

Decision No. 28998

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 PACIFIC GAS AND ELECTRIC COMPANY for  
 an order of the Railroad Commission  
 of the State of California author-  
 izing it to enter into a certain  
 agreement with E. B. Quinn and  
 Charles Kempster in words and fig-  
 ures as written in the form therefor  
 which is annexed hereto.

Application No. 20631

ORIGINAL

BY THE COMMISSION:

ORDER

Pacific Gas and Electric Company, a corporation, having filed an application with the Railroad Commission requesting approval of a certain agreement entered into by and between Pacific Gas and Electric Company, a corporation, and E. R. Quinn and Charles Kempster who represent residents of Dutch Flat and vicinity in maintaining a swimming pool for recreational purposes, said agreement in words and figures as set forth in the copy thereof marked Exhibit "A" and attached to the application herein provides, among other things, for the sale and delivery to E. R. Quinn and Charles Kempster, as an accommodation and without dedication of same to public use for swimming pool purposes, such quantity of excess water available in Pacific Gas and Electric Company's Cedar Creek Canal, in Placer County, if and when requested, but not exceeding a flow of five (5) miner's inches,<sup>(1)</sup> to be paid for at a rate of thirty cents (\$0.30) per miner's inch day,<sup>(2)</sup> said water to

(1) For the purpose of this agreement a miner's inch shall mean one and one-half ( $1\frac{1}{2}$ ) cubic feet of water per minute.

(2) For the purpose of this agreement a miner's inch day shall be 2160 cubic feet of water.

be used in operating and maintaining a swimming pool located near Dutch Flat, in Placer County, California, said agreement to continue in full force and effect so long as E. R. Quinn and Charles Kempster shall desire to continue the use of water under the conditions provided therein. It appearing that this is a matter in which a public hearing is not necessary and that the application should be granted; now, therefore,

IT IS HEREBY ORDERED that Pacific Gas and Electric Company, a corporation, and E. R. Quinn and Charles Kempster be and they are hereby authorized to enter into an agreement for the delivery of water under substantially the same terms and conditions as are set forth in the form of agreement marked Exhibit "A" attached to the application herein and made a part hereof by reference.

IT IS HEREBY FURTHER ORDERED that the Pacific Gas and Electric 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 18<sup>th</sup> day of July, 1936.

M. B. Lewis

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W. H. ...

John R. ...

Commissioners