

LEM

Decision No. 20282

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC GAS AND ELECTRIC COMPANY,)
a corporation, for an order of the)
Railroad Commission approving a cer-)
tain agreement, entered into by and)
between applicant and Coast Counties)
Gas and Electric Company, a corpora-)
tion, dated January 5, 1926, as mod-)
ified by a supplemental agreement)
dated December 15, 1927.)

ORIGINAL

Application No. 15046

BY THE COMMISSION:

OPINION

In this application the Railroad Commission is asked to make an order approving an agreement entered into by and between Pacific Gas and Electric Company and Coast Counties Gas and Electric Company, dated January 5, 1926, as modified and re-established by a supplemental agreement dated December 15, 1927.

The application shows that upon the terms and conditions set forth in the aforesaid agreement, as modified by the supplemental agreement, Pacific Gas and Electric Company has agreed to sell and deliver, and Coast Counties Gas and Electric Company has agreed to receive and pay for all of the electric energy which shall be required by Coast Counties Gas and Electric Company for re-sale by it to its own consumers, except such ^{electric} energy as it may generate in its own hydroelectric and steam electric generating plants existing as of January 5, 1926, and such electric energy as it shall desire to purchase and receive from the Sierra and San Francisco Power Company for re-sale in the County of San Benito. The agreement is to remain in full force and effect during the term commencing July 1,

1926 and ending June 30, 1936.

The agreement provides for delivery of energy at Davenport Substation, Santa Cruz County, at an electro-motive force of approximately 24,000 volts and at a point in the vicinity of Coyote, Santa Clara County, at an electro-motive force of approximately 54,000 volts. By the terms of the supplemental agreement the point of delivery of the energy at 54,000 volts will be changed to a point in the vicinity of Morgan Hill, Santa Clara County, upon the completion of applicant's sub-station at that place. It is further provided that the initial maximum demand of Coast Counties Gas and Electric Company for energy delivered at Davenport Substation shall not exceed 5000 K.V.A. and at Coyote (and later at Morgan Hill) shall not exceed 7500 K.V.A. Delivery of energy is to be made under applicant's Schedule P-6.

The request for approval of the agreement, as modified, is made pursuant to and in accordance with the Railroad Commission's General Order No. 73 and applicant's Rules and Regulations No. 4 (Original Sheet C.R.C. 277-E) which provides in effect that contracts for electric service for a period in excess of three years shall be approved by the Commission. Applicant reports that heretofore it inadvertently neglected to submit the matter to the Commission and it appears to us that there was no intent on the part of applicant to evade the provisions of the general order and of its rules and regulations.

We believe that this is not a matter in which a public hearing is necessary and are of the opinion that the terms and conditions in the said agreement, as modified, are fair and reasonable. It should be added in this connection that the agreement at all times is subject to such changes and modifications as the Commission may, from time to time, direct in the exercise of its jurisdiction.

ORDER

Pacific Gas and Electric Company, having applied to the Railroad Commission for an order approving a certain agreement with Coast Counties Gas and Electric Company, as modified, and the Commission having considered the matter and being of the opinion that the application should be granted,

IT IS HEREBY ORDERED that the agreement entered into by and between Pacific Gas and Electric Company and Coast Counties Gas and Electric Company, dated January 5, 1926, as modified and re-established by the supplemental agreement between said parties, dated December 15, 1927, be, and the same is hereby approved.

DATED at San Francisco, California, this 28th day of September, 1928.

Leon Whisell
C. L. Seaman
Thomas D. Lattin
M. J. Cunniff
Commissioners.