

ORIGINAL

Decision No. 22888.

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 gas transmission lines and systems herein described, and to distribute and sell natural gas for domestic, commercial and industrial uses in the incorporated and unincorporated cities and towns mentioned herein and in all places and in territory adjacent to applicant's gas transmission and distribution systems now constructed or in course of construction by and under authority granted to it by the Railroad Commission and by and under the Public Utilities Act of California; and to exercise the rights, privileges and franchises listed herein, or such other franchises as may be necessary to distribute and sell natural gas in central and northern California.

Application No. 16004.

C. P. Cutten, for Applicant.
 L. T. Rice, for Southern California Gas Company.
 F. T. Smith and R. L. Vaughan, for Consumers Gas Company and Coast Counties Gas and Electric Company.
 R. L. Vaughan, for Natural Gas Corporation of California.
 C. H. S. Bidwell, Mayor, for City of Sacramento.
 H. G. Bradford, City Attorney, for City of Sacramento.
 J. L. Knowles, Assistant City Attorney, for City of Sacramento.
 J. S. Dean, City Manager, for City of Sacramento.
 J. M. Imman, for City of Sacramento.
 C. L. Gilmore, for City of North Sacramento.

- A. J. Ashen, Assistant District Attorney, for County of Sacramento.
- W. W. Cooper, for Cities of Stockton, Sacramento and Fresno.
- W. Hanisch, Mayor, for City of Roseville.
- J. B. Gibson, City Attorney, for City of Roseville.
- J. L. Johnson, City Attorney, for City of Stockton.
- J. E. Laugenour, City Attorney, for City of Woodland.
- Loren A. Butts, City Attorney, for City of Fresno.
- G. Devore, District Attorney, for County of Fresno.
- A. C. Shepard, for County of Fresno.
- R. E. Lochman, City Attorney, for City of Napa.
- H. G. Boke, for a group of taxpayers, City of Napa.

SEAVEY, COMMISSIONER:

O P I N I O N

In its final amended and supplemental application, No. 16004, filed with this Commission on June 17, 1930, Pacific Gas and Electric Company refers to and incorporates therein the following prior applications and decisions:

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| Original Appl. No. 15602 - May 7, 1929.
(C.P.C.&N.-Coast Trans. Line) | CRC Dec. No. 21311 -
July 1, 1929.
CRC Dec. No. 21689 -
Oct. 18, 1929. |
| Original Appl. No. 15676 - May 31, 1929.
Supp. " " " - Oct. 9, 1929.
(C.P.C.&N.-Valley Trans. Line) | CRC Dec. No. 21511 -
Sept. 3, 1929.
CRC Dec. No. 21690 -
Oct. 18, 1929. |
| Original Appl. No. 16422 - Apr. 2, 1930.
(C.P.C.&N.-P.G.&E.-Stanpac Agreements) | CRC Dec. No. 22429 -
May 14, 1930. |
| Original Appl. No. 15696 - June 7, 1929.
Supp. " " " - Aug. 21, 1929.
(C.P.C.&N.-Kettleman-Fresno Trans. Line) | CRC Dec. No. 21421 -
Aug. 3, 1929.
CRC Dec. No. 21545 -
Sept. 12, 1929. |

Original Appl. No. 15697 - June 7, 1929. CRC Dec. No. 21363 - July 8, 1929.
 Supp. " " " - Aug. 5, 1929. CRC Dec. No. 21508 - Aug. 30, 1929.
 " " " " - Oct. 11, 1929. CRC Dec. No. 22110 - Feb. 11, 1930.

(C.P.C.&N-Hollister-Monterey-Carmel Trans. Line)

Original Appl. No. 16004 - Oct. 10, 1929. -
 Supp. " " " " - Dec. 12, 1929. -
 (C.P.C.&N-Various Communities)

In this amended and supplemental application applicant alleges that under and pursuant to the authority granted to it by this Commission in the Decisions above mentioned, applicant has constructed and installed and/or is now constructing and installing, among other properties, the following described natural gas transmission lines, namely:

