

ORIGINAL

Decision No. 48502

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
 PACIFIC GAS AND ELECTRIC COMPANY for)
 an order of the Public Utilities)
 Commission of the State of California)
 granting and conferring upon applicant)
 all necessary permission and authority)
 to carry out the terms and conditions)
 of a written contract entered into by)
 and between applicant and WEST)
 STANISLAUS IRRIGATION DISTRICT, dated)
 December 28, 1950 (Exhibit "A" hereof).)
 (Electric))

Application No. 32091
 (1st Supplemental)

OPINION AND ORDER ON FIRST SUPPLEMENTAL APPLICATION

In its First Supplemental Application No. 32091 Pacific Gas and Electric Company requests authorization to carry out the terms and conditions of an agreement with West Stanislaus Irrigation District, dated May 14, 1951. Said agreement, upon grant of such authority by this Commission, would extend until May 1, 1961 the term of a contract dated December 28, 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 the contract of December 28, 1950 was granted by this Commission in its Decision No. 45512, dated April 3, 1951. At Pacific's request, its original Application No. 32091 for authority to carry out said contract, filed February 2, 1951, is considered a part of its supplemental petition. The contract of December 28, 1950 was to run for a period of five years after the effective date of the Commission's grant of authority and thereafter until terminated by ninety days' written notice by either party. However, in its Decision No. 45512, the Commission limited the authorization to the five-year period commencing with the

effective date of said decision and stated, "Pacific may request such further extension, if it believes extension to be warranted, in ample time before the termination of said initial period in order that the Commission may consider the reasonableness of the extension of its authorization under the circumstances then prevailing." Since that time the Commission has authorized Pacific to carry out similar agreements with four other customers for periods running into 1961 noting in each instance that the rates charged under the agreements shall not be permitted to burden or prejudice other customers of Pacific and, since the rates in each agreement were lower than Pacific's filed tariffs, that it is reasonable that the customer should be obligated to take service for the longer than usual period. Similar conditions prevail with respect to applicant's proposed agreement with West Stanislaus Irrigation District.

Recognizing the Commission's continuing jurisdiction over the subject matter of this contract, applicant's request herein will be granted upon the premise that the rates charged under the contract as extended shall not be permitted to burden or prejudice other customers of Pacific.

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 West Stanislaus Irrigation District, dated May 14, 1951, extending until May 1, 1961, the term of the prior contract dated December 28, 1950.

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

Dated at San Francisco, California, this 21st day of April, 1953.

[Signature]
President

[Signature]
[Signature]

[Signature]
[Signature]
Commissioners