

Decision No. 38556

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application
of PACIFIC GAS AND ELECTRIC COMPANY,
a corporation, for an order of the
Railroad Commission authorizing
it to enter into a certain agreement
with WINTON LUMBER COMPANY in words
and figures as written in the form
therefor which is annexed hereto.

(Water)

Application No. 26859.

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

Pacific Gas and Electric Company, a corporation, seeks supplemental order approving an agreement in writing entered into with Winton Lumber Company, amending and modifying an existing agreement authorized by the Commission's Decision No. 28212, dated September 12, 1945, wherein among other things, Pacific Gas and Electric Company agreed to sell and deliver water to Winton Lumber Company's mill, located at Martell, Amador County, at a rate of flow not to exceed twenty (20) miner's inches, (1) except during months of February and March when additional flow, not to exceed thirty (30) miner's inches, may be taken.

Pacific Gas and Electric Company, a corporation, now asks for a supplemental order of the Railroad Commission amending and modifying said existing agreement with the Winton Lumber Company, whereby the latter may, if it so desires, take water at a rate of flow up to thirty-five (35) miner's inches, and during the months of February and March additional water up to thirty (30) miner's inches, if and when such water is available in Pacific Gas and Electric Company's canals,

Note: (1) A miner's inch for the purpose hereof shall mean a continuous flow of water equivalent to 1.5 cubic feet per minute.

as to which said Pacific Gas and Electric Company shall be the sole judge.

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 and Winton Dumber Company be and they are hereby authorized to enter into an agreement, in accordance with the terms and conditions set forth in the First Supplemental Application, to Application No. 26859, attached to the application herein and which is hereby made part of this Order by reference.

IT IS HEREBY FURTHER ORDERED that Pacific Gas and Electric Company, a corporation, shall file with this Commission within sixty (60) days from the date of this Order two (2) 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 21st day of December

1945.

Charles R. Anderson
Justus F. Crasmer
Edmund W. Elmer
John F. Farrell
Harold P. Huls

COMMISSIONERS.