



Beginning at a point in the south line of the Schaad Addition to the Sacramento Valley Colony No. 4 as per map thereof recorded in Book 2 of Maps and Surveys page 219, Records of Glenn County, said point being 54.8 feet west of the southeast corner of lot 173 of said Schaad Addition, thence south 16 degrees 06 minutes east 733.9 feet to a point, thence south 39 degrees 01 minutes east 1973.4 feet to a point, thence south 0 degrees 01 minutes west 403.7 feet to a point in the boundary line between Glenn and Colusa Counties, said point being also the northwest corner of lot 19 Sacramento Valley Colony No. 1 as per map thereof recorded in the office of the County Recorder of Colusa County on the 25th day of April, 1904.

Also "The westerly 45 feet of lot 19 Sacramento Valley Colony No. 1" above mentioned.

That Cross may use said portion of the Schaad Lateral for the purpose of conducting water through the same to irrigate his lands, but that the use of the lateral by Cross shall in no wise interfere with or affect its use by the Canal and Irrigation System of Sacramento Valley West Side Canal Company.

(2) That if the demands of the lands entitled to be served with water from said Canal and Irrigation System shall require the present entire capacity of said portion of the Schaad Lateral, Cross, if he desires to use the lateral, shall, at his own expense, make the necessary enlargement thereof.

(3) That said Canal and Irrigation System shall at all times have a preferential right to the use of said portion of the Schaad Lateral for the delivery of water as a public utility to lands that are being or may be capable of being served by said Canal and Irrigation System through said lateral and that the rights granted by the lease are to be secondary to the use of the lateral as a public utility.

(4) That Cross shall, at his own cost and expense, keep said portion of the Schaad Lateral in repair and maintain the same.

The lease contains other provisions to which it is not necessary here to refer.

It appears from the testimony herein that said portion of the Schaad Lateral has a capacity in excess of its present requirements as a part of the public utility system formerly owned and operated by Sacramento Valley West Side Canal Company and that the consummation of the proposed lease will result in a more complete utilization of said lateral without doing injury to anyone.

For the year 1918, the only lands lying before the portion of the Schaad Lateral here under consideration which have applied for water are Lots 78 and 100 of Sacramento Valley Colony No. 1, totalling approximately 80 acres. These lands are within the limits of the recently formed Princeton-Cadora-Glenn Irrigation District.

As it appears that all existing rights are to be safeguarded and that the result of granting this application will simply be to produce a more efficient use of the existing facilities for the irrigation of additional lands, I recommend that the petition be granted and submit herewith the following form of order:

O R D E R .

WILLIAM F. FOWLER, receiver of the property of Sacramento Valley West Side Canal Company, having filed herein his petition asking authority to lease to P. B. Cross the right to use the portion of the Schaad Lateral described in the opinion which precedes this order under the terms and conditions of the form of lease hereinafter referred to, a public hearing having been held and the Railroad Commission being fully advised,

IT IS HEREBY ORDERED that William F. Fowler, receiver of the public utility water system formerly owned and operated by Sacramento Valley West Side Canal Company, be and he is hereby authorized to lease to P. B. Cross, for the period of forty (40) years, and under the terms and conditions which are set forth in copy of proposed lease which is attached to the petition herein and marked Exhibit "A", that portion of the Schaad Lateral which is described in the opinion which precedes this order.

Within ten days after the execution of the lease herein authorized, Petitioner shall file with the Railroad Commission a certified copy thereof.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 22<sup>nd</sup> day of March, 1918.

Max Thelen  
H. Howard  
W. Gordon  
Frank R. Doolin

Commissioners.