

**ORIGINAL**

Decision No. 47584

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of )  
PACIFIC GAS AND ELECTRIC COMPANY for )  
an order of the Public Utilities )  
Commission of the State of California, )  
granting and conferring upon applicant )  
all necessary permission and authority ) Application No. 33593  
to carry out the terms and conditions )  
of a written contract with TUOLUMNE )  
COUNTY WATER DISTRICT NO. 1, dated )  
June 11, 1952. )  
(Water) )

OPINION AND ORDER

Pacific Gas and Electric Company, a corporation, asks for authority to carry out the terms and conditions of an agreement with Tuolumne County Water District No. 1, a public corporation, dated June 11, 1952, providing for the sale of water to the District for resale purposes within a resort and summer home colony, known as Twain Harte Tract, located in the vicinity of Confidence, Tuolumne County. The water will be diverted at two points from the Pacific Company's ditch system, one located on its Section 4 Ditch, sometimes known as Eureka Ditch, and the other on its Soulsbyville Ditch, as shown on the sketch accompanying the said agreement, a copy of which is attached to the application herein as Exhibit A. The water will be sold as an accommodation from such surplus water as may be available in the said ditches. The deliveries are not to exceed an absolute combined flow of twenty-five (25) miner's inches<sup>1/</sup> of water,

<sup>1/</sup> A miner's inch for the purpose hereof shall mean a continuous flow of water equivalent to 1.5 cubic feet per minute.

and the rate is to be fifty cents (50¢) per miner's inch day for all water delivered, in addition to an annual service charge of fifty dollars (\$50).

The agreement is to be effective for the period commencing with the date of its execution, subject to authorization of the Commission, and ending December 31, 1952, and thereafter until terminated by thirty (30) days' written notice by either party. Upon the effective date of the present agreement of June 11, 1952, it will supersede all other agreements, either oral or written, and in particular the contract, dated February 18, 1947, and the supplemental agreement dated July 23, 1947, which were authorized by the Commission in its Decisions No. 40093 and No. 40629, in Application No. 28266.

The Commission having considered the request of the applicant and being of the opinion that the application should be granted, that a public hearing in this matter is not necessary, and good cause appearing; therefore,

IT IS HEREBY ORDERED as follows:

1. That Pacific Gas and Electric Company, a corporation, be and it is hereby authorized to carry out the terms and conditions of the agreement dated June 11, 1952, with Tuolumne County Water District No. 1, a public corporation, said agreement being attached to the application as Exhibit A and made a part hereof by reference.
2. That the 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 the agreement as consummated.

3. That the Pacific Gas and Electric Company, a corporation, notify this Commission of the date of termination of said agreement within thirty (30) days thereof.

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

Dated at San Francisco, California, this 19<sup>th</sup> day of August, 1952.

[Signature]  
President.  
[Signature]  
[Signature]  
[Signature]

Commissioners.

Commissioner...Kenneth Potter....., being necessarily absent, did not participate in the disposition of this proceeding.