

Decision No. 20296.**ORIGINAL**

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
 certain agreement entered into by and
 between WESTERN STATES GAS AND ELECTRIC
 COMPANY and CAPITAL DREDGING COMPANY,
 under date of June 12, 1928, and
 authorizing applicant to perform said
 agreement in accordance with its terms.

Application No. 15048.

BY THE COMMISSION:

O P I N I O N

In this application Pacific Gas and Electric Company asks the Railroad Commission to approve an agreement dated June 12, 1928, under which Western States Gas and Electric Company proposes to supply electric service to Capital Dredging Company for dredging operations on its lands in the Rancho Rio de los Americanos, Sacramento County. The service is to be supplied at the company's regular rates as established from time to time and the term of the agreement is ten (10) years. A copy of the agreement, marked Exhibit "A", is attached to the application.

The length of the term is the only unusual feature of this agreement and applicant alleges that it was so fixed by express request of the consumer. It is evident that the consumer believes that his interest will be better served or his rights more fully protected by a long term contract than by the regular three (3) year contract which can be entered into without special authorization from this Commission. This belief is groundless as an extended term may with equal force become a detriment to consumer's interests.

Inasmuch as the contemplated service is to be supplied at regular rates imposing no unusual conditions upon the consumer and will require no excessive expenditures by the company in the extension of its facilities, it is the Commission's opinion that neither party's interests require a term in excess of three (3) years. For this reason, the order will provide for the denial of the application.

O R D E R

Pacific Gas and Electric Company having applied to this Commission for an order approving a certain agreement entered into by and between Western States Gas and Electric Company and Capital Dredging Company, dated June 12, 1928, 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 application be and the same is hereby denied.

Dated at San Francisco, California, this 3rd day of October, 1928.

C. Seaver

Thos. D. Lovett

M. J. C.

Commissioners.