

Decision No.. 24326

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
YOSEMITE LODGE NO. 97, I.C.O.F.,  
and PACIFIC GAS AND ELECTRIC COMPANY,  
a corporation, for an order of the  
Railroad Commission of the State of  
California authorizing the former to  
sell and convey, and the latter to  
purchase and acquire, the properties  
referred to in this application.

ORIGINAL

Application No. 17825

V. J. Repetto and G. E. Watson,  
for Yosemite Lodge No. 97, I. O. O. F.

C. P. Cutten, for Pacific Gas and Electric Company.

BY THE COMMISSION:

OPINION AND ORDER

In this application the Railroad Commission is asked to make an order authorizing Yosemite Lodge No. 97, I. O. O. F. to grant, sell and convey to Pacific Gas and Electric Company, for \$300.00, an electric distribution system located in the town of Big Oak Flat, Tuolumne County, and territory immediately adjacent thereto, and to cease furnishing and supplying electric service in such territory.

It appears that Yosemite Lodge No. 97, I. O. O. F. for some years past has been engaged in the business of purchasing electric energy from Pacific Gas and Electric Company and of selling and distributing the same for light, heat and power purposes, to residents in and about Big Oak Flat. Information on file with the Commission indicates that it serves twenty-six consumers on a metered rate basis and four on a flat rate basis. Its annual reports to the Commission for the last three years show revenues

and expenses as follows:

I T E M	1928 :	1929 :	1930
<u>OPERATING REVENUES:</u>			
Metered sales .....	\$ 352.58:	\$ 375.77:	\$ 466.14
Flat rate sales .....	42.00:	29.50:	18.50
Total .....	<u>\$ 394.58:</u>	<u>\$ 406.27:</u>	<u>\$ 484.64</u>
<u>OPERATING EXPENSES:</u>			
Purchased power .....	\$ 236.56:	\$ 225.62:	\$ 237.90
Miscellaneous .....	53.37:	71.17:	92.32
Total.....	<u>\$ 289.93:</u>	<u>\$ 296.79:</u>	<u>\$ 330.22</u>
Net operating revenue.....	\$ 104.65:	\$ 109.48:	\$ 154.42
Taxes .....	-	29.60:	15.23
Net operating income.....	<u>\$ 104.65:</u>	<u>\$ 79.88:</u>	<u>\$ 139.19</u>

The application shows that a verbal agreement has been made for the sale of the distributing system to Pacific Gas and Electric Company for \$300.00. The purchaser is engaged in selling electric energy in Tuolumne County in territory contiguous to Big Oak Flat and it seems to us to be in the public interest to authorize the sale of this system as here proposed.

The Commission is of the opinion that this is not a matter in which a public hearing is necessary and that the application should be granted, as herein provided, therefore,

IT IS HEREBY ORDERED, that Yosemite Lodge No. 97 I. O. O. F. be, and it hereby is, authorized to grant, sell and convey to Pacific Gas and Electric Company for \$300.00, on or before January 31, 1932, all its electric distribution properties and facilities owned and used by it in its business of furnishing and supplying electric service in Big Oak Flat and contiguous territory, and Pacific Gas and Electric Company be, and it hereby is, authorized to acquire and operate said properties.

IT IS HEREBY FURTHER ORDERED, that upon the acquisition of the aforesaid properties by Pacific Gas and Electric Company, Yosemite Lodge No. 97 I. O. O. F. may cease to furnish and supply

electric service in the territory in which it now furnishes said service.

The authority herein granted is subject to the following conditions:-

1. The consideration which Pacific Gas and Electric Company pays for the aforesaid properties shall never be urged before this Commission or other public body as determining the value of said properties for any purpose other than the transfer herein authorized.
2. Within thirty (30) days after the transfer of the properties, Pacific Gas and Electric Company shall file with the Commission a copy of the deed or other instrument of conveyance by which it receives title to said properties.
3. The authority herein granted will become effective upon the date hereof.

DATED at San Francisco, California, this 21<sup>st</sup> day of December, 1931.

CC Seavey

Leon C. Sullivan

W. A. C.

W. B. Lewis

Fred G. Stewart

Commissioners.