

33225
Decision No. _____

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, privi-
lege and franchise granted to applicant
by Ordinance No. 172 of the City
Council of the CITY OF EL CERRITO,
Contra Costa County, California.

Application No. 22541

ORIGINAL

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 El Cerrito, Contra Costa 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 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.

O R D E R

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 exer-

cise of the rights and privileges granted it by the City of El Cerrito, Contra Costa County, under its Ordinance No. 172 adopted June 20, 1938. 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 18th day of June, 1940.

Ray L. Kelly
Frank P. Sullivan
Ralph W. Simpson
H. Baker

Commissioners