

be and they hereby are authorized to transfer to Pacific Gas and Electric Company for the sum of \$6,400.00 that certain electric transmission line consisting of poles and wires, together with the necessary cross arms, insulators and other appliances and fixtures used in connection therewith, constructed along the railroad right of way of the vendors from San Jose to Saratoga.

(2) That San Jose Railroads and Peninsular Railroads be and they are hereby authorized to sell and convey to said Pacific Gas and Electric Company for the sum of \$62,500.00, the so-called "stationary motor system" of said vendor in the County of Santa Clara, including all electric poles, wires, lines, circuits, meters, transformers and other electrical appliances and fixtures for use solely in connection therewith, not necessary to the operation of the railway properties, said stationary motor system being described in detail in applicant's exhibit No. 1, filed herein, together with the vendors' business of selling and distributing electric energy by means of said stationary motor system, all contracts and agreements which vendors now have for the sale of electric energy by means of said system, and all rights of way for the construction, maintenance and operation of said system.

(3) That Pacific Gas and Electric Company, San Jose Railroads and Peninsular Railway Company be, and they hereby are authorized to execute a contract for the purchase and sale of electric energy upon the terms and conditions set forth in the form of contract attached to the application in this proceeding and marked Exhibit A.

The authority herein granted to transfer property and to execute the contract for the purchase and sale of electric energy is granted only upon the following conditions:

- (a) The consideration paid for the property herein authorized to be transferred shall not be taken before this Commission or any Court as representing the value of said property for rate fixing or other purposes.
- (b) The authority herein granted to transfer property and to execute said contract shall apply only to such transfers or contracts executed within the period of sixty (60) days from the date of this order.
- (c) The authority herein granted shall not be construed as permitting any increase in rate for electric energy furnished in any instance unless hereafter specifically authorized.
- (d) The Railroad Commission reserves the right to make such further orders as it may deem necessary with reference to any of the terms or conditions set forth in said contract attached to the application herein and marked Exhibit A.

Dated at San Francisco, California, this 14th
day of August, 1917.

Max Thelen
H. Stoveland
Oliver Gordon
Edwin O. Edgerton
Commissioners