

ORIGINAL

Decision No. 49709

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
 PACIFIC GAS AND ELECTRIC COMPANY, a)
 corporation, for an order of the)
 Public Utilities Commission of the)
 State of California, granting and)
 conferring upon Pacific all necessary)
 permission and authority to carry out)
 the terms and conditions of a written)
 agreement with the CITY OF PALO ALTO,)
 dated December 28, 1953 (Exhibit "A")
 hereof).)
 (Gas)

Application No. 35122

OPINION AND ORDER

Pacific Gas and Electric Company by the above-entitled application filed February 3, 1954, requests an order of the Commission authorizing it to carry out the terms and conditions of an agreement dated December 28, 1953 with the City of Palo Alto. Said agreement relates to the furnishing and rendering of interruptible gas service within the city limits of the City of Palo Alto. A copy of said agreement is attached to the application, marked Exhibit A, and by reference made a part hereof for all purposes.

The agreement provides that Palo Alto authorizes Company to furnish interruptible gas service within the city limits to such applicants therefor as may hereafter be approved by the City Manager of Palo Alto, and grants to Company all rights and privileges necessary or convenient to Company in furnishing such service. The Company will serve such applicants for interruptible gas service under and in accordance with the terms and conditions of its Interruptible Natural Gas Service Schedule No. G-50, or such future schedule as may supersede said schedule, and under and in accordance with its rules and regulations governing the furnishing of natural

gas service on file with the Commission, as they may from time to time exist. The Company shall pay annually to Palo Alto in consideration of said authorization 2 per cent of the gross revenues derived by the Company from customers served pursuant to the agreement.

The agreement shall extend for ten years from its effective date and thereafter from year to year until termination by either party upon a one-year written notice. There is a provision that the agreement shall not become effective unless and until the Commission shall authorize the Company to carry out the terms and conditions thereof.

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 applicant be and it is authorized to carry out the terms and conditions of the written agreement, dated December 28, 1953 with the City of Palo Alto, and to render the service described therein under the terms, charges and conditions stated therein.

IT IS HEREBY FURTHER ORDERED that the written agreement, dated December 28, 1953, shall at all times be subject to such changes or modifications by the Public Utilities Commission of the State of California as said Commission may, from time to time, direct in the exercise of its jurisdiction.

IT IS HEREBY FURTHER ORDERED that applicant shall:

1. Notify this Commission of the date of termination of said agreement within thirty days from and after said date of termination.
2. File with the Commission within thirty days after the effective date of this order, two certified copies of the agreement as executed, together with

a statement of the date on which the agreement is deemed to have become effective.

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

Dated at San Francisco, California, this 23rd day of February, 1954.

R. Z. Zimmerman
President
Justin J. Calver
Frederick Pottel
W. L. McMill
Donna Deagan
Commissioners