

Decision No. 23523

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 Railroad 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. 2140 of the Council of the CITY OF EUREKA, County of Humboldt, State of California.

Application No. 23523

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 Eureka, Humboldt County, which franchise is one authorized by the Broughton Act as presently amended. A public hearing upon the application has been held.

Applicant and its predecessors in interest have rendered electric service in that city for many years 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 exercise of the rights and privileges granted it by the City of Eureka, Humboldt County, under its Ordinance No. 2140 adopted December 28, 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 30th day of July, 1940.

James P. Sullivan
Raymond S. Brown
W. H. Miller
Justus F. Calver
Commissioners