

Decision No. 47171

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

WATERFORD CHAMBER OF COMMERCE, )

Complainant, )

vs )

THOMAS E. COOPER, AND )  
PACIFIC GAS AND ELECTRIC )  
COMPANY, a corporation, )

Defendants. )

Case No. 5125

Appearances for Complainant: Waterford Chamber of Commerce by W. L. White, President, and Hawkins and Hawkins by J. W. Hawkins;  
Appearances for Defendants: T. E. Cooper in propria personae; R. W. DuVal for Pacific Gas and Electric Company;  
Other Appearances: L. E. Cooper and J. E. Spelce for the Commission's staff.

INTERIM OPINION AND ORDER

This complaint was filed by the Waterford Chamber of Commerce on September 15, 1949, for the purpose either of requiring Thomas E. Cooper to enlarge his gas producing facilities in order that he may furnish gas for domestic use to the residents of Waterford, or that the Commission make an order permitting the Pacific Gas and Electric Company to install gas distribution mains in the town of Waterford to furnish gas for domestic purposes.

The first public hearing on this case was held on April 26, 1950 in Waterford before Commissioner Ira Rowell. The second public hearing was held on April 21, 1952 in Waterford before Examiner M. W. Edwards. Between the two

hearing dates the Pacific Gas and Electric Company has surveyed the area and determined that the gas available from Mr. Cooper's wells would serve annually about one-half of the potential domestic and commercial load in the area. It made an agreement with Mr. Cooper to purchase his system, supplement the distribution facilities, and bring in an additional supply of natural gas by means of a new transmission line from Empire.

Thomas E. Cooper and the Pacific Gas and Electric Company made an application to the Commission, Application No. 33247, to authorize the sale of Mr. Cooper's gas distribution system to Pacific Gas and Electric Company and to authorize the furnishing of gas service by the latter company after the sale and transfer of said facilities. By Decision No. 47172, dated May/~~6~~<sup>24</sup>, 1952, the Commission authorized the sale and transfer of property as requested.

It appearing to the Commission that upon consummation of the sale and transfer of properties and making available of an adequate supply of gas by the Pacific Gas and Electric Company the complainant's request in this matter may be satisfied without the need of an order by this Commission in this proceeding to either of the defendants named; therefore,

IT IS ORDERED that final decision in this matter be deferred pending taking over of the Cooper property by Pacific Gas and Electric Company and installation of the improvements enumerated in Application No. 33247.

Dated at San Francisco, California, this 16<sup>th</sup> day of May, 1952.

[Signature]  
President.  
James F. Crocker  
Harold A. Kula  
[Signature]  
Commissioners.