

Decision No. 33194

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  
California, granting to applicant a  
certificate of public convenience and  
necessity, to exercise the right,  
privilege and franchise granted to  
applicant by Ordinance No. 10 of the  
City Council of the CITY OF PISMO  
BEACH, San Luis Obispo County.

ORIGINAL

Application No. 23436

R. W. DuVal, Attorney for Applicant.

BY THE COMMISSION:

Pacific Gas and Electric Company has applied for authority to exercise rights and privileges pertaining to electric service expressed in a franchise granted it by the City of Pismo Beach, San Luis Obispo County. This franchise is one authorized by the Franchise Act of 1937 and is in lieu of an asserted franchise under which applicant or its predecessors in interest have rendered electric 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

Pismo Beach, San Luis Obispo County, under its Ordinance No. 10, adopted August 21, 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 11<sup>th</sup> day of June, 1940.

Ray L. Riley  
Frank M. ...  
Ralph ...  
...  
Justin J. Casner  
Commissioners