

ORIGINAL

Decision No. 47733

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SOUTHERN CALIFORNIA EDISON COMPANY,)
a corporation, for an Order of the)
Public Utilities Commission of the)
State of California authorizing it)
to carry out the terms of a written)
contract between Applicant, The)
Metropolitan Water District of Southern)
California, et al., dated May 29, 1952.)

Application No. 33538

OPINION AND ORDER

In this application Southern California Edison Company requests authority to carry out the provisions of a contract dated May 29, 1952, between applicant, County Sanitation Districts of Los Angeles County Nos. 1, 2, 3, 5, 8, 15, 16, 17, 18 and 19, and South Bay Cities Sanitation District of Los Angeles County and the Metropolitan Water District of Southern California, and in connection therewith to execute and deliver a grant of easement substantially in the form of Exhibit A attached to said contract. In its application applicant states that it is essential that said grant of easement be not subject to the provisions of General Order No. 69 of the Commission, effective November 1, 1923. By said general order this Commission authorized public utilities to grant easements, licenses or permits for use or occupancy of the operative property of said utilities for rights-of-way, or other limited uses, without further special authorization by this Commission provided that each such grant shall be made conditional upon the right of the grantor to commence or resume the use of the property in question whenever, in the interest of service to its patrons, it appears necessary or desirable so to do.

The grant of easement shown as Exhibit A to the agreement is a grant by Southern California Edison Company to the Metropolitan

Water District of Southern California of a permanent easement and right-of-way to locate, relocate, construct, reconstruct, use, maintain, operate, repair, renew, remove and replace an underground 72-inch inside diameter pipe line and appurtenant structures, in certain parcels of land lying within the County of Los Angeles. The property subject to such easement generally may be described as a strip of land 15 feet wide, lying within and adjacent to the westerly boundary of certain land which Edison proposes to acquire adjoining the westerly boundary of its present Lighthipe-Laguna Bell transmission line right-of-way between Southern Avenue and the Pacific Electric Railway, about 300 feet south of Grove Avenue, and a strip of land 15 feet in width, adjoining the westerly boundary of Edison's present Lighthipe-Laguna Bell transmission line right-of-way between said Pacific Electric Railway and Compton Boulevard, and a strip of land 20 feet in width, adjoining the northerly boundary along portions of Edison's right-of-way paralleling Greenleaf Drive in the City of Long Beach. Applicant states that if said easement is granted the Metropolitan Water District proposes to install and maintain a feeder for the supply of domestic water.

The agreement of May 29, 1952 shows that the grant of easement described above is in consideration of the grant by Metropolitan Water District to Edison of the right to connect its waste line from Edison's proposed Etiwanda Steam Station into Metropolitan's disposal line and for Edison to discharge waste from its Etiwanda Steam Station at a flow not exceeding three (3) cubic feet per second through the Metropolitan Water District's disposal line and the sewage disposal system of the several sanitation districts mentioned. The agreement contains numerous other provisions setting forth the respective rights of the parties and the foregoing is not intended to be a comprehensive statement of its content or intent.

In its application Edison alleges that the granting of said easement and the utilization thereof by the District will not interfere or adversely affect the use of applicant's rights-of-way for the service of the public nor will it be injurious to the consumers and stockholders of the applicant. Applicant states further that the granting of said easement is a condition required by the District in order that applicant may secure the rights provided for under the provisions of said contract and that applicant is informed and believes that the provisions and terms of said contract are and will be of benefit and advantage to the consumers and stockholders of applicant.

It appears that the carrying out of said contract dated May 29, 1952 and the execution and delivery of a grant of easement substantially in the form of Exhibit A attached to said contract will not be adverse to the public interest and that the request of applicant should be granted. The action taken herein shall not be construed to be a finding of the value of the grant of easement. It further appears that a public hearing in this application is not necessary; therefore,

IT IS HEREBY ORDERED that Southern California Edison Company be and it is authorized to carry out the provisions of the above-described contract dated May 29, 1952 and to execute and deliver a grant of easement substantially in the form of Exhibit A attached to said contract.

IT IS HEREBY FURTHER ORDERED that Southern California Edison Company shall file with this Commission within thirty (30)

days after the execution of such grant of easement two (2) certified copies of said grant of easement.

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

Dated at San Francisco, California, this 24th day of September, 1952.

D. J. [Signature]
President.

Justice F. [Signature]
Harold A. [Signature]

Commissioners.