

ORIGINAL

Decision No. 31178

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 O. W. PEKURI in words and figures as written in the form therefor which is annexed hereto.

Application No. 22127

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 O. W. Pekuri, 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 O. W. Pekuri, 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 three miner's inches<sup>(1)</sup> as said O. W. Pekuri shall require for irrigation purposes on a certain parcel of land located in the east east half of the east half of the northwest quarter of the southeast quarter (E $\frac{1}{2}$  of E $\frac{1}{2}$  of NW $\frac{1}{4}$  of SE $\frac{1}{4}$ ) of Section 20, Township 11

1. For the purpose of this agreement a miner's inch shall mean 1.5 cubic feet of water per minute.

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<sup>(2)</sup>, 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 O. W. Pekuri under the same terms and conditions substantially 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 5<sup>th</sup> day of August, 1938.

Randolph  
Francis  
W. R. H. H. H.  
W. R. H. H. H.  
W. R. H. H. H.  
Commissioners

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