

ORIGINAL

Decision No. 48057

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SAN DIEGO GAS & ELECTRIC COMPANY,)
a corporation, for the approval of)
an Agreement with IMPERIAL IRRIGATION) Application No. 27165
DISTRICT and for authority to carry)
out the provisions of said Agreement.)

SECOND SUPPLEMENTAL OPINION AND ORDER

San Diego Gas & Electric Company, applicant in this proceeding, heretofore has been authorized by Decision No. 38802, dated April 2, 1946, and Decision No. 43923, dated March 14, 1950; to consummate an agreement dated April 23, 1946 as amended January 17, 1950 with Imperial Irrigation District which provided; among other things, for limitation of areas in which each of the parties respectively would sell or distribute electric power or energy directly or indirectly for use, resale or consumption. In this second supplemental application applicant seeks approval of a supplemental agreement between said parties, dated September 30, 1952, which would permit Mountain Empire Electric Cooperative, Inc. to serve electric energy to a proposed radio repeater station of the Division of Highways of the State of California at a location approximately 2,000 feet east of the boundary line as defined in the original agreement as amended. Mountain Empire Electric Cooperative, Inc. purchases its electric energy from applicant and accordingly is precluded from reselling such energy to the proposed radio repeater station under the limitation imposed by Decision No. 38802 as amended by Decision No. 43923.

The present application states that the lines of Mountain Empire Electric Cooperative, Inc. are in closer proximity

to the proposed radio repeater station than those of Imperial Irrigation District and that Imperial Irrigation District does not desire to serve such station. The said supplemental agreement would amend the original agreement, as previously amended, to permit Mountain Empire Electric Cooperative, Inc. to resell to said repeater station electric energy purchased from applicant.

Pursuant to Sections 8126-8134 of the Public Utilities Code, the California Districts Securities Commission on October 27, 1952 issued its Order No. 110 amending the limitation imposed upon Imperial Irrigation District by its Order No. 105, dated February 27, 1950, so as to prohibit the delivery of electric service by Imperial Irrigation District to said repeater station.

Sections 8101-8109 of the Public Utilities Code provide for collateral action of this Commission with respect to the service area of applicant.

The Commission having considered the above-described second supplemental application and finding that the granting thereof is for the best interest of the state and of the San Diego Gas & Electric Company, and is not incompatible with any public interest, and being of the opinion that a public hearing is not necessary,

IT IS ORDERED as follows:

1. San Diego Gas & Electric Company is hereby authorized to carry out the terms of the supplemental agreement dated September 30, 1952 and attached as Exhibit "C" to the second supplemental application herein.

- 2. Paragraph 2 of Decision No. 38802, as amended by Decision No. 43923, is hereby further amended to permit the carrying out of the agreement dated September 30, 1952.

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

Dated at San Francisco, California, this 22nd day of December, 1952.

A. Z. [Signature]
President.
James F. [Signature]
Harold P. [Signature]
[Signature]
[Signature]
Commissioners.