

Decision No. 21320.**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

Modesto Irrigation District,

Complainant,

vs.

San Joaquin Light and Power Corporation,

a n d

Pacific Gas and Electric Company,

Defendants.

Case No. 2689.

BY THE COMMISSION:

O P I N I O N

The above entitled matter was called for hearing June 26, 1929, and at the request of complainant was at that time dropped from the calendar.

San Joaquin Light and Power Corporation now asks the Commission to make its order and decision approving a certain contract between Modesto Irrigation District and San Joaquin Light and Power Corporation entered into under date of June 25, 1929, a copy of which is filed in this proceeding. Said contract provides, among other things, that San Joaquin Company will sell and deliver electric energy to the District under its wholesale Schedule P-5-B. The agreement further provides that San Joaquin Company may hereafter, should it so elect, purchase the District's surplus electric output, and establishes the price and conditions for such sale of surplus output. The Com-

mission is of the opinion that the above agreement is in the public interest and that a public hearing is not necessary.

The complaint herein is based upon the alleged inability of complainant to obtain service from either of the above named defendants. San Joaquin Light and Power Corporation having entered into a contract agreeing to render service to complainant, it appears to the Commission that the complaint has now been satisfied and may be dismissed.

O R D E R

Good cause appearing,

IT IS HEREBY ORDERED that the above entitled matter, being a complaint of the Modesto Irrigation District vs. San Joaquin Light and Power Corporation and Pacific Gas and Electric Company, be and the same is hereby dismissed.

IT IS HEREBY FURTHER ORDERED that that certain agreement entered into between Modesto Irrigation District and San Joaquin Light and Power Corporation under date of June 25, 1929, be and the same is hereby approved.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 1st day of July, 1929.

Thos D. Lewis

W. S. Leavelle

Wm. J. Scott

M. P. Gun

-2- Commissioners.