

Decision No. 30898

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 SANTA MARIA GAS COMPANY, a corporation,
 for a Certificate of Public Convenience
 and Necessity, under Section 50 of the
 Public Utilities Act, for Authority to
 Exercise the Franchise acquired from
 the City of Arroyo Grande, by Ordinance
 No. 59.

ORIGINAL

Application No. 21750

R. E. Easton, For Applicant.

BY THE COMMISSION:

O P I N I O N

Santa Maria Gas 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 an indeterminate gas franchise granted to it by Ordinance No. 59 of the City Council of the City of Arroyo Grande, County of San Luis Obispo, adopted on December 15, 1937, under the Franchise Act of 1937. A copy of said franchise is attached as Exhibit "A" to the application.

Public hearing was held before Examiner C.C. Brown at San Luis Obispo, California on March 2, 1938. No one protested the granting of the application.

It appears from the record that for more than twenty-five years last past applicant or its predecessor has been rendering gas service in the City of Arroyo Grande and has used the public highways therein under and pursuant to a franchise granted to applicant's predecessor, Santa Maria Gas and Power

Company by said City under Ordinance No. 12 adopted on August 7, 1912, and expiring on August 7, 1937.

Applicant now renders gas service in substantially all portions of the City of Arroyo Grande and no other utility is at present rendering 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 franchise in excess of the actual cost thereof, which is One Hundred Forty-four and 15/100 Dollars (\$144.15), including 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 Santa Maria Gas Company is hereby granted a certificate to exercise the rights and privileges granted to it by Ordinance No. 59 of the City of Arroyo Grande.

This Order shall be effective immediately.

Dated, San Francisco, California, Feb. 14, 1938.

Leon A. Hill
Frank B. Hill
Robert A. Hill
Ben A. Hill
Commissioners