<u>From</u>	<u>To</u>	<u>Dia.</u>	<u>Length</u>
Buttonwillow	- Gathering Line	16"	1.72 miles
Buttonwillow	- Kettleman Comp. Sta.	16"	49.34 "
Std.-Texaco Ext. Plt.-	" " "	16"	3.38 "
Kettleman Comp. Sta.	- Panoche Junction	22"	40.87 "
Panoche Junction	- Milpitas	20"	108.61 "
Milpitas	- San Francisco	20"	44.70 "
Milpitas	- Oakland	20"	38.47 "
Oakland	- San Pablo	20"	16.17 "
Coast Line	- San Jose	10"	3.66 "
Hollister	- Salinas	12"	23.58 "
Salinas	- Monterey	8"	19.74 "
Monterey	- Carmel-by-the-Sea	6"	4.10 "
Stanpac Line	- Milpitas	22"	36.20 "
Stanpac Line	- Tracy	4"	6.06 "
Stanpac Line	- Sacramento	16"	74.00 "
Davis	- Dixon	6"	8.53 "
Manteca	- Modesto	8"	22.00 "
Manteca-Modesto Line	- Riverbank	6"	3.25 "
Riverbank	- Oakdale	4"	5.75 "
Stanpac Line	- Patterson	4"	2.50 "
Stanpac Line	- Newman	4"	5.50 "
S. Cal. Fresno Line	- Fowler	6"	12.00 "
Fowler	- Sanger	4"	4.41 "
Stanpac Line-Carquinez-	Petaluma	16"	3.11 "
"	"	12"	37.00 "
"	"	8"	1.52 "
Napa	- St. Helena	6"	20.64 "
St. Helena	- Calistoga	4"	5.70 "
Schellville	- Glen Ellen	6"	6.99 "
Santa Rosa	- Healdsburg	6"	17.10 "

Applicant further alleges that the natural gas transmission line from Kettleman Field to the City of Richmond, now being constructed by Standard-Pacific Pipeline, Inc., (Stanpac) is now 92% completed and consists of the following:

<u>From</u>	<u>To</u>	<u>Dia.</u>	<u>Length</u>
Std. Oil Ext. Plant-Kettleman-P.G.&E. Comp. Plant		22"	3.62 miles
P.G.&E. Comp. Plant	-Tracy Junction	26"	93.70 "
"	- " "	24"	24.80 "
"	- " "	22"	24.00 "
Tracy Junction	-San Pablo	26"	26.80 "
"	- " "	22"	19.10 "
"	- " "	20"	12.70 "

Applicant further alleges that it has now and will hereafter have natural gas available for, and desires to furnish, sell and deliver natural gas to, all of its gas consumers, and those of public utilities controlled by applicant, who can be now and in the future served from applicant's natural gas transmission lines, and that it seeks all necessary permission and authority to construct, operate and maintain, under rights, privileges and franchises now owned, possessed and enjoyed, and those to be hereafter obtained, such gas transmission and distribution systems, plants and facilities as may be necessary for the purpose of furnishing and supplying natural gas service to the inhabitants of, and industries and commercial and other enterprises situate in, the cities, towns and communities adjacent to its aforesaid gas lines, constructed and/or to be constructed among which are the following:

Livermore	Alameda County
Pleasanton	"
U.S. Veteran's Hospital	"
Sunol	"
Mission San Jose	"
Warm Springs	"
Lodi	San Joaquin County
Stockton	"
French Camp	"
Tracy	"
Manteca	"
Ripon	"

Salida.	Stanislaus County
Modesto	"
Ceres	"
Hughson	"
Oakdale	"
Riverbank	"
Patterson	"
Newman	"
Calt	Sacramento County
Elk Grove	"
Florin	"
Sacramento	"
Richmond	Contra Costa County
Dixon	Solano County
Windsor	Sonoma County
Fulton	"
Healdsburg	"
Sonoma	"
Vineburg	"
Schellville	"
Boyes Springs	"
Agua Caliente	"
Sonoma State Home	"
El Verano	"
Clen Ellen	"
St. Helena	Napa County
Calistoga	"
Yountville	"
Rutherford	"
Oakville	"
Alviso	Santa Clara County
Cupertino	"
Saratoga	"
Los Altos	"
Milpitas	"
Sanger	Fresno County
Fowler	"
Easton	"

Applicant further alleges that in this amended and supplemental application it has withdrawn its application for a certificate of public convenience and necessity to supply natural gas service to the inhabitants of the following cities and towns in the County of Contra Costa:

San Ramon
Alamo
Danville
Diablo

Walnut Creek
Lafayette
St. Marys
Moraga

and that by reason of that fact applicant alleges that it does not require, and therefore does not intend, to proceed with its application to the Board of Supervisors of the County of Contra Costa for a general county franchise.

