

Decision No. 28234

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. 111 of the
City Council of the City of Yuba City
Sutter County, State of California.

Application No. 20611

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 granting to applicant a certificate 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. 111 of the City Council of the City of Yuba City, a copy of which is marked Exhibit "A" and is attached to and made a part of the application.

Applicant alleges that it is now and for more than fifty (50) years last past, it or its predecessors have been furnishing and supplying artificial gas service to the inhabitants of and customers situated in that part and portion of Sutter County now and ever since about the year 1877, comprising the City of Yuba City, for light, heat and other lawful purposes under and pursuant to the franchise granted by the provisions of Section 19 of Article XI of the Constitution of the State of California as it existed prior to the amendment adopted October 10, 1911.

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. 111 in order that applicant may continue to furnish and supply gas to said city and the inhabitants thereof.

Applicant further alleges that no person, firm or public or private corporation, other than applicant, is now engaged in the public utility business of furnishing, distributing or selling gas for light, heat, power or other purposes to said City of Yuba City or the inhabitants thereof.

Applicant finally alleges that the actual cost to it of the franchise granted to it by Ordinance No. 111 of the City of Yuba City was the sum of One Hundred Seventy-nine and 33/100 Dollars (\$179.33) and applicant agrees in this application that it, its successors or assigns will never claim before the Railroad Commission of the State of California, or before any court or public body, any value for the aforesaid franchise in excess of the said cost thereof.

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 Commission for an order granting to applicant a certificate 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 or privilege under the franchise granted to it by Ordinance No. 111 of the City of Yuba City, as fully set forth and described in Exhibit "A" attached to and made a part of the application herein, and that certificate of public convenience and necessity authorizing such exercise be and it is hereby granted to applicant.

The effective date of this Order is the date hereof.

Dated at San Francisco, California, this 2^d day of
November, 1936.

M. B. Lewis
Leon Whelan
W. J. Cunn
Walter M. ...
Frank ...
Commissioners