

March 27, 2000

ADVICE 2222-G

Public Utilities Commission of the State of California

Pacific Gas and Electric Company (PG&E) hereby submits in accordance with Section X.B. of General Order 96-A, an Encroachment Agreement (Agreement) between PG&E and the Mountain House Community Services District (District), a political subdivision of the County of San Joaquin, California, regarding the installation of gas main and the provision of gas service to future occupants within the District.

The Agreement is the result of PG&E's response to a request for bids by the District for gas and electric service. The Agreement was approved December 14, 1999 by the Board of Supervisors of San Joaquin County sitting as the governing Board of the District.

The District was formed by voters in San Joaquin County and the County Board of Supervisors in 1995 - 1996, pursuant to California Government Code Sections 61000, et seq. On September 13, 1996, the District issued a request for proposals (RFP) for gas and electric service. The District addressed its RFP to, among others, PG&E. The District issued Revision No. 1 to its bid on October 10, 1997. On November 17, 1997, PG&E submitted its bid to supply gas and electric service. On May 19, 1998, the District announced that PG&E had won the opportunity to supply gas service to the District.

Following the District's announcement of the award of gas service to PG&E, the District and PG&E negotiated the Encroachment Agreement to memorialize the terms of their contract. On December 14, 1999, the San Joaquin County Board of Supervisors, acting as the Board of Directors for the District, approved the Agreement. A true and correct copy of the Agreement is attached as Exhibit A.

The Encroachment Agreement is based upon San Joaquin County Ordinance No. 1228, which is the 1965 grant of franchise from the County to PG&E. The Commission granted PG&E a certificate of public convenience and necessity on July 7, 1965 in D. 69346 based on the franchise. Under the Encroachment Agreement, PG&E will install gas backbone facilities in joint trench to be arranged for by the District. The location of the backbone facilities is set forth in the map

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which is Exhibit A to the Agreement. Under the Agreement, the District grants PG&E encroachment permits in the public roads within the District to install, maintain and use facilities now and in the future. (Sections 2 and 3).

Most of the provisions of the Agreement are similar to provisions in PG&E's San Joaquin County franchise. For example, the Agreement's Section 5A addresses the term of the Agreement and is based upon Section 3 of the franchise; Section 7 of the Agreement deals with relocation and removal costs and is similar to Section 5 of the franchise; Section 8 of the Agreement addresses repair or replacement of public roads and is like Section 6 of the franchise; Section 10 of the Agreement establishes a fee which is similar to Section 8 of the franchise; and Section 11 of the Agreement speaks to the ability to transfer rights and follows Section 13 of the franchise.

This filing will not affect any rate or charge, cause the withdrawal of service, or conflict with any rate schedule or rule.

In accordance with Section X.B. of General Order 96-A, PG&E requests that this filing be approved effective **March 27, 2000**, which is the date of this filing.

Anyone wishing to protest this advice letter may do so by sending a letter within twenty (20) days after the date of this filing. Protests should be mailed to:

IMC Branch Chief
Energy Division
California Public Utilities Commission
505 Van Ness Avenue, Room 4002
San Francisco, California 94102
Facsimile: (415) 703-2200

Copies should also be mailed to the attention of Director, Energy Division, and to Jerry Royer of the Energy Division at the address above. It is also requested that a copy of the protest be sent by U.S. mail and via facsimile to:

Pacific Gas and Electric Company
Attention: Les Guliasi
Manager, Regulatory Relations
77 Beale Street, Mail Code B10A
P.O. Box 770000
San Francisco, California 94177
Facsimile: (415) 973-7226

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The protest shall set forth the grounds upon which it is based, and shall be submitted expeditiously. There is no restriction on who may file a protest.

In accordance with Section III, Paragraph G, of General Order 96-A, PG&E is electronically and postal mailing copies of this advice letter to the utilities and interested parties shown on the attached list. To save on mailing costs, copies of the Agreement are not being mailed to advice letter recipients but may be requested by writing to Pacific Gas and Electric Company, Rates Department, Attn: Nel Avendano, 77 Beale Street, Mail Code B10B, P.O. Box 770000, San Francisco, California 94177. Mailing list changes should be sent to the same address.

Vice President -- Regulatory Relations

cc: Mr. James Leonard
Mountain House Community Services District
Courthouse Room 678
222 East Weber Avenue
Stockton, CA 95202-2186

Thomas Kimball, Assistant General Manager
Modesto Irrigation District
P.O. Box 4060
Modesto, CA 95352

Rod Attebery, Esq.
Neumiller and Beardslee
509 West Weber Avenue, 5th Floor
Stockton, CA 95203

Attachments

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LIST OF CONTRACTS AND DEVIATIONS
(Continued)

Name and Location of Customer PG&E Installation Reference No.	Type or Class of Service	Execution and Expiration Dates	Commission Authorization Number and Date	Most Comparable Regular Tariff	
				Schedule or Rule No.	Contract Difference
SAN JOAQUIN VALLEY REGION					
<u>Federal Agencies</u>					
U.S. Air Force, Edwards Air Force Base, Kern County	Firm	5-1-58*2	G.O.96,X.B.	G-6	Facility Charge
U.S. Air Force, Castle Gardens, Castle Air Force Base, Merced County	Firm	4-19-67*1	G.O.96-A,X.B.	G-5	Facility Charge
Phillips Laboratory, Edwards Air Force Base, Kern County	Firm	8-24-93	Res. G-3115	Rule 15	Exceptional Case
<u>Counties and Cities</u>					
City of Coalinga Fresno County	Resale	4-15-57 10 Years* 5	Res. G-1051 5-29-57	G-61	None
City of Burbank	Firm	10-18-91 3-15-94 30 Years*5	Res. G-3124 9-15-94	XT-1	Special Negotiated Agreement
City of Glendale	Firm	10-31-91 3-18-94 30 Years*5	Res. G-3124 9-15-94	XT-1	Special Negotiated Agreement
City of Pasadena	Firm	10-31-91 3-16-94 30 Years*5	Res. G-3124 9-15-94	XT-1	Special Negotiated Agreement
Mountain House Community Services District	Firm	12-14-99	G.O. 96-A, X.B	Rule 15	Special Negotiated Agreement
<u>Other Public Agencies</u>					
North County Joint Union of School District, Charge Near Hollister, San Benito County	Firm	10-29-74	Res. G-1714 1-21-75	Rule 15	Monthly Cost Ownership
Northern California Power Agency	Firm	10-22-91 30 Years*5	Res. G-3124 9-15-94	XT-1	Special Negotiated Agreement

(N)
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(N)

*1 to *8 See last page of Gas Contracts and Deviations Section for explanation of footnotes.

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Advice Letter No. 2222-G
Decision No.

Issued by
DeAnn Hapner
Vice President
Regulatory Relations

Date Filed March 27, 2000
Effective _____
Resolution No. _____



Pacific Gas and Electric Company
San Francisco, California

Cancelling

Revised
Revised

Cal. P.U.C. Sheet No.
Cal. P.U.C. Sheet No.

19850-G
19491-G

13254,14426,13808,16274,14319,16287,19849,17094,14428,13263,14365,17095,17877,15951,13267-G (T)

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