

Decision No. 31174

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 authoriz-
ing it to enter into a certain agree-
ment with R. W. TOWERS in words and
figures as written in the form there-
for which is annexed hereto.

Application No. 22128

ORIGINAL

BY THE COMMISSION:

ORDER

Pacific Gas and Electric Company, a corporation, having filed an application with the Railroad Commission of the State of California requesting approval of a certain agreement entered into by and between Pacific Gas and Electric Company, a corporation, and R. W. TOWERS, an irrigator, in words and figures as set forth in the copy of the agreement marked Exhibit "A" of Exhibit No. 1 and attached to the application herein, said agreement providing, among other things, for the sale and delivery to R. W. Towers, as an accommodation and without dedication of same to public use, of such quantity of excess water flowing in Pacific Gas and Electric Company's aqueduct known as Greeley Canal not exceeding a flow of seven miner's inches⁽¹⁾ as said R. W. Towers shall require for irrigation purposes on a certain parcel of land located in the southwest quarter (SW $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) and the southeast quarter (SE $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of Section 5,

1. A miner's inch for the purposes of this proceeding shall mean a continuous flow of water equivalent to 1.5 cubic feet per minute.

Township 11 North, Range 8 East, M.D.B. & M., in Placer County, California, said water to be paid for at the rate of sixteen cents (16¢) per miner's inch day⁽²⁾, and it appearing that this is not a matter in which a public hearing is necessary and that the application should be granted, now, therefore,

IT IS HEREBY ORDERED that Pacific Gas and Electric Company, a corporation, be and it is hereby authorized to enter into an agreement for the sale and delivery of excess water to R. W. Towers under substantially the same terms and conditions as are set forth in the form of agreement marked Exhibit "A" of Exhibit No. 1 which is attached to the application herein and made a part hereof by reference.

IT IS HEREBY FURTHER ORDERED that 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 9th day of August, 1938.

Ray W. Applegate
Frank A. Whitehill
William K. Sullivan
W. L. C. C. C.
Commissioners. 1

2. For the purpose of this proceeding a miner's inch day shall mean one miner's inch as heretofore defined flowing for a period of twenty-four hours.