

ORIGINAL

Decision No. 47141

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

EMORY O'BANION and NAOMI O'BANION,)
husband and wife, ELSIE O'BANION,)
and J. A. Redfield,)

Complainants,)

vs.)

THE SAN JOAQUIN CANAL COMPANY,)
a corporation,)

Defendant.)

Case No. 5361.

OPINION AND ORDER

Emory O'Banion and Naomi O'Banion, husband and wife, Elsie O'Banion, and J. A. Redfield, ask the Commission to authorize The San Joaquin Canal Company, a corporation, to discontinue irrigation service to certain parcels of land comprising 259.47 acres, owned by the complainants, located within defendant's service area, and hereafter to provide service to certain parcels of land owned by complainants Emory O'Banion and Naomi O'Banion, husband and wife, containing 259.47 acres, located outside said defendant's service area boundaries.

Complainants allege that the lands presently outside defendant's service area are more fertile and more productive, and that irrigation water can be used more economically and beneficially than the lands now being served.

Defendant has informed the Commission that it has no objection to the granting of the request for exclusion from, and

inclusion within, its service area of the parcels of land herein described. Defendant alleges that such transfer of service rights will not interfere with service to any of its consumers.

It appearing that this is not a matter in which a public hearing is necessary and that the request should be granted,

IT IS HEREBY ORDERED that The San Joaquin Canal Company, a corporation, be and it is authorized to exclude from its service area the 259.47 acres of land owned by complainants, Emory O'Banion and Naomi O'Banion, husband and wife, Elsie O'Banion and J. A. Redfield, located in Sections 23, 24, 25 and 26, Township 11 South, Range 13 East, M.D.B. & M., Fresno County, and to transfer the rights to irrigation services of said land to, and to include within its service area, the 259.47 acres of land owned by Emory O'Banion and Naomi O'Banion, husband and wife, located in Sections 5 and 6, Township 12 South, Range 12 East, M.D.B. & M., in Fresno County, and more particularly described in the complaint.

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at San Francisco, California, this 13th day of May, 1952.

[Signature]
President.
Justice F. Casper
Harold P. Kule
[Signature]
[Signature]
Commissioners.