

Decision No. 32335

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of PACIFIC GAS AND ELECTRIC COMPANY, a corporation, for an order of the Railroad Commission of the State of California authorizing applicant to enter into a written agreement with EL DORADO IRRIGATION DISTRICT, in words and figures as written in the form therefor which is annexed hereto.

ORIGINAL

Application No. 23589

BY THE COMMISSION:

O R D E R

In this application Pacific Gas and Electric Company, a corporation, asks for authority to enter into an agreement with El Dorado Irrigation District, a California irrigation district, substantially in accordance with the words and figures as written in the form therefor, marked Exhibit "A" of Exhibit No. 1, attached to the application herein, said agreement providing, among other things, for the sale and delivery by Pacific Gas and Electric Company to said El Dorado Irrigation District, as an accommodation and without dedication to public use, for the purpose of meeting an anticipated emergency in respect to the district's water supply during the present summer, such quantity of water in excess of the forty (40) second feet, provided for in an agreement entered into by and between Western States Gas and Electric Company and El Dorado Water Company, ⁽¹⁾ dated May 31, 1919, and approved by the Railroad Commission in its Decision No. 6456, issued June 25, 1919, in Application No. 4661, as Pacific Gas and Electric

(1) Pacific Gas and Electric Company has succeeded to all rights and assumed all obligations of the Western States Gas and Electric Company and the El Dorado Irrigation District has succeeded to all rights and assumed all obligations of the El Dorado Water Company.

Company may have available in its El Dorado Canal, the rate of flow not to exceed 200 minor's inches ⁽²⁾ and to be paid for at the rate of thirty-three and one third cents (33-1/3¢) per miner's inch day. ⁽³⁾ The agreement, unless otherwise terminated by the Pacific Gas and Electric Company as provided therein, shall be effective for the period June 15 to October 15 of the year 1940.

Inasmuch as both parties are agreeable to the signing of the proposed agreement, and it appearing that this is not a matter in which a public hearing is necessary, 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 with El Dorado Irrigation District for the delivery of water under substantially the same terms and conditions as are set forth in the form of agreement marked Exhibit "A" of Exhibit No. 1, 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 sixty (60) days from the date of this Order two certified copies of said agreement as finally consummated.

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- (2) A miner's inch for the purpose hereof shall mean a continuous flow of water equivalent to 1.5 cubic feet per minute.
- (3) A miner's inch day shall mean one miner's inch as heretofore defined flowing for a period of twenty-four hours.

The authority herein granted shall become effective
on the date hereof.

Dated at San Francisco, California, this 6th
day of August, 1940.

Ray L. Alley
James P. Smith
Raymond J. ...
H. W. ...
Justus J. Caenen
Commissioners