

**ORIGINAL**Decision No. 48504

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 SOUTHERN CALIFORNIA WATER COMPANY  
 for an order granting a certificate  
 of public convenience and necessity  
 to construct or extend its plant or  
 system and to render service in  
 certain territory contiguous to or  
 in the near vicinity of territory  
 now served by it in unincorporated  
 territory in the vicinity of Norwalk,  
 Los Angeles County.

Application No. 33608

FIRST SUPPLEMENTAL OPINION AND ORDER

In Decision No. 47646 dated September 2, 1952, in Applications Nos. 33526 and 33608, the Commission ordered as follows:

- "2. That, pursuant to Section 1003 of the Public Utilities Code, the Commission will issue a certificate of public convenience and necessity to Southern California Water Company to exercise the rights and privileges under a franchise applied for from the County of Los Angeles as shown in Exhibit No. 7 upon the presentation to the Commission of evidence satisfactory to it that the franchise has been secured by Southern California Water Company. This certificate of public convenience and necessity will apply to the area hereinabove described."

On April 10, 1953, Southern California Water Company filed a certified copy of Ordinance No. 6164 of the County of Los Angeles adopted by the Board of Supervisors of said County March 3, 1953. Such ordinance describes the boundaries of a franchise granted to applicant covering, and including, the

territory delineated on the map Exhibit No. 1 as Parcels 1, 2, 3 and 5 for which a certificate of public convenience and necessity to construct and operate a public utility water system was granted by Decision No. 47646 hereinabove referred to. Ordinance No. 6164 covers additional surrounding territory and is subject to the terms and conditions set forth in Sections 3, 4, 5, 6, 7, 8, 9 and 11 of Franchise Ordinance No. 5349 of the County of Los Angeles entitled "An ordinance granting a franchise to the Southern California Water Company, a corporation," adopted June 14, 1949. A copy of such sections of Ordinance No. 5439 was filed with the certified copy of Ordinance No. 6164.

Presentation having been made to the Commission of evidence satisfactory to it that a franchise has been secured by Southern California Water Company in accordance with ordering paragraph 2 of Decision No. 47646, and good cause appearing, the Commission is of the opinion that a certificate of public convenience and necessity should be granted to Southern California Water Company, pursuant to Section 1003 of the Public Utilities Code, to exercise the rights and privileges under the franchise granted by Ordinance No. 6164 of the County of Los Angeles subject to the following provision of law:

That the Commission shall have no power to authorize the capitalization of this certificate of public convenience and necessity or the right to own, operate, or enjoy such certificate of public convenience and necessity in excess of the amount (exclusive of any tax or annual charges) actually paid to the State as the consideration for the issuance of such certificate of public convenience and necessity or right.

The Commission is of the opinion that further public hearing is not necessary; therefore,

IT IS HEREBY ORDERED that pursuant to Section 1003 of the Public Utilities Code a certificate of public convenience and necessity be, and it is, granted to Southern California Water Company to exercise the rights and privileges under the franchise granted by Ordinance No. 6164, Los Angeles County, adopted by the Board of Supervisors of said county March 3, 1953.

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

Dated at San Francisco, California, this 21<sup>st</sup> day of April, 1953.

R. J. [Signature]  
 President

Justin J. Caswell  
Harold A. [Signature]

Harold [Signature]  
John L. [Signature]  
 Commissioners