

Decision No. 21576.

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 of the State of California, granting to applicant a certificate of public convenience and necessity to exercise the right, privilege and franchise granted to applicant by Ordinance No. 310 of the Board of Trustees of the Town of Sausalito, County of Marin, State of California.

ORIGINAL

APPLICATION NO. 15,774.

C. P. Cutten, R. W. DuVal,
By R. W. DuVal, for Applicant.

BY THE COMMISSION:

O P I N I O N

In this application, Pacific Gas and Electric Company asks the Railroad Commission for an order certifying that public convenience and necessity require the exercise by it of the rights and privileges of franchise granted by the Town of Sausalito.

A public hearing before Examiner Cannon was held September 4, 1929, at which time evidence was introduced and the matter submitted for decision. No one appeared to oppose the granting of the application.

Pacific Gas and Electric Company has in the past been supplying the electric energy to the Town of Sausalito and its inhabitants for lighting, heating, and power purposes, through rights acquired from its predecessors under and pursuant to the provisions of Section 19, Article 11, of the Constitution of the State of California, as the same existed prior to its amendment on the 10th day of October, 1911, and the provision of Ordinance No. 124 of the Board of Trustees of the Town of Sausalito.

This ordinance expired on the 12th day of October, 1928, and on May 14, 1929, the Board of Trustees of the Town of Sausalito awarded applicant a franchise (Ordinance No. 310) to use for transmitting, conducting and distributing electric energy for heat and power purposes, the facilities used by applicant to supply the Town and its inhabitants with electric lighting. This franchise, a copy of which is attached to the application, is for a term of fifty (50) years, and carries the usual provision for a tax of 2 per cent on the gross revenue. No other electric utility is operating in the Town of Sausalito.

Applicant has filed with this Commission, a resolution of its Board of Directors to the effect that applicant, successors, or assigns, will never claim before the Railroad Commission or any court or public body any value for the aforesaid franchise in excess of the actual costs, which is stated to be Two Hundred Forty-seven Dollars Seventy cents (\$247.70).

O R D E R

Pacific Gas and Electric Company having applied to the Railroad Commission for an order certifying that public convenience and necessity require and will require the exercise of the rights and privileges granted to it by the Town of Sausalito under Ordinance No. 310, a public hearing having been held, the matter having been submitted and now being ready for decision,

The Railroad Commission of the State of California hereby certifies and declares that public convenience and necessity require and will require the exercise by the Pacific Gas and Electric Company of the rights and privileges granted by Ordinance No. 310 of the Board of Trustees of the Town of Sausalito.

The authority herein granted shall be effective from
and after the date of this order.

Dated at San Francisco, California, this 18th day
of September, 1929.

Thos. S. Lott

Ernest
Leon White

H. J. Ann