

ORIGINAL

Decision No. 41284

BEFORE THE PUBLIC UTILITIES 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
 Public Utilities Commission of the
 State of California granting and
 conferring upon applicant all neces-
 sary permission and authority to
 carry out the terms and conditions of
 a written contract with H. E. WEST
 and JOHN FOSSETT, a limited partner-
 ship, doing business under the name
 and style of PLACERVILLE LUMBER
 COMPANY, dated February 2, 1948.
 (water)

Application No. 29112

ORDER

In this application Pacific Gas and Electric Company, a corporation asks for authority to enter into an agreement with H. E. West and John Fossett, a limited partnership, doing business under the name and style of Placerville Lumber Company, for the sale and diversion of surplus water on an accommodation basis for the operation of its lumber mill only at Fresh Pond, El Dorado County. Deliveries are not to exceed a flow of twenty (20) miner's inches⁽¹⁾ and the rate is to be one dollar and eighty cents (\$1.80) per miner's inch day.

Pursuant to authorization granted in the Commission's Decision No. 39950 dated February 4, 1947, the Pacific Gas and Electric Company entered into an agreement for the temporary use of water for the operation of said lumber mill for approximately one year from the date of the order. Applicant now asks authority to enter into an agreement to furnish water for the continued operation of the mill for a period of one year, without option of renewal.

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. 40 miner's inches equals one second foot.

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 surplus water on an accommodation basis for one year, from the date of this Order, to H. E. West and John Fossett, a limited partnership, doing business under the name and style of Placerville Lumber Company under the terms and conditions substantially as set forth in Exhibit "A" which is attached to the application herein and made a part hereof by reference. The amounts and the period of diversion provided therein are at all times subject to the authority of the Commission in the exercise of its jurisdiction.

IT IS 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 this agreement as finally consummated.

IT IS HEREBY FURTHER ORDERED that Pacific Gas and Electric Company, a corporation, notify this Commission of the date of termination of said agreement within thirty (30) days thereof.

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

Dated at San Francisco, California, this 9th day of

March, 1948.

A. J. Davidson
Justice J. Calver
W. S. Howell
Harold K. Kula
Frederick F. Fitter
(Commissioners)