Applicant further alleges that in this amended and supplemental application it withdraws its request for a certificate of public convenience and necessity to serve the towns of Santa Rita and Dublin in Alameda County due to changes in the route of applicant's original Valley transmission line.

Applicant further alleges that it will apply for and obtain all and additional franchises that it does not now possess that may be found necessary to enable it to furnish and supply natural gas to the inhabitants of the cities, towns and communities adjacent to its aforementioned natural gas lines, to which natural gas service can be economically furnished and supplied.

Applicant finally alleges that public convenience and necessity require and will require the exercise by applicant of the rights, privileges and franchises granted and to be granted to it by the aforementioned counties, cities and towns; that no person, firm or public or private corporation is now engaged in the public utility business of furnishing natural gas service in any of the cities, towns or communities in which permission is asked to serve natural gas and that the service of natural gas therein by applicant at such fair and reasonable rates as may be fixed by this Commission would serve public convenience and

necessity.

Public hearings have been held on this application at which hearings testimony and evidence were introduced which, in my opinion, established the fact that public convenience and necessity require and will require the granting of this application, in so far as it applies to the cities, towns and communities specifically listed and set forth in this Opinion.

I recommend the following form of Order:

O R D E R

Pacific Gas and Electric Company having asked that the Railroad Commission of the State of California make its order and decision granting and conferring upon applicant all necessary permission and authority to construct, operate and maintain the natural gas transmission and distribution systems described in this application and declaring that public convenience and necessity require and will require the construction by applicant of the same and the exercise by applicant of all permits, easements and franchises necessary thereto, public hearings having been held, the matter being submitted and now 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 construction, operation and maintenance by Pacific Gas and Electric Company of the natural gas transmission and distribution system necessary to serve natural gas to the inhabitants of the specific cities, towns and communities listed and set forth in the above Opinion.

and the exercise by applicant of all permits, easements and franchises necessary for such construction, operation and maintenance, provided that the Railroad Commission of the State of California may hereafter, by appropriate proceedings and orders, revoke or limit, as to territory not then served by Pacific Gas and Electric Company, the authority herein granted.

The authorization herein granted is subject to the following conditions and not otherwise:

- (a) That all of the natural gas transported and/or distributed by means of said systems shall be disposed of, allocated and distributed in accordance with the orders of this Commission.
- (b) That applicant shall, at the discretion of this Commission and when transmission line and compressor capacities permit, transport natural gas for other utilities, the volumes of gas thus transported and the transportation charges made therefor being subject to the approval of this Commission.
- (c) That no natural gas transported through said systems shall be delivered or sold for resale except under such conditions as may be specifically approved by this Commission.
- (d) That lines shall not be constructed or operated in any county, city or town of this State unless and until Pacific Gas and Electric Company shall file with this Commission certified copies of the franchises, permits or easements necessary therefor.
- (e) That Pacific Gas and Electric Company shall file with this Commission stipulations duly executed on authority of its Board of Directors agreeing that it will never claim for any of the franchises, permits or easements used in connection with this project a value in excess of the cost thereof.
- (f) Upon the filing of these franchises and stipulations referred to in paragraphs (d) and (e), in the proper form, this Commission will issue its supplemental order authorizing the exercise of the rights and privileges conferred by such franchises, permits and easements. Said franchises, permits, easements and stipulations shall be filed on or before September 30, 1930.

The authorization herein granted, except as otherwise specifically provided, shall be effective from and after the date of this order.

For all other purposes the effective date of this order shall be twenty (20) days from and after the date hereof.

The foregoing Opinion and Order are hereby approved and ordered filed as the Opinion and Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 10th day of July, 1930.

W. L. Deane
Edward Scott
Leon Whiteley
Thos. E. Smith

Commissioners.