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Decision No. _____

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In The Matter of the Application of THE SAN JOAQUIN CANAL COMPANY to Increase its Service Area above its Outside Canal to the Extent of approximately Six Thousand (6,000) Acres; Service to the Increased Area to be Rendered on a Restricted Basis.

Application No. 25644

- J. E. Woolley, for The San Joaquin Canal Company.
- J. J. Deuel, for California Farm Bureau Federation.
- Sherwood Green, for Merced County Farm Bureau.
- Charles E. Carey, Regional Director,
- Courtland Eaton, Engineer, and
- Charles L. Childers, Water Right Attorney, for United States Bureau of Reclamation.

HAVENNER, COMMISSIONER:

O P I N I O N

The San Joaquin Canal Company is a corporation engaged in the business of distributing and selling water, diverted from the San Joaquin River, for irrigation and domestic purposes in Fresno, Merced and Stanislaus Counties. In this proceeding the utility requests authority to extend its service area to include approximately 6,000 acres of land located above its Outside Canal, said service to such land to be restricted to the period from September 15 of each year to June 15 of the following year, until such time as the United States shall deliver water to applicant in accordance with the terms and conditions of that certain contract for exchange of waters, dated July 27, 1939, and heretofore approved by this Commission.

A public hearing in this matter was held at Los Banos.

The record shows that said proposed new area is to some limited extent being supplied with water from deep wells: that this source is rapidly being depleted and the available water is so highly impregnated with salt and other minerals that it cannot be longer used for growing crops. Applicant has an ample supply of water to meet the demands of this extension.

At the hearing, representatives of the California Farm Bureau Federation and other consumers stated that they had no objections to the furnishing of the service and offered the following stipulation which was accepted and agreed to by all parties concerned:

"That petition be granted subject to stipulated restriction that the delivery to the Hamburg area of water during the period from September 15 to October 15 and May 15 to June 15 be conditioned on prior satisfaction of all water demands of users of the water on the lands now under the system."

There being no further protest, the circumstances indicate that the authority sought should be granted, subject to said stipulation.

The following form of Order is recommended:

O R D E R

Application having been filed with this Commission as entitled above, a public hearing having been held thereon, the matter having been submitted and the Commission being fully informed in the premises,

IT IS HEREBY ORDERED that The San Joaquin Canal Company, a corporation, be and it is hereby authorized to supply irrigation service from September 15 of each year to June 15 of the following year under its regular rates, rules and regulations, to lands now outside its established service area, situate in Sections 3, 4, 5, 8, 9, 10, 15, 16, 21, 22, 27 and 26, Township 12 South, Range 11 East, M. D. B. & M., Merced and Fresno Counties, and comprising approximately 6,000 acres, and delineated upon a map filed as Exhibit No. 1 in this proceeding, which map is hereby made a part of this Order by reference, said service being subject, however, to the following condition:

That irrigation service to the above described land be restricted during the period from September 15 to October 15 and from May 15 to June 15 until all of the demands of the water users within the service area boundaries, as they existed prior to the filing of this proceeding, are satisfied.

The effective date of this Order is the date hereof.

The foregoing Opinion and Order are hereby approved and ordered filed as the Opinion and Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 8th day of November, 1943.

Francis R. Havenner
[Signature]
[Signature]

COMMISSIONERS.