

Decision No. 28757.

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 exercise the right,
privilege and franchise granted to
applicant by Ordinance No. 94 of the
City Council of the Town of Corte
Madera, Marin County, State of Cali-
fornia.

Application No. 20490

ORIGINAL

BY THE COMMISSION:

O P I N I O N

In this application Pacific Gas and Electric Company asks this Commission to make its decision and order declaring that public convenience and necessity require and will require the exercise by applicant of the right, privilege and franchise granted to it by Ordinance No. 94 of the City Council of the Town of Corte Madera, County of Marin, a copy of which is annexed to and made a part of the application.

Applicant alleges that it is now and since the year 1891 it or its predecessors have been furnishing electric service to the inhabitants of the Town of Corte Madera under franchises granted to San Rafael Gas and Electric Company and Central California Gas and Electric Company by ordinances of the Board of Supervisors of the County of Marin, adopted September 7, 1891, and September 4, 1901, respectively. Franchise dated September 7, 1891,

is said to have expired on or about September 7, 1916, and franchise dated September 4, 1901, is said to have expired on or about September 4, 1921.

Applicant further alleges that the present and future public convenience and necessity require and will require that it exercise the right, privilege and franchise granted to it by the aforesaid Ordinance No. 94 in order that applicant may continue to furnish and supply electric service to said Town and the inhabitants thereof for all lawful purposes.

Applicant also states that no person, firm, or private corporation other than applicant is now engaged in the public utility business of furnishing, distributing, or selling electricity for light, heat, power or other purposes to said Town of Corte Madera or to the inhabitants thereof.

Applicant has stipulated to the effect that it, its successors or assigns will never claim before the Railroad Commission of the State of California, or before any court or other public body, any value for the aforesaid franchise in excess of the actual cost thereof, which cost is \$224.50.

After careful consideration, it is the opinion of the Commission that this application should be granted and that a public hearing in the matter is not necessary.

O R D E R

Pacific Gas and Electric Company, having applied to the Railroad Commission of the State of California for an Order declaring that public convenience and necessity require and will require the exercise by applicant of the right, privilege and

franchise granted to it by the Ordinance described in the foregoing Opinion, the Commission having considered the matter and being of the opinion that the application should be granted,

The Railroad Commission of the State of California Hereby Orders and Declares that public convenience and necessity require and will require the exercise by Pacific Gas and Electric Company of the right, privilege and franchise granted to it by Ordinance No. 94 of the Town of Corte Madera, County of Marin, as fully set forth and described in Exhibit No. 1 attached to and made a part of the application herein, 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 effective date of this Order is the date hereof.

Dated at San Francisco, California, this 27th day of April, 1936.

M B Davis
Leon O'Connell
M J Cain
Michael J. ...
Frank R. ...
Commissioners.