

Decision No. 23977

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of CALIFORNIA WATER SERVICE COMPANY, a corporation, THERMALITO IRRIGATION DISTRICT and BERKELEY OLIVE ASSOCIATION, an unincorporated association, for approval of certain agreements entered into by said applicants.

Application No. 17602.

ORIGINAL

BY THE COMMISSION:

O P I N I O N

This is a request for the approval by the Commission of an agreement entered into under date of August 10, 1931, by and between California Water Service Company, a corporation, Thermalito Irrigation District, a corporation, and Berkeley Olive Association, an unincorporated association, providing for the supplying of water to said District and said Association for the period commencing July 25, 1931, up to and including October 31, 1931.

A serious water shortage exists in the vicinity of Oroville and in order to meet the serious emergencies and threatened danger of loss to farmers within the Irrigation District and to members of the above Association by reason of these drought conditions, agreements under date of July 31, 1931, have been entered into by and between the California Water Service Company and the Pacific Gas and Electric Company whereby the latter agrees to supply to the California Water Service Company for the use,

among other things, of the farmers within the Irrigation District and members of said Association water not to exceed two hundred (200) statutory miner's inches per twenty-four hour day during said emergency period, together with certain waters in addition thereto if required and if available for release by said Pacific Gas and Electric Company. It is to cover the distribution of these waters by the California Water Service Company that the agreement attached to this application has been entered into. As the provisions thereof are fair and reasonable and it appears that a public hearing in this matter is unnecessary, applicants will therefore be authorized to enter into the agreement as requested.

O R D E R

Joint application having been filed by the California Water Service Company, a corporation, Thermalito Irrigation District, a corporation, and Berkeley Olive Association, an unincorporated association, asking that the Commission approve a certain agreement attached to said application providing for the delivery of water for emergency purposes only, and it appearing that a public hearing in this matter is unnecessary and that the request should be granted, now, therefore,

IT IS HEREBY ORDERED that the California Water Service Company, a corporation, Thermalito Irrigation District, a corporation, and Berkeley Olive Association, an unincorporated association, be authorized to enter into the agreement providing for emergency

deliveries of water under substantially the same terms and conditions as are set forth in the copy of the agreement of August 10, 1931, marked Exhibit "A" attached to the application herein, and

IT IS HEREBY FURTHER ORDERED that the California Water Service Company, a corporation, file with this Commission, within thirty (30) days from the date of this Order, two certified copies of said agreement as finally consummated.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 24th day of August, 1931.

Leon Whelpley

M. B. Harris

Fred G. Stewart.
Commissioners