

ORIGINALDecision No. 49379

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of S. Andrew McBeth)	
(McBeth Acres Water System) to)	
operate a water system in Terwer)	Application No. 34046
Valley, near Klamath, Del Norte)	(First Supplemental)
County, and to establish rates.)	

Lloyd M. Creasy and Robert F. Appel,
 for S. Andrew McBeth, applicant.
Glenn A. Coleman, interested party.
Colin Garrity, for the Commission staff.

FIRST SUPPLEMENTAL ORDER

By Decision No. 48699 in Application No. 34046 the Commission ordered that upon the filing by applicant of a supplemental application to which is attached a copy of the franchise to be issued by the Board of Supervisors of the County of Del Norte, the Commission will issue a certificate of public convenience and necessity authorizing applicant to exercise such franchise upon such terms and conditions as the Commission may designate. On November 9, 1953, pursuant to said decision, applicant filed its supplementary application requesting such certificate authorizing the exercise of the franchise issued by the Board of Supervisors of the County of Del Norte, it being Ordinance No. 220, approved October 13, 1953, a copy of which is attached to said supplementary application.

Said franchise is for a term of 50 years. No fee is payable during the first five years but thereafter an annual fee of 2 per cent of the gross annual receipts arising from the use, operation and possession of said franchise is payable to the County

of Del Norte. The certificate of public convenience and necessity 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.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and it is hereby granted to S. Andrew McBeth, doing business as McBeth Acres Water System, to exercise the rights and privileges granted by the County of Del Norte by Ordinance No. 220 approved October 13, 1953.

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

Dated at Los Angeles, California, this 1st day of December, 1953.

R. E. [Signature] President
Justin D. [Signature]
[Signature]
[Signature]
Verne [Signature] Commissioners