

ORIGINAL

Decision No. 22509

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 Rail-
 road Commission of the State of Calif-
 ornia, granting to applicant a certi-
 ficate of public convenience and neces-
 sity, to exercise the right, privilege
 and franchise granted to applicant by
 Ordinance No. 204 R.S. of the City
 Council of the City of BENICIA, County
 of Solano, State of California.

Application No. 22509

R. W. DuVal, for Applicant

BY THE COMMISSION:

Pacific Gas and Electric Company applies for authority to exercise an electric franchise granted by the City of Benicia, Solano County. A public hearing upon the application has been held. Such franchise is one authorized by the Franchise Act of 1937. Applicant and its predecessors for many years have rendered electric service within the City of Benicia, and it is evident that the requested authority should be given.

O R D E R

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and hereby is granted to Pacific Gas and Electric Company to exercise the right or privilege under that certain franchise granted by the City of Benicia by Ordinance No. 204 R. S. of May 3, 1938, subject to the condition, however, that no claim of value for such franchise or the

authority hereby granted, in excess of the actual cost thereof,
shall ever be made by the grantee before this Commission or
before any court or other public body.

Dated at ~~San Francisco~~ ^{Los Angeles}, California, this 26th day of
September, 1939.

R. B. ...

Ray H. ...

[Signature]

Justus F. ...
Commissioners