

Decision No. 32965

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY, a corporation, for an order approving and authorizing the execution of (1) a proposed agreement to be entered into between Applicant and Tide Water Associated Oil Company, a corporation, for the supplying of Water by Applicant to Tide Water Associated Oil Company and (2) a proposed agreement to be entered into between Applicant and Shell Oil Company, Incorporated, a corporation, for the supplying of water by Applicant to Shell Oil Company, Incorporated.

ORIGINAL

Application No. 23444
(Supplemental)

BY THE COMMISSION:

SECOND SUPPLEMENTAL ORDER

On June 4, 1940, the Commission rendered its Decision No. 33176, authorizing California Water Service Company, ⁽¹⁾a corporation, to enter into an agreement with the Tide Water Associated Oil Company, ⁽²⁾a corporation, and Shell Oil Company, Incorporated, ⁽³⁾and on August 8, 1944, rendered its supplemental Decision No. 37270, granting permission to the above parties to enter into an agreement supplemental to their original agreement, Exhibit "B" attached to the original application.

These agreements provide for the sale of untreated water by the Water Company to Associated and Shell at their refineries at Avon and Martinez in Contra Costa County.

Water Company now desires authority to enter into an agreement with Shell, supplementary to the original agreement, providing as follows:

1. Water Company is to install a new connection near Shell's Vine Hill Tank Farm at Martinez, Contra Costa County, to supply a maximum flow of four hundred (400) gallons per minute for ordinary use and six hundred (600) gallons per minute for fire protection.

(1) Hereinafter referred to as Water Company.
 (2) Hereinafter referred to as Associated.
 (3) Hereinafter referred to as Shell.

2. Shell is to install pipe with capacity sufficient to receive the agreed amount of water.
3. Water Company to agree to sell and deliver, and Shell to buy and receive twelve million (12,000,000) gallons minimum per annum, subject to other contractual provisions.
4. Shell to agree to pay Water Company at the rate heretofore agreed upon.

It appearing that a public hearing is not necessary and that the requested authority should be granted, now, therefore,

IT IS HEREBY ORDERED that California Water Service Company, a corporation, be and it is authorized to enter into a supplemental agreement amending its agreement of June 19, 1940, as authorized by the Commission Decision No. 33176 and amended by First Supplemental Decision No. 37270, providing for the sale and delivery of untreated water to several oil companies at plants in Contra Costa County, as set forth in Exhibit No.1 attached to the application herein, and which is by reference made a part of this Order.

IT IS HEREBY FURTHER ORDERED that California Water Service Company shall file with this Commission, within sixty (60) days from the date of this Order, two certificated copies of the Supplemental Agreement as finally consummated.

IT IS HEREBY FURTHER ORDERED that in all other respects said Decision No. 33176 and Decision No. 37270 shall remain in full force and effect.

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

Dated at San Francisco, California, this 5th day of June

1945.

Harold Rubin
Justice J. Quinn
Edward Jackson
Francis Egan
Frank Powell
 COMMISSIONERS.