

Decision No. 9094

ORIGINAL

BEFORE THE RAILROAD COMMISSION  
OF THE STATE OF CALIFORNIA

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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 exercise the right, )  
privilege and franchise granted to )  
the applicant by an ordinance of the )  
City of Vallejo, marked Exhibit "A" )  
hereof. )

ORIGINAL

Application No. 6839

C. P. Cutten, for Applicant.

BENEDICT, Commissioner:

O P I N I O N

Pacific Gas and Electric Company applies for a certificate that public convenience and necessity require the exercise by it of the right, privilege and franchise to distribute gas for heating and power purposes granted by an Ordinance of the City of Vallejo, adopted on the 23rd of August, 1917.

Applicant shows that it has been engaged in the business of distributing gas for lighting, heating and power purposes for many years past and that no other person, firm or corporation is so engaged as a public utility in the City of

Vallejo. The distribution of gas for lighting purposes is carried on under constitutional rights and the ordinance franchise, authority for the exercise of which is now sought, covers the distribution of gas for heating and power purposes thru the same system. The need of this franchise is more or less technical as it contemplates no important change in existing conditions.

A hearing was held in San Francisco on June 1, 1921, at which time evidence was introduced and the matter submitted. Pacific Gas and Electric Company filed a stipulation, duly executed by authority of its Board of Directors, in which it agrees that it, its successors or assigns, will never claim before the Railroad Commission or any court or other public body any value for the right, privilege and franchise granted under the ordinance in question, said franchise having been acquired without cost to applicant.

Public interest requires that the public continue to receive the service which it has received in the past and for which it depends on a continuation of applicant's operations.

I recommend the following form of Order:

#### O R D E R

Pacific Gas and Electric Company having applied to the Railroad Commission for a certificate that public convenience and necessity require the exercise of the right and privilege under a franchise granted to it by the City of Vallejo by Ordinance No. 257 N.S., adopted August 23, 1917, a public hearing

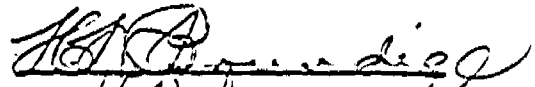
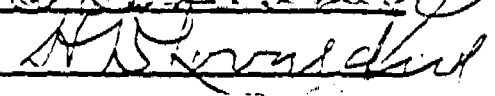
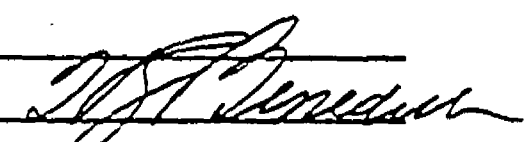
having been held, Pacific Gas and Electric Company having stipulated, in form satisfactory to this Commission, as to its claim for the value of said franchise, and the matter being submitted,

The Railroad Commission of the State of California does hereby certify and declare that public convenience and necessity require the exercise by Pacific Gas and Electric Company of the right, privilege and franchise granted by said Ordinance No. 257 N.S., of the City of Vallejo.

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 12<sup>th</sup>

day of June, 1921.

  
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Commissioners.