August 15, 2013

Advice Letter 3461-E

Brian K. Cherry
Vice President, Regulation and Rates
Pacific Gas and Electric Company
77 Beale Street, Mail Code B10C
P.O. Box 770000
San Francisco, CA  94177

Subject: Limited One Time Agreement to Perform Tariff Scheduled Related Work for the California Department of Water Resources

Dear Mr. Cherry:

Advice Letter 3461-E is effective May 22, 2009.

Sincerely,

Edward F. Randolph, Director
Energy Division
May 22, 2009

**Advice 3461-E**

(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

**Subject:** Limited One Time Agreement to Perform Tariff Scheduled Related Work for the California Department of Water Resources

Pacific Gas and Electric Company (PG&E) hereby submits for filing a limited one time agreement modifying PG&E’s standard indemnity clause as it appears on Form 62-4527.

**Purpose**

Approval of indemnity clause as it appears in attached Limited One Time Agreement to Perform Tariff Scheduled Related Work.

**Background**

The California Department of Water Resources (DWR) has requested that PG&E relocate certain overhead electric distribution facilities located on the north levee and within the floodway of the Sutter Bypass in Sutter, California. DWR requested the relocation of PG&E’s distribution facilities to accommodate the building expansion of the Sutter Bypass Levee Project, Pumping Plant No. 3. Electric Rule 15.I.1 governs the relocation of distribution facilities. Relocation is generally performed under PG&E’s general contract form, Agreement to Perform Tariff Scheduled Related Work, Form 62-4527. DWR has objected to the scope of the indemnity provision in Form 62-4527, and has requested that its obligation to indemnify PG&E be limited to any losses that are caused by or result from DWR’s negligent or intentional acts or omissions. To address this concern, PG&E has agreed to modify the indemnity language found in Form 62-4527 and to use revised language in a limited One Time Agreement to Perform Tariff Scheduled Related Work.
One Time Form 62-4527 Revisions

Please see attached Limited One Time Agreement to Perform Tariff Scheduled Related Work.

Protests

Anyone wishing to protest this filing may do so by letter sent via U.S. mail, by facsimile or electronically, any of which must be received no later than June 11, 2009, which is 20 days after the date of this filing. Protests should be mailed to:

CPUC Energy Division
Tariff Files, Room 4005
DMS Branch
505 Van Ness Avenue
San Francisco, California 94102

Facsimile: (415) 703-2200
E-mail: jnj@cpuc.ca.gov and mas@cpuc.ca.gov

Copies of protests also should be mailed to the attention of the Director, Energy Division, Room 4004, at the address shown above.

The protest also should be sent via U.S. mail (and by facsimile and electronically, if possible) to PG&E at the address shown below on the same date it is mailed or delivered to the Commission:

Brian K. Cherry
Vice President, Regulatory Relations
Pacific Gas and Electric Company
77 Beale Street, Mail Code B10C
P.O. Box 770000
San Francisco, California 94177

Facsimile: (415) 973-7226
E-mail: PGETariffs@pge.com

Effective Date

PG&E submits this as a Tier 1 filing and requests that this advice filing become effective on May 22, 2009.
Notice

In accordance with General Order 96-B, Section IV, a copy of this advice letter is being sent electronically and via U.S. mail to parties shown on the attached list. Address changes to the General Order 96-B service list should be directed to Rose de la Torre at (415) 973-4716. Send all electronic approvals to PGETariffs@pge.com. Advice letter filings can also be accessed electronically at:

http://www.pge.com/tariffs

Vice President, Regulatory Relations

Attachments
Company name/CPUC Utility No. **Pacific Gas and Electric Company (ID U39 M)**

<table>
<thead>
<tr>
<th>Utility type:</th>
<th>Contact Person: San Heng</th>
</tr>
</thead>
<tbody>
<tr>
<td>☑ ELC</td>
<td>☑ GAS</td>
</tr>
<tr>
<td>☑ PLC</td>
<td>☑ HEAT</td>
</tr>
<tr>
<td>☑ HEAT</td>
<td>☑ WATER</td>
</tr>
</tbody>
</table>

**EXPLANATION OF UTILITY TYPE**

- ELC = Electric
- GAS = Gas
- PLC = Pipeline
- HEAT = Heat
- WATER = Water

**Advice Letter (AL) #: 3461-E**

**Subject of AL:** Limited One Time Agreement to Perform Tariff Scheduled Related Work for the California Department of Water Resources

