

Decision No. 21470

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of VALLEJO ELECTRIC LIGHT AND
POWER COMPANY, a corporation, for
Certificate of Public Convenience
and Necessity to exercise franchise
rights in the County of Solano outside
the corporate limits of the City of
Vallejo.

Application No. 21497.

Frank E. Powers, for Applicant.

BY THE COMMISSION:

O P I N I O N

Vallejo Light and Power Company requests a certificate of public convenience and necessity authorizing it to exercise the right and privilege under the fifty (50) year franchise granted to it by Ordinance No. 92 of the Board of Supervisors of the County of Solano, adopted on April 2, 1917, a copy of which is attached as Exhibit "B" to the application, in that portion of Solano County particularly described in paragraph XV of the application, as follows, to wit:

"BEGINNING at the point of intersection of the east line of the land of W. E. Corcoran with the north line of Sec. 8, T. 3 N., R. 3 W., M. D. M.; thence west, along the north line of Sections 8 and 7, said Township and Range, to a point 100 feet west of the west line of County Road No. 140; thence north to a point which is 100 feet north of the south line of the land of Vallejo Water Company; thence east, parallel to and 100 feet distant, at right angles northerly, from the south line of the land of Vallejo Water Company, and the south line of the land of Flora J. Hunter and Florence Gertrude Reese, to a point which is 100 feet north of the northeast corner of the land of said W. E. Corcoran; the thence south along the east line of the land of said Corcoran and said east line extended, to the point of beginning."

Public hearing was held before Examiner C. C. Brown at Vallejo, California, on October 27, 1937. No one appeared to protest the granting of the application.

It appears from the record that ever since June 1, 1897, applicant has been continuously and now is furnishing electric service in the City of Vallejo 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 that ever since April 2, 1917, it has been continuously and now is furnishing electric service in certain territory in the County of Solano, adjacent to and outside the corporate limits of the City of Vallejo, under and pursuant to the franchise granted to it by the above mentioned Ordinance No. 92, and as described and delineated in Decision No. 4438 of this Commission, dated July 3, 1917.

It further appears from the record that applicant has received repeated applications for electric service from A. H. Cooke, a resident in that portion of Solano County first above mentioned; that applicant is able, ready and willing to extend its existing electric system to supply said area; that the rendering of electric service by applicant in said area will not compete with any other utility; that the nearest electric lines of Pacific Gas and Electric Company, the only other utility which renders electric service in Solano County, are located some two miles to the northeast of said area, and that Pacific Gas and Electric Company has filed a stipulation in this proceeding, as follows:

"Pacific Gas and Electric Company has no objection to the granting to Vallejo Electric Light and Power Company of the authorization sought in the above numbered application, namely, a Certificate of Public Convenience and Necessity authorizing it to extend its electric facilities in Solano County for the purpose of supplying electric service to A. H. Cooke and to exercise the rights conferred

"upon it by Ordinance No. 92 of the Board of Supervisors of the County of Solano in that part and portion of the County of Solano, California, outside of the corporate limits of the City of Vallejo, particularly described in Paragraph XV of said Application No. 21497."

O R D E R

IT IS FOUND AS A FACT that public convenience and necessity require, and Vallejo Light and Power Company is hereby granted a certificate to exercise the right and privilege under the franchise granted to it by Ordinance No. 92 of the County of Solano, in that portion of said County first described in the opinion above, and to extend its facilities into said area for the purpose of rendering electric service to applicants who reside therein.

This order shall be effective immediately.

Dated, San Francisco, California, 3rd of January, 1936.

W. L. Smith
Leon A. Smith
James R. Smith
Robert A. Smith
Paul A. Riley
Commissioners.