

Decision No. 50200**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 SOUTHERN CALIFORNIA EDISON COMPANY,)
 a corporation, for authority to)
 enter into and carry out the terms)
 of a service agreement with THE)
 COPLEY PRESS, INC., dated as of)
 January 1, 1954.)

Application No. 35503

OPINION AND ORDER

In this application Southern California Edison Company requests authority to carry out the terms and conditions of an agreement dated January 1, 1954 with The Copley Press, Inc., hereinafter referred to as customer. This agreement provides for the continuation of electric service to a television transmitter located 600 feet northwest of the U. S. Weather Bureau Station on Mt. Wilson, California. A copy of the agreement is attached to the application and marked Exhibit "A".

On January 13, 1949, applicant entered into an agreement with KMTR Radio Corporation for service to the same television transmitting station, and authorization to carry out its terms was granted under Application No. 30219, Decision No. 42806, dated April 26, 1949. Applicant states that they have been advised that the above agreement was assigned by KMTR Radio Corporation to The Copley Press, Inc., and it is for this reason applicant has now entered into a new contract with the customer, which is designed to supersede the assigned contract of January 13, 1949.

Under the terms of the new agreement of January 1, 1954, electric energy for approximately 100 kva of capacity is to be delivered for the television station at a nominal voltage of 480 volts three-phase.

Under the terms of the agreement, customer is to pay for all electric service furnished to the project at the rate and under the conditions of applicant's filed Schedule PC-41 as said schedule now exists or as it may be modified or superseded.

Due to the fact that furnishing of electric energy and electric service at the location of the project is subject to extreme hazards of weather, the agreement provides that applicant shall not be liable to customer for any loss or damage sustained by customer as the result of shortage of supply, or interruption of service, or variation in voltage or frequency resulting from action of the elements, or from other matters or causes beyond the reasonable control of applicant.

The agreement is to continue in effect until terminated by the customer, giving to applicant not less than thirty days' written notice of its intention to terminate. However, since it will be necessary for applicant to use certain public lands of the United States in operating and maintaining facilities necessary for the furnishing of service to customer, and since the permit for use of such government lands as issued to applicant by the supervisor of the Angeles National Forest expires on April 17, 1963, the agreement provides that it shall not continue beyond the date of termination or revocation of such permit or any extension or renewal of said permit or any new permit in lieu thereof.

The agreement contains a provision that it shall at all times be subject to such changes or modifications as the Public Utilities Commission of the State of California may direct from time to time in the exercise of its jurisdiction.

The Commission having considered the request of applicant and being of the opinion that the application should be granted and that a public hearing is not necessary; therefore,

IT IS HEREBY ORDERED that Southern California Edison Company be and is authorized to carry out that certain agreement with The Copley Press, Inc., dated January 1, 1954, under the terms and conditions set forth in said agreement.

IT IS HEREBY FURTHER ORDERED that Southern California Edison Company shall file with this Commission, promptly after termination of said agreement, a statement showing the date when said agreement was terminated.

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

Dated at San Francisco California, this 29 day of June, 1954.

John E. Mitchell
President
James J. Calmes
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Commissioners