

Decision No. 39635

## 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 requires that it exercise the right and privilege granted it under franchise to construct and use an electric distribution and transmission system in the CITY OF VERNON, County of Los Angeles, State of California, in accordance with Franchise Ordinance No. 595 of said city.

ORIGINAL

Application No. 27787

Gail C. Larkin, Bruce Renwick and B. F. Woodard,  
by B. E. Woodard for Applicant; Thomas P. Cassidy,  
City Attorney, for City.

O P I N I O N

Southern California Edison Company Ltd. asks authority to exercise a franchise granted by the City of Vernon permitting the maintenance of electric facilities upon certain streets of said city.

The franchise referred to, a copy of which is attached to the application and marked Exhibit A is for a term of fifty years. Among other things, a fee is payable annually to the city equivalent to two per cent of the gross annual receipts of Applicant arising from the use, operation, or possession of the franchise.

The costs incurred by Applicant in obtaining the franchise are stated to have been \$311.82.

A public hearing on this application was held by Examiner Daly at which no opposition to the granting of the requested authority was manifested.

The franchise referred to is restrictive in character and permits Applicant to install and maintain facilities only on that portion of Soto Street extending from Leonis Avenue (48th Street) to the south boundary line of the city. It further provides that these facilities shall be used solely for the purpose of distributing electricity to the city itself and to the Los Angeles Transit Lines

for railway purposes only and for transmitting electricity through the city to communities and customers outside the city limits. Applicant's present operations are similarly restricted by an existing franchise to specified streets of the city.

As this utility has for many years served electricity within and about the city of Vernon without competition, it is evident that the requested authority should be given.

The authority herein granted is subject to the following provision of law:

That the Commission shall have no power to authorize the capitalization of the franchise involved herein or this certificate of public convenience and necessity or the right to own, operate or enjoy such franchise or certificate of public convenience and necessity in excess of the amount (exclusive of any tax or annual charge) actually paid to the state or to a political subdivision thereof as the consideration for the grant of such franchise, certificate of public convenience and necessity or right.

ORDER

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

IT IS ORDERED that Southern California Edison Company Ltd. be and hereby is authorized to exercise the rights and privileges granted by the City of Vernon by Ordinance No. 595, adopted July 2, 1946.

The effective date of this Order shall be the date hereof.

Dated at San Francisco California, this 19<sup>th</sup> day of November

1946.

Harold P. Hula  
Edward D. ...  
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...  
Commissioners.