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**ORIGINAL**

Decision No. 69157

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. 379 of the Board of Supervisors  
of the COUNTY OF SISKIYOU, State  
of California.  
(Electric)

Application No. 47512  
(Filed April 20, 1965)

O P I N I O N

Pacific Gas and Electric Company, in this proceeding, requests a certificate of public convenience and necessity to exercise the rights and privileges of a franchise granted by the County of Siskiyou, California, permitting the installation, maintenance and use of an electric distribution and transmission system in the public roads 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 pursuant to applicable laws of the State of California relating to the granting of franchises by counties and is of indeterminate duration. A fee is payable annually to the county equivalent to two 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 \$567.90, which amount does not include costs incident to this application.

Applicant has served electricity in portions of the County of Siskiyou without competition for many years. As of February 28, 1965 it served 78 electric customers within the county. Applicant alleges that the only entity now engaged in the business of furnishing, distributing and selling to the public electricity for light, heat or other lawful purposes in the County of Siskiyou is the Pacific Power & Light Co. (PP&L); that applicant in its utility business of furnishing and supplying electric service in the County of Siskiyou is not competing with PP&L and that the certificate here sought is not for the purpose of authorizing PG&E to supply service to the public within portions of the County of Siskiyou being supplied by PP&L. No objection to the granting of the requested certificate has been received. A public hearing is not necessary.

After consideration the Commission finds that public convenience and necessity require the exercise by applicant of the right, privilege and franchise granted to applicant by Ordinance No. 379, of the County of Siskiyou, California.

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

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

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Pacific Gas and Electric Company to exercise the rights and privileges granted by the County of Siskiyou, California, by Ordinance No. 379, adopted April 24, 1962.

2. Applicant shall not exercise said franchise for the purpose of supplying electric service in those parts or portions of the County of Siskiyou not now served by it except through extensions of its existing system made in the ordinary course of business as contemplated by Section 1001 of the Public Utilities Code of California.

3. The Commission may hereafter, by appropriate proceedings and order, limit the authority herein granted to Pacific Gas and Electric Company as to any territory within the County of Siskiyou 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 1<sup>st</sup> day of JUNE, 1965.

Frederick B. Holbrook  
President

[Signature]

[Signature]

[Signature]  
Commissioners

I dissent.  
George G. Grover