

**ORIGINAL**

Decision No. 59916

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 issuing a certificate of  
public convenience and necessity to  
exercise the right, privilege and  
franchise granted to applicant by  
Ordinance No. 416 of the Board of  
Supervisors of the COUNTY OF SHASTA,  
State of California.

Application No. 41988

(Gas)

O P I N I O N

Pacific Gas and Electric Company, in this proceeding, asks for a certificate of public convenience and necessity to exercise the rights and privileges of a franchise granted by the County of Shasta, permitting the installation, maintenance, and use of a gas distribution and transmission system in the unincorporated area of said county.

The franchise referred to, a copy of which is attached to the application and designated as Exhibit A, was granted by the county in accordance with the Broughton Act and is of indeterminate duration. A fee is payable annually to the county equivalent to 2 percent of the gross receipts arising from the use, operation, or possession of the franchise.

The costs incurred by applicant in obtaining the franchise are stated to have been \$449.23, which amount does not include costs incident to this application.

No objection to the granting of the requested certificate has been entered. Furthermore, this utility or its predecessors have, for many years, served gas in and about the County of Shasta without competition.

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. 416 of the County of Shasta. A public hearing does not appear to be necessary.

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.

O R D E R

The above-entitled application having been filed, and the Commission being informed in the premises,

IT IS HEREBY ORDERED:

(1) 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 of the franchise granted by the County of Shasta, by Ordinance No. 416, adopted January 18, 1960.

(2) That Pacific Gas and Electric Company shall not exercise said franchise for the purpose of supplying gas in those parts or

portions of Shasta County not now served by it except through extensions of its operating system made in the ordinary course of business as contemplated by Section No. 1001 of the Public Utilities Code.

(3) That the Commission may hereafter by appropriate proceeding and order limit the authority herein granted to applicant as to any territory within said county not then being served by it.

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

Dated at San Francisco, California, this 12th day of April, 1960.

Gerald R. Page  
 President

Walter M. Marshall

William J. ...

E. ...

Theodore ...  
 Commissioners