

Decision No. 17975.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA,

In the matter of the application of  
PACIFIC GAS AND ELECTRIC COMPANY,  
LESSEE, a corporation, for an order  
of the Railroad Commission approving  
a certain agreement entered into by  
and between Applicant and EMMA ROSE  
and the HOBART ESTATE COMPANY,  
operating as the UTICA MINING COM-  
PANY, dated December 2, 1926.

**ORIGINAL**

Application No. 13395.

BY THE COMMISSION:

O P I N I O N

This is an application of Pacific Gas & Electric Com-  
pany for an order approving a certain agreement dated December 2,  
1926, made and entered into by and between applicant and Emma Rose  
and the Hobart Estate Company, operating as the Utica Mining Company.  
A copy of this agreement, marked Exhibit "A", is attached to the  
application.

Extended negotiations have been had before the Railroad  
Commission in an informal proceeding between the parties of this  
agreement and the Commission is fully apprised of the conditions  
that lead to the consummation of the agreement.

The agreement provides that applicant shall serve the  
Utica Company under its regular filed Schedule P-6 but incorporates  
special features not covered in the schedules on file with the  
Commission. The term of agreement is made for a period of nine (9)  
years from and after the first day of January, 1926, and it is also  
especially provided in the agreement that the Utica Company shall  
purchase from the Pacific Gas & Electric Company all electric energy  
that shall be required by the Utica Company for sale by it to its  
own consumers. The agreement further provides that any energy and

demand registered during such times as the two systems are not in parallel operation due to the fault of the Pacific Gas & Electric Company, are not to be considered in the charges to the Utica Company. It is further provided that the initial demand of the Utica Company shall not exceed three thousand (3,000) kilowatts.

The agreement is at all times subject to such changes and modifications as the Railroad Commission of the State of California may direct in the exercise of its jurisdiction. The special features of the agreement already referred to, which are not covered by applicant's schedules on file with the Commission, are found to be reasonable.

The Commission is of the opinion that the agreement is fair to both parties and that a public hearing in this proceeding is not necessary.

O R D E R

The Pacific Gas & Electric Company having applied to this Commission for an order approving a certain agreement entered into between applicant and the Hobart Estate Company and Emma Rose, operating as the Utica Mining Company, on December 2, 1926, the Commission having considered the matter and being of the opinion that a public hearing is not necessary,

IT IS HEREBY ORDERED that the above mentioned agreement (designated Exhibit "A" in the application) between Pacific Gas & Electric Company and the Hobart Estate Company and Emma Rose, operating as the Utica Mining Company, be and the same is hereby approved.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 8<sup>th</sup> day of February, 1927.

[Signature]  
[Signature]  
[Signature]  
Leon Whitell  
Thos. R. Nelson 268