

Decision No. 20464

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of COAST COUNTIES GAS AND ELECTRIC COMPANY, a corporation, for a certificate that public convenience and necessity require the exercise of a right, privilege and franchise to sell and distribute gas for heat, power and other purposes and of a right, privilege and franchise to sell and distribute electricity for heat, power and other purposes.

ORIGINAL

Application No. 21361.

Bert B. Snyder, for Applicant.

WAKEFIELD, COMMISSIONER:

O P I N I O N

Coast Counties Gas and Electric Company requests a certificate of public convenience and necessity under Section 50(b) of the Public Utilities Act authorizing the exercise of the rights and privileges under the thirty-five (35) year gas and electric franchises granted to it by Ordinances Nos. 1548 and 1547 of the City Council of the City of Santa Cruz, County of Santa Cruz, adopted on May 24, 1937, copies of which are attached as Exhibits "B" and "C" to the application.

Public hearing was held at Santa Cruz, California, on October 14, 1937. No one appeared to protest the granting of the application.

According to applicant, it or its predecessors in interest, for many years last past have been rendering gas and electric service in the City of Santa Cruz and have used the public highways therein under and pursuant to the franchise

granted by Section 19 of Article XI of the Constitution of the State of California as it existed from 1885 to October 10, 1911, and under and pursuant to the following franchises granted to applicant's predecessors in interest by the Board of Supervisors of the County of Santa Cruz:

<u>Ordinance</u> <u>Number</u>	<u>Adopted</u>	<u>Expiring</u>	<u>G r a n t e e</u>
12	Mar. 12, 1867	Perpetual	Chas. E. Burrows,
296	Jan. 25, 1893	Jan. 25, 1943	Santa Cruz Elec. Lt. & Pwr. Co.,
351	Mar. 30, 1896	Mar. 30, 1946	F. W. Swanton.

Applicant now renders gas and electric service in substantially all parts of the City of Santa Cruz and no other utility renders like service therein.

Applicant has stipulated that it, its successors or assigns, will never claim before the Railroad Commission or any court or public body, any value for said franchises in excess of the actual cost thereof, which is One hundred twenty-five and 00/100 Dollars (\$125.00) for each of said two franchises, exclusive of the Fifty Dollar (\$50.00) fee for the filing of the present application.

O R D E R

IT IS FOUND AS A FACT that public convenience and necessity require, and Coast Counties Gas and Electric Company is hereby granted a certificate to exercise the rights and privileges granted to it by Ordinances Nos. 1548 and 1547 of

the City of Santa Cruz.

This order shall be effective immediately.

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, San Francisco, California, January 3, 1938.

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Commissioners.