

ORIGINAL

Decision No. 43575

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of SOUTHERN
COUNTIES GAS COMPANY OF CALIFORNIA for
authorization (1) to carry out the terms of
a contract for the sale of additional quanti-
ties of gas to the San Diego Gas and Electric
Company, (2) to construct and operate a new
San Diego supply pipeline under Section 50(a)
of the Public Utilities Act, and (3) to exer-
cise the rights under a Riverside County
Franchise to be acquired pursuant to
Section 50(c) of the Act.

Application No. 29753

Leroy M. Edwards and Milford Springer, by Milford Springer for Southern Counties Gas Company;
K. Charles Bean, General Manager, and Theodore M. Chubb, Assistant Chief Engineer, Roger Arneberg, Assistant City Attorney for Board of Public Utilities and Transportation, City of Los Angeles; Clarence A. Winder, for City of Pasadena; L. M. Klauber and H. G. Dillin for San Diego Gas & Electric Company.

FIRST SUPPLEMENTAL OPINION

By its first supplemental application filed in the above-entitled proceeding, Southern Counties Gas Company of California seeks a certificate of public convenience and necessity to exercise the franchise it has obtained from the County of Riverside for the construction, operation and maintenance of a new gas supply pipe line to San Diego.

A public hearing on this supplemental application was held by Commissioner Huls and Examiner Crenshaw in Los Angeles on November 4, 1949, at which no objection to the granting of the requested authority was manifested.

After hearing upon the original application the Commission authorized applicant by Decision No. 42475 rendered February 1, 1949,

to construct a gas supply pipe line from the so-called Texas line at Moreno to the San Diego County line at a point known as Rainbow, a distance of about 35 miles.

The Commission's order also provides that applicant shall secure further authority of this Commission to exercise such franchises as may be obtained for the construction and operation of the pipe line in accordance with the provisions of Section 50 of the Public Utilities Act.

The franchise of the County of Riverside submitted with this first supplemental application was issued June 27, 1949 by Ordinance No. 355 of said county. It is a franchise granted in accordance with the Broughton Act and is for a term of 50 years. The franchise is limited to an area six miles wide, extending from near Moreno to Rainbow on the boundary between Riverside and San Diego Counties. This area encompasses the route of the Moreno-San Diego pipe line and is more specifically described in Ordinance No. 355.

A fee is payable annually to the county equivalent to two per cent of the gross receipts arising from the use, operation, or possession of the franchise.

The costs incurred by applicant in obtaining the franchise are stated to have been \$467.78, which includes a bid price of \$100.00 and a \$50 filing fee with this Commission.

The area covered by the new franchise obtained by applicant includes territory now being supplied by the Southern California Gas Company by a gas line from Perris to the communities of Nuevo and Lakeview. Applicant intends to serve customers adjacent to the Moreno to Rainbow pipe line except where it is competitive with the Southern California Gas Company. With reference to this competitive territory, an agreement has been reached between applicant and the Southern California Gas Company that service to new customers will be rendered by the company from whose lines the new customers may be most economically served.

According to the record the rates charged for gas service in this area are to be the same for both applicant and Southern California Gas Company. The rates of the Southern California Gas Company now are the subject of hearings before this Commission for a rate increase in an application filed by that utility. Applicant submitted a tentative rate to be charged for gas service in this area which it requests be adjusted to the rate as determined by the Commission for this territory for the Southern California Gas Company. The Commission directs that applicant shall file with this Commission a rate which will be the same as now charged by the Southern California Gas Company in order that there will be no differential in rates between the two utilities in this locality.

Service rendered by applicant from the transmission line will not be considered permanent and the customers will be required to sign a waiver relieving the gas company of the responsibility of continuing service in case this line should be abandoned in the future.

Since certain customers who would not otherwise receive gas service would be supplied, it is in the public interest that applicant's request be granted.

It was brought out at the hearing that some revisions in the original contract as submitted with Applications Nos. 29753 and 29754 may be made as a result of hearings pending before the Federal Power Commission. If changes are to be made in the original contract the Commission believes that the interested parties should file a petition for reopening of both of the above-mentioned applications for consideration of the new contract. Under the circumstances it does not appear necessary at this time to hold this application open as requested at the hearing.

The certificate of public convenience and necessity herein granted is subject to the following provisions 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.

O R D E R

A public hearing having been held in the above-entitled application, the matter having been submitted and the Commission being fully advised,

IT IS HEREBY ORDERED that Southern Counties Gas Company of California is issued a certificate of public convenience and necessity authorizing the exercise by it of the rights and privileges conferred by the County of Riverside by Ordinance No. 355, adopted June 27, 1949.

IT IS HEREBY FURTHER ORDERED that Southern Counties Gas Company of California shall file with this Commission the rates set forth in Exhibit A attached to this order, to be effective on or before the date service is rendered to the public in the area set forth in the opinion, together with a tariff service area map

acceptable to this Commission and in accordance with the requirements of General Order No. 96.

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

Dated at San Francisco, California, this 29th day of November, 1949.

R. E. [Signature]
Justice F. [Signature]
[Signature]
Harold P. [Signature]
[Signature]
Commissioners.

SCHEDULE No. 1-A - M.S.D.

GENERAL SERVICEAPPLICABILITY:

Applicable to domestic and commercial service of natural gas for cooking, water heating, space heating, all-year air conditioning, refrigeration, and other domestic and commercial uses.

TERRITORY:

Applicable to the territory in Rate District No. 1-A - M.S.D. in Riverside County, adjacent to and served from the Moreno-San Diego pipe line.

RATE:

		Rate "A"	Rate "B"	Rate "C"
		Per Meter	Per Month	
First	700 cu. ft. or less	\$1.00	\$1.00	\$1.00
Next	2,300 cu. ft., per 100 cu. ft.	9.5¢	11.0¢	8.7¢
Next	7,000 cu. ft., per 100 cu. ft.	7.0¢	8.0¢	6.8¢
Next	10,000 cu. ft., per 100 cu. ft.	5.5¢	6.5¢	5.5¢
All over	20,000 cu. ft., per 100 cu. ft.	5.0¢	5.0¢	5.0¢

MINIMUM CHARGE:

Rate "A", Rate "B" or Rate "C": \$1.00 per meter per month.

SPECIAL CONDITIONS:

- (1) Rate "A" will apply to all general service consumers except as follows:
 - (a) Rate "B" will apply to all consumers applying for service whose only principal use of gas is for space heating, until service has been rendered such consumers for ten consecutive months at the same location; and
 - (b) Rate "C" will apply to all consumers who use gas (except uses in minor appliances) for combined cooking and water heating. This schedule is available only under written application to those consumers who qualify as herein provided and shall be effective on all regular monthly meter readings next following the acceptance of said application by the Company.
- (2) Under this schedule, service for an owner, lessee or operator through master meter installation shall not be available to apartments or multiple dwellings (other than labor camps) totaling more than 225 individual dwelling units or more than 20 separate buildings, and operated as a single enterprise, regardless of the method of division or separation of said dwelling units or buildings by streets or otherwise.