Customer for any loss or damage sustained by Customer as a result of shortage or interruption of service or variation in voltage or frequency resulting from the action of the elements or from other matters or causes beyond the reasonable control of Edison.

The agreement is to continue in effect until terminated by the Customer, giving to Edison not less than 30 days' written notice of its intention to terminate. However, since it will be necessary for Edison to use certain public lands of the United States in constructing, operating, and maintaining certain facilities necessary for the furnishing of service to Customer, and since permit for such use of government lands is issued to Edison by the United States Department of Agriculture, Forest Service, for a 10-year term, the agreement provides that it shall not continue for a period longer than the 10-year term of the permit or beyond the sooner termination or revocation of the permit.

The Commission having considered the petition and being of the opinion that the application should be granted and that a public hearing in the matter is not necessary, and good cause appearing therefor,

IT IS ORDERED that Southern California Edison Company Ltd. is hereby authorized to consummate that certain agreement with Earle C. Anthony Inc., Radio Division, (KFI), dated January 21, 1946, copy of which is marked Exhibit A and attached to the application, to install the facilities and render the service therein specified and charge and collect the rates therein contained.

The effective date of this Order is the date hereof.

Dated at San Francisco California, this 5th day of March 1946.

L. Harold Rudeen

Marion Davis

James P. Duncanson

Harold P. Huls

Commissioners