

ORIGINALDecision No. 72831

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of SOUTHERN CALIFORNIA
WATER COMPANY for a certificate
that public convenience and neces-
sity require the exercise of the
rights and privileges conferred
under a franchise of the City of
Compton.

Application No. 49358
(Filed May 8, 1967)

O P I N I O N

Southern California Water Company requests a certificate of public convenience and necessity to exercise the rights and privileges conferred under a franchise granted by the City of Compton.

Applicant presently supplies water service to the City of Compton, a part of its Southwest District, pursuant to Franchise No. 1474 N.S. which was granted by the County of Los Angeles under the Broughton Act. Franchise No. 1474 N.S. expired on May 2, 1967. On March 28, 1967, pursuant to the provisions of Article XV of its City Charter, the City of Compton adopted Ordinance No. 1292 granting to applicant a new franchise to render water service in the City of Compton.

The term of the new franchise is indeterminate and provides that applicant shall pay to the City each year an amount equal to two percent of the gross annual receipts of applicant arising from the use, operation or possession of the new franchise, provided that in no event shall such payments be less than one percent of the gross annual receipts of applicant derived from the sale of water within the City.

After consideration, the Commission finds that public convenience and necessity require the exercise by applicant of the rights, privileges and franchise granted to applicant by Ordinance No. 1292 of the City of Compton. A public hearing is not necessary.

The certificate of public convenience and necessity herein granted is subject to the following provisions of law:

1. 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.
2. The franchise involved herein shall never be given any value before any court or other public authority in any proceeding of any character in excess of the cost to the grantee of the necessary publication and any other sum paid by it to the municipality therefor at the time of the acquisition thereof.

O R D E R

IT IS ORDERED that a certificate of public convenience and necessity is hereby granted to Southern California Water Company to exercise the rights and privileges granted by the City of Compton, by Ordinance No. 1292, adopted March 28, 1967.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 1st day of AUGUST, 1967.

[Signature]
President

[Signature]

[Signature]

[Signature]
Commissioner's