

**ORIGINAL**Decision No. 63619

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Joint Application  
of SOUTHERN CALIFORNIA GAS COMPANY and  
SOUTHERN COUNTIES GAS COMPANY OF  
CALIFORNIA for an order authorizing  
them to exchange, by assignment, certain  
franchise rights.

Application No. 43796  
(First Supplemental)

OPINION AND ORDER

Southern California Gas Company and Southern Counties Gas Company of California request the correction of an erroneous assignment of a franchise as authorized by Decision No. 62769.

By Decision No. 62769, dated November 7, 1961, applicants were authorized to assign between themselves certain franchise rights in the Counties of San Bernardino and Orange, and in the Cities of Montclair, Upland, Chino and Ontario required for the construction, operation and maintenance of portions of the 36" Newberry-Placentia transmission pipeline. The manner and form of the assignments were set forth in Exhibit "B" attached to the application.

One of the assignments included in said Exhibit "B" was intended to cover that portion of the 36" Newberry-Placentia transmission pipeline lying within the public streets of the County of Orange. Through inadvertence the Southern Counties Gas Company of California franchise to be assigned covering this section of pipeline was erroneously described as being granted by Ordinance No. 260 of the County of Orange adopted April 19, 1927, when in fact, the actual franchise covering this portion of the pipeline was granted

to Southern Counties Gas Company of California pursuant to Ordinance No. 136 of the County of Orange, adopted on May 16, 1916.

In order to correct the record and to carry out the procedures authorized by Decision No. 62769, applicants have executed a mutual reformation of the assignment of the franchise granted by Ordinance No. 136 of the County of Orange. A copy of said reformed assignment is attached to applicants' first supplemental application as Exhibit "A".

Upon consideration the Commission finds and concludes that the granting of the requested authority will not be adverse to the public interest. A public hearing is not necessary. Good cause appearing,

IT IS HEREBY ORDERED that:

1. Decision No. 62769 is hereby amended by deleting all reference to Ordinance No. 260 of the County of Orange, and Southern California Gas Company and Southern Counties Gas Company of California are hereby authorized to reform the assignment of a partial interest of the franchise granted to Southern Counties Gas Company of California by Ordinance No. 136 of the County of Orange in the manner and form and to the extent set forth in Exhibit "A" attached to their First Supplemental Application.

2. Applicants, within thirty days after the execution of the reformed assignment, shall file with the Commission a fully conformed copy of the assignment as executed.

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

Dated at San Francisco, California, this 10<sup>th</sup> day of MAY, 1962.

[Signature]  
President  
[Signature]  
[Signature]  
George J. Brown  
[Signature]  
Commissioners