

Decision No. 4438

ORIGINAL

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BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of
VALLEJO ELECTRIC LIGHT AND POWER COM-
PANY for certificate of public con-
venience and necessity to exercise
franchise rights granted to it in the
County of Solano.

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) Application No. 2945.
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Frank E. Powers for applicant.

BY THE COMMISSION:

O P I N I O N.

A public hearing was conducted by
Examiner Westover upon above application for certificate of
public convenience and necessity to exercise franchise rights
granted to applicant by the County of Solano.

Applicant has for a long time past
served electric energy in the City of Vallejo and now is ex-
tending its service beyond the city limits into certain portions
of the County of Solano. It serves about 3200 consumers in all.

On or about February 5, 1917, applicant
applied to the Board of Supervisors of Solano County for a franchise
to use the streets, which was granted to it by Ordinance No. 92
of the County of Solano, adopted April 2, 1917. Applicant's
bid therefor was \$100 and the cost of advertising was \$96.25.

The franchise grants to applicant the right

and privilege for fifty years to erect, construct, maintain and operate over, along, across and under the roads, highways, public ways, streets and lanes of the county, pole and wire lines, or lines in conduits, for the purpose of supplying electric energy for light, heat and power. The compensation to the county is to be 2% of the gross revenue derived under the franchise after five years from its date, payment to be made annually.

Applicant does not ask certificate of public convenience and necessity for the entire county but only for that portion contiguous to the City of Vallejo described at length in the order. It was serving the public in the City of Vallejo prior to the adoption of the Public Utilities Act.

Great Western Power Company and Pacific Gas and Electric Company have transmission lines across the territory in question. Both were notified of the hearing but neither appeared. Applicant filed a written stipulation made by Pacific Gas & Electric Company to the effect that it had no objection to the granting of the application. The latter company serves the Sperry Mill in Vallejo, which service it is expected to continue. Great Western Power Company serves within the specified territory outside of the City of Vallejo, the Dos Reis Ranch, Phillip Steffen slaughter house, Mrs. A. Armstrong and William Hauhuth, which service it is expected to continue.

Applicant has about twenty-five unfilled written applications for service, mostly from the county territory in question.

ORDER

VALLEJO ELECTRIC LIGHT AND POWER COMPANY having applied for an order substantially as hereinafter contained, and a public hearing having been held thereon and the Commission being fully advised in the premises,

THE RAILROAD COMMISSION OF CALIFORNIA hereby declares that public convenience and necessity require the exercise by Vallejo Electric Light and Power Company of the rights and privileges conferred by Ordinance No. 92 of the County of Solano, adopted April 2, 1917, within the territory described in the application as follows:

All that portion of said county of Solano lying north and east of Napa Bay, Mare Island Straits and the Straits of Carquinez and situated without the corporate limits of said City of Vallejo and within the following described boundary lines indicated in yellow on map filed with application as Exhibit A.

Beginning at the intersection of the easterly shore line of Napa Bay and the north lines of Section 11 T. 3 N., R. 4 W., M.D.M., thence easterly along the north lines of Sections 11 and 12 T. 3 N., R. 4 W., M.D.M., and the north lines of Sections 7 and 8, T. 3 N., R. 3 W., M.D.M., a distance of 14,830 feet more or less to the intersection of the north line of Sec. 8, T. 3 N., R. 3 W., and the erect line of the property of W. E. Corcoran, thence southerly along the east line of the properties of W. E. Corcoran and F. M. Silva a distance of 2640 feet more or less to the southeast corner of the property of F. M. Silva a distance of 300 feet more or less to the northeast corner of the property of J. P. Hams, thence southerly along the east line of the property of J. P. Hams and J. Downes, a distance of 6200 feet more or less to the south line of County Road No. 91 in Section 17, T. 3 N., R. 3 W., M.D.M., thence westerly along the south line of said county road a distance of 210 feet more or less to the northeast corner of Hilton's 1st Addition, thence southerly along the east line of Hilton's 1st Addition and the properties of P. Steffan and B. B. Steffan's a distance of 2170 feet more or less to the southeast corner of the property of B. B. Steffan, thence westerly along the south line of the property of B. B. Steffan a distance of 70 feet more or less to the northeast corner of the property of Phillip Steffan, thence southerly along the east line of the properties of Phillip Steffan and the M. H. Eastman Estate a distance of 2400 feet more or less to the northerly line

of County Road No. 78 in Sec. 20, T. 3 N.; R.
3 W., M.D.M. thence due south 9300 feet more
or less to an intersection with the Pierhead Line
on the northerly side of the Straits of Carquinez -

provided that the Railroad Commission shall first have made its supplemental order herein declaring that Vallejo Electric Light & Power Company has filed with the Railroad Commission a stipulation duly authorized by its Board of Directors, in form satisfactory to the Railroad Commission, declaring that Vallejo Electric Light & Power Company, its successors and assigns, will never claim before the Railroad Commission or any court or other public body a value for said rights and privileges in excess of the actual cost to it of acquiring said rights and privileges, which cost is represented by said Vallejo Electric Light and Power Company to have been \$196.25.

Dated at San Francisco, California, this 24
day of July, 1917.

Max Thelen
H. W. Ireland
W. L. Gordon
Frazer R. Devlin
Commissioners.