**Keywords (choose from CPUC listing):** Agreements

**AL filing type:** ☑ One-Time

**Tier:** [1]

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #: Does AL replace a withdrawn or rejected AL? If so, identify the prior AL: No

Summarize differences between the AL and the prior withdrawn or rejected AL:

Is AL requesting confidential treatment? If so, what information is the utility seeking confidential treatment for: No

Confidential information will be made available to those who have executed a nondisclosure agreement: N/A

Name(s) and contact information of the person(s) who will provide the nondisclosure agreement and access to the confidential information:

__________________________

Resolution Required? ☑ Yes  ☑ No

Requested effective date: **May 22, 2009**

No. of tariff sheets: N/A

Estimated system annual revenue effect (%): N/A

Estimated system average rate effect (%): N/A

When rates are affected by AL, include attachment in AL showing average rate effects on customer classes (residential, small commercial, large C/I, agricultural, lighting).

Tariff schedules affected: N/A

Service affected and changes proposed: N/A

Protests, dispositions, and all other correspondence regarding this AL are due no later than 20 days after the date of this filing, unless otherwise authorized by the Commission, and shall be sent to:

**CPUC, Energy Division**

Tariff Files, Room 4005

DMS Branch

505 Van Ness Ave., San Francisco, CA 94102

jnj@cpuc.ca.gov and mas@cpuc.ca.gov

**Pacific Gas and Electric Company**

Attn: Brian K. Cherry, Vice President, Regulatory Relations

77 Beale Street, Mail Code B10C

P.O. Box 770000

San Francisco, CA 94177

E-mail: PGETariffs@pge.com
Limited One Time Agreement to
Perform Tariff Scheduled Related Work

DISTRIBUTION:
☐ DIVISION (Original)
☐ APPLICANT (Original)
☐ CUSTOMER CARE

REFERENCE:
162105459
1063921
30647590

CALIFORNIA DEPARTMENT OF WATER RESOURCES, A Government Agency (Applicant) has requested PACIFIC GAS AND ELECTRIC COMPANY, a California corporation (PG&E), to perform the tariff schedule related work as located and described in paragraph 3 herein.

PG&E agrees to perform the requested work and furnish all necessary labor, equipment, materials and related facilities required therefore, subject to the following conditions:

1. Whenever part or all of the requested work is to be furnished or performed upon property other than that of Applicant, Applicant shall first procure from such owner all necessary rights-of-way and/or permits in a form satisfactory to PG&E and without cost to it.

2. Applicant shall indemnify and hold harmless PG&E, its officers, agents, and employees, against all loss, damage, expense, and liability, resulting from injury to or death of person, including, but not limited to employees of PG&E, Applicant, or any third party, or damage to property, including, but not limited to, property of PG&E, Applicant, or any third party, arising out of or in any way connected with the Services to be provided under this Agreement, but only in proportion to and to the extent such liability, loss, expense, attorneys' fees, or claims for injury or damages are caused by or result from the negligent or intentional acts or omissions of the Applicant, its officers, employees or agents. Applicant shall pay any costs that may be incurred by PG&E in enforcing this indemnity, including reasonable attorney's fees.

3. The location and requested work are described as follows: (Describe in detail the materials and facilities to be furnished and/or work to be performed by PG&E. If more space is required, use other side and attach any necessary drawings as Exhibits A, B, C, etc.):

   LOCATION: BYPASS OFF LEVY RD: FRANKLIN & ACACIA, BUTTER, 95922

   DESCRIPTION OF WORK: Relocate power pole, upgrade transformer, and route power line (including hookup) to pumping plant to accommodate building expansion.

   At the request of the CALIFORNIA DEPARTMENT OF WATER RESOURCES, PG&E will perform all engineering, project management, administration, and construction necessary to relocate existing overhead electric facilities to clear conflict for the Applicant's BUILDING EXPANSION Project. Based on the land rights of the existing facilities, Applicant is responsible for 100% of the project costs.

   If, after the cost estimate has been completed or prior to its completion, the Applicant cancels this project, PG&E will calculate the amount due for the work performed and will reconcile this amount with the Applicant's deposit.

   PG&E will not exceed the amount shown in #4 below without authorization and will not proceed with further necessary work until further payment is received from Applicant.

   The estimated costs associated with this project are set forth in Attachment 1 to this Agreement.

4. Applicant shall pay to PG&E promptly upon demand by PG&E, as the contract price hereunder, the sum of forty thousand one hundred twenty-four dollars and ninety-two cents ($40,124.92).

