

Decision No. 62044**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of )  
 PACIFIC GAS AND ELECTRIC COMPANY )  
 and the CITY OF SANTA CLARA for an )  
 order approving a sale by the former )  
 to the latter of certain electric )  
 distribution facilities. )  
 (Electric) )

Application No. 43294

OPINION AND ORDER

Pacific Gas and Electric Company and the City of Santa Clara, by this application filed April 7, 1961, request that this Commission approve the sale and conveyance by Pacific of certain electric facilities located in the City of Santa Clara to said City in accordance with the terms of a Bill of Sale dated December 27, 1960. A copy of the Bill of Sale is attached to the application as Exhibit A.

The Bill of Sale provides that Pacific sell and convey to the City all of Pacific's right, title and interest in and to certain electric facilities installed on Bayshore Highway near Lafayette Street in the City of Santa Clara for the sum of \$6,193.50 plus sales tax of \$247.94, a total of \$6,446.44. The electric facilities are shown on a map and more particularly described in a statement made a part of the Bill of Sale. The historical cost, new as of December 9, 1960, of these facilities is estimated to be \$4,664. ✓

Pacific alleges that during the 12-month period ending September 30, 1960, the total gross revenue it derived from the supply of electricity to the customers served from the facilities here involved amounted to \$7,907.48.

Pacific further alleges that the furnishing of electric service by the City to customers at City's effective rates and charges does not result in the charging or collecting of rates and charges in excess of those paid by said customers for electric service furnished by Pacific.

The City, upon acquisition of the properties, agrees to assume all public utility obligations of Pacific to serve the customers supplied from these facilities.

The action taken herein shall not be construed to be a finding of the value of the property herein authorized to be transferred.

The Commission having considered the request of the applicants finds that the transfer will not be adverse to the public interest, that the application should be granted, and that a public hearing is not necessary; therefore,

IT IS ORDERED as follows:

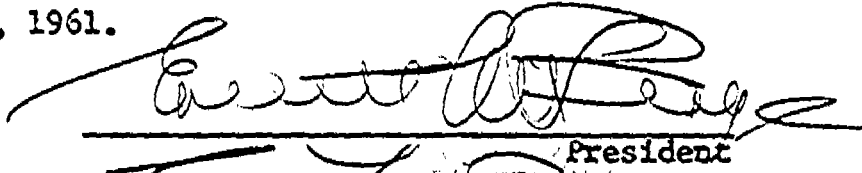
1. Pacific Gas and Electric Company may sell and transfer to the City of Santa Clara, in accordance with the terms of the Bill of Sale dated December 27, 1960, a copy of which is attached to the application, the electric distribution facilities described therein and shown by the map attached thereto.

2. Pacific Gas and Electric Company, concurrently with the consummation of the sale and transfer to the City of Santa Clara of the property described above, may cease furnishing and supplying electric service to the customers presently served by it by means of said properties and is relieved of the duties and responsibilities of


an electric corporation within the area adjacent to Bayshore Highway near Lafayette Street in the City of Santa Clara.

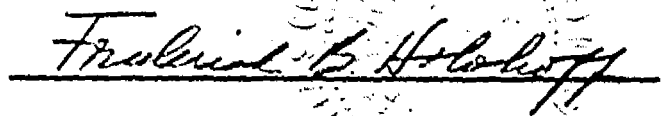
The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 31<sup>st</sup> day of May, 1961.



President





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Commissioners