

Decision No.. 42186

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
 of Southern California Edison  
 Company Ltd., a corporation,  
 Douglas Aircraft Company, Inc., a  
 corporation and Western Land and  
 Improvement Company, a corporation  
 for an order of the Public Utilities  
 Commission authorizing applicant,  
 Southern California Edison Company,  
 Ltd., to enter into three special  
 agreements.

**ORIGINAL**

Application No.. 24817

(Second Supplemental  
Application)OPINION AND ORDER ON SECOND SUPPLEMENTAL APPLICATION

Southern California Edison Company herein requests authorization to refund to Western Land Improvement Company the \$3,981.20 unrefunded balance of the \$11,944 deposited by the latter company in aid of construction of the Cherry Substation (built by Edison to serve the Douglas Aircraft Company, Inc.) and to terminate the contract, entered into August 1, 1941, between Edison and Western entitled "Contract for Construction of Power Facilities (Cherry Substation and Lines)." This authorization for refund and termination of contract is requested in view of the changed circumstances and because the Cherry Substation, since about November 19, 1947, has been and will continue to be used in the service of Edison's customers generally.

By its Decision No. 35323, dated May 5, 1942, this Commission authorized Edison to enter into three special contracts, one with the Douglas Aircraft Company, Inc., for electric service to Douglas' Long Beach Plant, and two with Western Land Improvement Company (a subsidiary of Douglas) for the construction of two special

substations to be used in said service. Under the last identified contract, Western agreed to deposit \$11,944 upon the completion of Cherry Substation and associated lines, such deposit to be refunded at the rate of one-sixtieth per month for each full month that Douglas received electric service from Edison through Cherry Substation after the expiration of the first 36 months of such service.

Edison states that such service was begun on or about August 1, 1941, that Douglas has received continuous service through said Cherry Substation for more than 36 months and is at the present time receiving service through said substation and lines. In accordance with the agreement, Edison has refunded to Western the sum of \$7,962.80, leaving an unrefunded balance of \$3,981.20. Edison further states that due to circumstances at the end of the war, Cherry Substation was urgently needed for the service of Edison's customers generally, and furthermore, the service to Douglas has become permanent in the opinion of Edison.

The Commission having considered the request of Edison and being of the opinion that this second supplemental application should be granted and that a public hearing in the matter is not necessary, and good cause appearing, therefore;

IT IS HEREBY ORDERED that Southern California Edison Company is hereby authorized to refund the amount of \$3,981.20 to Western Land Improvement Company and to terminate that contract entitled "Contract

for Construction of Power Facilities (Cherry Substation and Lines)" entered into August 1, 1941, together with that "Supplemental Agreement (Cherry Substation and Lines)" entered into May 10, 1942.

The effective date of this order shall be twenty (20) days from and after the date hereof.

Dated at San Francisco, California, this 3rd day of November, 1948.

B. Z. Zimmerman  
Justus F. Casner  
Scott Russell  
Harold F. Kule  
Samuel P. Patten  
Commissioners