

Decision No. 21590.

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 construct the gas transmission lines therein described.

Application No. 15676.

**ORIGINAL**

BY THE COMMISSION:

SUPPLEMENTAL ORDER

In Decision No. 21511, dated September 3rd, 1929, this Commission made its order granting Pacific Gas and Electric Company a certificate of public convenience and necessity to construct and operate a certain natural gas transmission pipe line project traversing the counties of Fresno, Merced, Stanislaus, San Joaquin and Contra Costa, and for the exercise by it of permits, easements, rights, privileges and franchises granted or to be granted to it, in so far as such exercise may be necessary in connection with said project. Such certificate was made contingent upon the following, among other, conditions:

"(4) That gas transmission lines shall not be constructed or operated by applicant in any county or counties of this State unless and until Pacific Gas and Electric Company shall file with this Commission certified copies of all necessary franchises to construct and operate such lines in said county or counties.

(6) That before the effective date of this order Pacific Gas and Electric Company shall file a stipulation that within one (1) year from and after the effective date of this order, it will complete the institution of the service of straight natural gas to all of its gas consumers, which can be served with gas from natural gas transmission lines, including its consumers in the San Francisco, East Bay and San Jose divisions.

(7) That Pacific Gas and Electric Company shall file with this Commission a stipulation duly executed upon authority of its Board of Directors agreeing that applicant, its successors or assigns will never claim before the Railroad Commission or any court or other public body a value for any of the permits, easements and franchises used in connection with this project in excess of the original cost thereof.

(8) Upon the filing of the franchises and stipulation referred to in paragraphs (4) and (6), in the proper form, this Commission will issue its Supplemental Order authorizing the exercise of rights conferred by such franchises, said franchises and stipulation shall be filed on or before October 31, 1929."

Under date of September 20th, 1929, stipulation in accordance with the provisions of subdivision (6) above was filed with this Commission.

In its Supplemental Application No. 15676 Pacific Gas and Electric Company has, pursuant to the requirement of subdivision (4) above, filed certified copies of franchises granted by the counties of Kings, Fresno, Merced, Stanislaus, San Joaquin and Alameda, and reference is made therein to certified copy of franchise granted by Santa Clara County filed in connection with Application No. 15602. Similarly, a stipulation complying with subdivision (7) is also filed with said Supplemental Application No. 15676.

Pacific Gas and Electric Company having filed certain documents required by the conditions of Decision No. 21511 of this Commission, the Railroad Commission of the State of California hereby declares that public convenience and necessity require and will require the exercise by Pacific Gas and Electric Company of rights and privileges of franchises granted by the counties of Kings (Ordinance No. 141), Fresno (Ordinance No. 273), Merced (Ordinance No. 182), Stanislaus (Ordinance No. 145), San Joaquin (Ordinance No. 382), and Alameda (Ordinance No. 178) in

so far as the exercise of such franchises is necessary to the natural gas transmission project referred to above.

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

Dated at San Francisco, California, this 18<sup>th</sup> day of October, 1929.

Thor D. Lott

J. L. Sawyer

Wm. H. H. H.

Leon O'Connell

Commissioners.