

Decision No. 51055**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)	Application No. 36527
enter into and carry out the terms)	
of a service agreement with FRANK B.)	
ROSS dated as of October 26, 1954.)	

OPINION AND ORDER

In this application, Southern California Edison Company requests authority to enter into and carry out the terms and conditions of an agreement with Frank B. Ross, dated October 26, 1954. A copy of the agreement marked Exhibit "I" is attached to the application.

This agreement provides for the delivery of electric energy and service to approximately six two-way radio communication units to be installed within a building to be erected by Ross on Mount Wilson. It is contemplated that said communication units will be operated by tenants of Ross.

Single phase, 120-240-volt service is to be provided in the amount of 1 kw of capacity of building lighting and 12 kva of capacity for operation of said six communication units. Ross will take service under Edison's General Service Schedule A-6 and tenants of Ross will be metered separately and billed in accordance with the regular form of application for service at rates applicable to said service. The agreement provides that Ross will pay to Edison \$2,365.26, representing the difference between estimated installed cost of underground facilities in the amount of \$3,098.07 and the estimated average cost of the equivalent overhead extension in the amount of \$732.81. In the event that Ross should receive service under this agreement for a period of less than 36 months, and if,

as the result thereof, Edison should be required to remove said underground facilities, then Edison will refund to Ross the difference between the installation and removal costs of said underground facilities estimated to be \$2,214.15 and the amount paid by Ross as the net installed cost of said facilities.

The agreement further provides that since furnishing of service at consumer's project is subject to extreme hazards of weather, Edison shall not be liable to Ross or to tenants of Ross for any loss or damage sustained by them by reason of shortage or interruption of service or a variation in voltage or frequency resulting from matters or causes beyond the control of Edison.

The agreement is to continue in effect until terminated by Ross' giving Edison not less than thirty days' prior written notice of intention to terminate. However, since it is necessary for Edison to use certain public lands of the United States in constructing, operating and maintaining facilities necessary for the furnishing of service to Ross, and since the permit for use of such government land, as issued by the supervisor of the Angeles National Forest, expires on April 17, 1963, the agreement provides that it shall not continue beyond the expiration or sooner termination or cancellation of said permit, or of any new permit that may be issued to applicant upon the expiration of the present permit. Provision is also made that Ross may not terminate this agreement so long as Edison is required to render service to any of Ross' tenants.

This agreement provides that it shall be subject at all times to such changes or modifications by the Public Utilities Commission of the State of California as said Commission may from time to time direct in the exercise of its jurisdiction, and that it shall not become effective until authorized by this Commission.

The Commission having considered the above-entitled application and being of the opinion that the application should be granted and that a public hearing in the matter is not necessary, therefore,

IT IS HEREBY ORDERED that Southern California Edison Company be and it is authorized to carry out the terms of that certain agreement with Frank B. Ross, dated October 26, 1954, a copy of which is marked Exhibit "I" and attached to the application, to install the facilities and render the service therein specified and to charge and collect the rates stated therein.

IT IS HEREBY FURTHER ORDERED that Southern California Edison Company shall file with this Commission a statement showing the effective service date under said agreement and subsequently shall file a statement promptly after termination 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 1st day of February, 1955.

[Signature]
President
Justus J. Carrene
Ralph [unclear]
[Signature]

Commissioners