

**ORIGINAL**

Decision No. 69265

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. 342 of the Board of )  
Supervisors of the COUNTY OF LASSEN, )  
State of California. )

Application No. 47614  
(Filed May 26, 1965)

(Electric)

O P I N I O N

Pacific Gas and Electric Company requests a certificate of public convenience and necessity to exercise the rights and privileges of a franchise granted by the County of Lassen, permitting the installation, maintenance and use of an electric 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 \$235.50, which amount does not include costs incident to this application.

Applicant has served electricity in and about the County of Lassen without competition for many years. As of December 31, 1964 it served 599 electric customers within the unincorporated area

of the county. 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. 342 of the County of Lassen.

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 hereby granted to Pacific Gas and Electric Company to exercise the rights and privileges granted by the County of Lassen, by Ordinance No. 342, adopted May 16, 1960.
2. Applicant shall not exercise said franchise for the purpose of supplying electric service in those parts or portions of the County of Lassen 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 California Public Utilities Code.

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 Lassen 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 22<sup>nd</sup> day of JUNE, 1965.

Fredrick B. Holbrook  
President

Augusta

William W. Burnett  
Commissioners

I dissent.  
George G. Grover