

Decision No. 31175

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 authorizing it
to enter into a certain agreement with
L. E. WYATT in words and figures as
written in the form therefor which is
annexed hereto.

Application No. 22129

ORIGINAL

BY THE COMMISSION:

O R D E R

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 L. E. Wyatt, 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 L. E. Wyatt, 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 Boardman Canal not exceeding a flow of seven miner's inches⁽¹⁾ as said L. E. Wyatt shall require for irrigation purposes on a certain parcel of land located in the Northwest quarter (NW $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section 21,

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 7 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 L. E. Wyatt 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 8th day of August, 1938.

R. B. Swain
James A. H. H. H.
W. L. H. H. H.
W. L. H. H. H.
W. L. H. H. H.
Commissioners.

2. For the purposes 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.