

Decision No. 23307

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 PACIFIC GAS AND ELECTRIC COMPANY for
 an order granting to applicant a
 certificate of public convenience
 and necessity, to exercise the right,
 privilege and franchise granted to
 applicant by Ordinance No. 301 of the
 City Council of the CITY OF SEBASTOPOL,
 Sonoma County.

ORIGINAL

Application No. 23307

R. W. DuVal, Attorney for Applicant.
 C. W. Libby, City Attorney, for
 City of Sebastopol.

BY THE COMMISSION:

Pacific Gas and Electric Company has applied for authority to exercise rights and privileges pertaining to gas service expressed in a franchise granted it by the City of Sebastopol, Sonoma County. This franchise is one authorized by the Franchise Act of 1937 and is in lieu of asserted franchises under which applicant or its predecessors in interest have rendered gas service in that city for many years.

A public hearing on the application was held and it is evident that the requested authority should be given.

ORDER

IT IS HEREBY FOUND AS A FACT that public convenience and necessity require and will require, and Pacific Gas and Electric Company is hereby granted a certificate for the exercise of the rights and privileges granted it by the City of Sebastopol, Sonoma County, under its Ordinance No. 301 adopted September 5, 1939. This grant is subject to the condition,

however, that Pacific Gas and Electric Company, its successors or assigns, will never claim before this Commission or any court or other public body a value for that franchise or for the authority hereby granted in excess of the actual cost thereof.

This Order shall be effective immediately.

Dated at San Francisco, California, this 28th day of May, 1940.

Ray L. Riley
George S. ...
Robert ...
...

Commissioners