   Upon completion of requested work, ownership shall vest in: X PG&E

   ☐ Applicant

   Executed this ___st day of May 2009

Applicant

By: RICHARD SANCHEZ
(Print/Type Name)

Title: CHIEF, DIVISION OF ENGINEERING

PACIFIC GAS AND ELECTRIC COMPANY

By: MIKE WILLIAMS
(Print/Type Name)

Title: SERVICE PLANNING SUPERVISOR

Mailing Address:
<table>
<thead>
<tr>
<th>Item</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Engineering &amp; Administrative Cost</td>
<td>$7445.52</td>
</tr>
<tr>
<td>Facilities (Cables &amp; Transformers)</td>
<td>$153,378.49</td>
</tr>
<tr>
<td>Trench, Conduits &amp; Substructures</td>
<td>$6,712.00</td>
</tr>
<tr>
<td>Sub Total</td>
<td>$27,536.00</td>
</tr>
<tr>
<td>Plus IFCC @ 22.0%</td>
<td>$6057.92</td>
</tr>
<tr>
<td>Plus Non Taxable Work</td>
<td>$5531.00</td>
</tr>
<tr>
<td>Total Payment</td>
<td>$40,124.92</td>
</tr>
</tbody>
</table>
PG&E Gas and Electric
Advice Filing List
General Order 96-B, Section IV

Aglet
Agnews Developmental Center
Alcantar & Kahl
Ancillary Services Coalition
Anderson & Poole
Arizona Public Service Company
BART
BP Energy Company
Barkovich & Yap, Inc.
Bartle Wells Associates
Blue Ridge Gas
Braun & Associates
C & H Sugar Co.
CA Bldg Industry Association
CAISO
CLECA Law Office
CSC Energy Services
Calpine
Cameron McKenna
Cardinal Cogen
Casner, Steve
Cerox
Chamberlain, Eric
Chevron Company
Chris, King
City of Glendale
City of Palo Alto
City of San Jose
Clean Energy Fuels
Coast Economic Consulting
Commerce Energy
Commercial Energy
Constellation
Constellation New Energy
Consumer Federation of California
Crossborder Energy
Davis Wright Tremaine LLP
Day Carter Murphy
Defense Energy Support Center
Department of Water Resources

Department of the Army
Dept of General Services
Division of Business Advisory Services
Douglas & Liddell
Douglas & Liddell
Downey & Brand
Duke Energy
Duncan, Virgil E.
Dutcher, John
Ellison Schneider & Harris LLP
Energy Management Services, LLC
FPL Energy Project Management, Inc.
Foster Farms
Foster, Wheeler, Martinez
Franciscan Mobilehome
G. A. Krause & Assoc.
GLJ Publications
Goodin, MacBride, Squeri, Schlotz & Ritchie
Green Power Institute
Hanna & Morton
Heeg, Peggy A.
Hitachi
Hogan Manufacturing, Inc.
Imperial Irrigation District
Innercite
International Power Technology
Instate Gas Services, Inc.
J. R. Wood, Inc.
JTM, Inc.
Los Angeles Dept of Water & Power
Luce, Forward, Hamilton & Scripps LLP
MBMC, Inc.
MRW & Associates
Manatt Phelps Phillips
Matthew V. Brady & Associates
McKenzie & Associates
Meek, Daniel W.
Merced Irrigation District
Mirant
Modesto Irrigation District
Morgan Stanley
Morrison & Foerster
New United Motor Mfg., Inc.
Norris & Wong Associates
North Coast Solar Resources
Northern California Power Association
Occidental Energy Marketing, Inc.
OnGrid Solar
PPL EnergyPlus, LLC
Pinnacle CNG Company
Praxair
R. W. Beck & Associates
RCS, Inc.
RMC Lonestar
Recon Research
SCD Energy Solutions
SCE
SESCO
SMUD
SPURR
Santa Fe Jets
Seattle City Light
Sempra Utilities
Sequoia Union HS Dist
Sierra Pacific Power Company
Silicon Valley Power
Smurfit Stone Container Corp
Southern California Edison Company
St. Paul Assoc.
Sunshine Design
Sutherland, Asbill & Brennan
TFS Energy
Tabors Caramanis & Associates
Tecogen, Inc.
Tiger Natural Gas, Inc.
Tioga Energy
TransCanada
Turlock Irrigation District
U S Borax, Inc.
United Cogen
Utility Cost Management
Utility Resource Network
Utility Specialists
Vandenberg Air Force
Verizon
Wellhead Electric Company
Western Manufactured Housing
Communities Association (WMA)
White & Case
eMeter Corporation