

Decision No. 45383

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 NORTH FORK DITCH COMPANY, a corporation, )  
 for an order authorizing Applicant to )  
 execute a supplemental contract with ) Application No. 31116  
 the United States providing for the )  
 permanent relocation of a portion of )  
 Rose Spring Ditch. )

FIRST SUPPLEMENTAL OPINION AND ORDER

The Commission by its Decision No. 43977, issued March 28, 1950, in the above-numbered proceeding, authorized applicant to execute a contract, thereafter executed, with the United States providing, among other things, for the temporary by-passing of a portion of applicant's Rose Spring Ditch during construction of Folsom Dam. The United States now proposes to modify the contract to eliminate the temporary by-pass ditch and in lieu thereof provide for the construction at its own expense of a permanently relocated portion of said ditch. The proposed change will involve less over-all expenditure and avoid installing by-pass facilities under and through Dike 5 which forms a part of the Folsom project. Applicant has no objections to the change and will execute said supplemental agreement upon authorization by the Commission.

It appearing that this is not a matter in which a public hearing is necessary and that the supplemental application should be granted, now, therefore,

IT IS HEREBY ORDERED as follows:

1. That North Fork Ditch Company, a corporation, be and it is authorized to execute a supplemental contract with the United States, providing for the construction by the

United States at its own expense, of a permanently relocated portion of the company's Rose Spring Ditch, substantially in accordance with the terms and conditions set forth in Exhibit A, attached to the supplemental application herein, said exhibit being hereby made a part of this order by reference. Said contract is supplemental to the contract which applicant was authorized to enter into by Decision No. 43977 issued March 28, 1950.

2. That North Fork Ditch Company, a corporation, shall file with this Commission two certified copies of said supplemental contract as finally consummated within thirty (30) days thereafter.
3. That in all other respects said Decision No. 32977 shall remain in full force and effect.

It being in the public interest that the above construction be completed at as early a date as possible, the authority granted herein shall become effective on the date hereof.

Dated at San Francisco, California, this 20th day of February, 1951.

R. J. [Signature]  
Justice J. [Signature]  
Harold [Signature]  
[Signature]

Commissioners.