

Decision No. 45251

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of PACIFIC GAS AND ELECTRIC COMPANY and CECIL J. McINTYRE, KENNETH D. McINTYRE and DORIS E. SCRUGGS, doing business as a co-partnership under the firm name and style of INDIAN VALLEY LIGHT AND POWER COMPANY for an order of the Public Utilities Commission of the State of California granting and conferring upon applicants all necessary permission and authority to carry out the terms and conditions of a written agreement, dated November 14, 1950, covering the proposed sale by the former and purchase by the latter of certain electric transformers, (Exhibit "A" hereof).

ORIGINAL

Application No. 31988

OPINION AND ORDER

By this application, Pacific Gas and Electric Company and Cecil J. McIntyre, Kenneth D. McIntyre, and Doris E. Scruggs, doing business as Indian Valley Light and Power Company, hereinafter referred to as Pacific and Indian Valley, respectively, request an order of the Commission conferring upon applicants all necessary permission and authority to carry out a certain agreement they have executed on November 14, 1950. A copy of said agreement is attached to the application as Exhibit "A." Under the agreement, Pacific is to sell and Indian Valley is to purchase four (4) electric transformers, each of 1,250 kva capacity, which are now located at Pacific's Greenville Substation.

Indian Valley is presently purchasing its power at Pacific's Greenville Substation, Plumas County, from Pacific under Schedule P-6, for 4 kv delivery. The purchase of said transformers will enable Indian Valley to receive power from Pacific under Schedule P-6 at

44 kv delivery to its own substation near Pacific's Greenville Substation. The agreement recites that the growth of Indian Valley's electric load and certain new load soon to be added makes it desirable for Indian Valley to change a portion of its distribution system from 4 kv to 12 kv and to receive its power from Pacific at 44 kv primary delivery.

Under the proposed agreement, Indian Valley is to pay Pacific \$13,112.93 for said transformers by the following method: \$364.25 on the date Indian Valley takes possession of said transformers; and, on the first day of each succeeding month thereafter, the sum of \$364.25, plus interest at the rate of six per cent (6%) per annum on the unpaid balance of such purchase price. Indian Valley may make larger monthly payments or pay the balance of the purchase price in full, together with all interest then accrued on such unpaid balance at a date earlier than that provided above. Pacific will retain title of said transformers until such time as Indian Valley shall have made payment in full, at which time Pacific will, by a good and sufficient deed, grant and convey said transformers unto Indian Valley.

The action taken herein shall not be construed to be a finding of the value of the property herein authorized to be transferred.

The agreement for the sale and purchase of said transformers contains a provision that it shall be of no force and effect until the Public Utilities Commission of the State of California shall have, by order, authorized Pacific and Indian Valley to carry out the terms and conditions of said agreement.

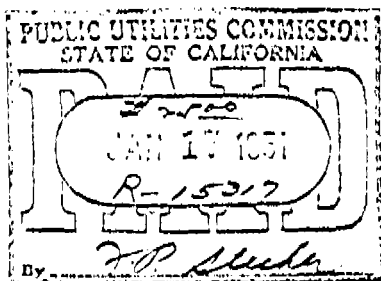
The above-entitled application for authorization to carry out an agreement to sell public utility property having been filed with this Commission, and the Commission being of the opinion that the proposed transfer will not be adverse to the public interest, that the property to be procured or paid for through the consummation of the

agreement referred to herein is reasonably required by Indian Valley for the purposes specified herein and that such purposes are not, in whole or in part, reasonably chargeable to operating expenses or income, and that a public hearing in the matter is not necessary; therefore,

IT IS HEREBY ORDERED that Pacific Gas and Electric Company may sell to Cecil J. McIntyre, Kenneth D. McIntyre, and Doris E. Scruggs, doing business as Indian Valley Light and Power Company, and the latter may purchase from the former four (4) electric transformers described in the agreement dated November 14, 1950, a copy of which is a part of this application as Exhibit "A," in accordance with the terms and conditions of said agreement, and applicants are hereby authorized to carry out the terms and conditions of said agreement.

The authority herein granted will become effective twenty (20) days after the date hereof, or on the date when Indian Valley pays the fee of twenty-five dollars (\$25) prescribed by Section 57 of the Public Utilities Act, whichever date is the later.

Dated at San Francisco, California, this 16th day of January, 1951.



R. E. Zimmerman  
Justice J. C. Quinn  
Harold P. Hulse  
Resurrection Patten  
Commissioners.