

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application No. 32092  
(1st Supplemental)

(Electric)

OPINION AND ORDER ON FIRST SUPPLEMENTAL APPLICATION

In its First Supplemental Application No. 32092

Pacific Gas and Electric Company requests authorization to carry out the terms and conditions of an agreement with Byron-Bethany Irrigation District, dated May 14, 1951. Said agreement, upon grant of such authority by this Commission, would extend until May 1, 1961, the initial term of a contract dated December 12, 1950, which provides for the sale by Pacific to the District of electric energy required for the operation of the District's electric machinery and apparatus and in the conduct of the District's business. Authority to carry out said contract previously was granted by this Commission in its Decision No. 45511, dated April 3, 1951. However, such authority was limited to the five-year period commencing April 23, 1951, the effective date of said decision.

Pacific has requested that its original Application No. 32092, filed February 2, 1951, be considered for all purposes as a part of its supplemental petition. Said application, together with the Commission's Decision No. 45511, will be considered a part

of this supplemental proceeding by reference. The Commission, in Decision No. 45511, recognized the lower level of rates provided in the contract of December 12, 1950, as compared with Pacific's Schedule P-3, and stated that any losses incurred because of such service at lower rates are not to be imposed upon other customers of the utility. Recognizing its continuous jurisdiction over the subject matter of said contract, the Commission is granting applicant's request herein upon the premise that the rates charged under the contract shall not be permitted to burden or prejudice other customers of Pacific. The term of the contract, as modified by the agreement of May 14, 1951, is somewhat longer than the terms of contracts authorized by this Commission under more usual circumstances. However, the rates in the proposed contract are materially lower than Pacific's filed tariffs and it is reasonable that the District should be obligated to take service for the longer period.

The Commission having considered the request of applicant and being of the opinion that the application should be granted and that a public hearing is not necessary; therefore

IT IS HEREBY ORDERED that Pacific Gas and Electric Company be, and it is, authorized to carry out the terms and conditions of the agreement with Byron-Bethany Irrigation District, dated May 14, 1951, extending until May 1, 1961, the term of the prior contract dated December 12, 1950.

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at San Francisco, California, this 28th day of August, 1951.

[Signature] President  
[Signature]  
[Signature]

Commissioners