

54875

Decision No. _____

ORIGINAL

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 granting)
 to applicant, among other things, a)
 certificate or certificates of public)
 convenience and necessity to construct,)
 operate and maintain natural gas mains)
 to connect its natural gas system in)
 Humboldt County with its natural gas)
 system in the upper Sacramento Valley;)
 and to exercise rights under franchises)
 obtained or to be obtained in connec-)
 tion therewith.)
 (Gas))

Application No. 38638
 (First Supplemental)

O P I N I O N

Applicant, Pacific Gas and Electric Company, seeks a supplemental order to the above-numbered application granting a certificate of public convenience and necessity to exercise the gas franchise granted by the County of Shasta.

By Decision No. 54772 dated April 2, 1957, in Application No. 38638, this Commission stated that when applicant secures the rights, privileges and franchises which it contemplates securing from the County of Shasta and duly files a copy thereof by means of a supplemental application herein, the Commission will issue a certificate of public convenience and necessity to exercise said contemplated franchise. In compliance with paragraph 2 of the order in the above decision, applicant has now applied for authority to exercise the rights and privileges granted by the franchise appended to the supplemental application as Exhibit A.

The franchise was granted to applicant by the Board of Supervisors of the County of Shasta by Ordinance No. 388 and permits

the installation, maintenance, and use of a gas distribution and transmission system within the present boundaries of the Harrison Precinct of the Ono Judicial District of the County of Shasta. Exhibit B attached to the application consists of a description and map of the Harrison Precinct. The term of the franchise is 50 years. Applicant is required to pay the county 2 per cent of its gross annual receipts arising from the use, operation, or possession of the franchise, provided, however, that no percentage shall be paid for the first five (5) years succeeding the date of the grant of the franchise.

The costs incurred by applicant in obtaining the franchise are stated to have been \$511,68, which amount does not include costs incident to this application.

No objection to the granting of the requested certificate has been entered. After consideration it is hereby found as a fact that public convenience and necessity require the exercise by applicant of the right, privilege and franchise granted to applicant by Ordinance No. 388 of the County of Shasta.

The certificate of public convenience and necessity herein granted is subject to the following provision of law:

That the Commission shall have no power to authorize the capitalization of the franchise involved herein or this certificate of public convenience and necessity or the right to own, operate or enjoy such franchise or certificate of public convenience and necessity in excess of the amount (exclusive of any tax or annual charge) actually paid to the State or to a political subdivision thereof as the consideration for the grant of such franchise, certificate of public convenience and necessity or right.

ORDER

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 a certificate of public convenience and necessity be and it is hereby granted to Pacific Gas and Electric Company to exercise the rights and privileges granted by the County of Shasta, by Ordinance No. 388, passed March 18, 1957.

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

Dated at San Francisco California, this 14th day of May, 1957.

[Signature]
President
[Signature]
[Signature]
[Signature]

Commissioners