

ORIGINAL

Decision No. 48012

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
))
 of))
SANTA PAULA WATER WORKS, LTD.,))
a corporation, for an Order))
authorizing it to enter into))
agreements under which it will))
transfer priorities under certain))
water rights owned by it.))

Application No. 31969
(Second Supplemental)

SECOND SUPPLEMENTAL OPINION AND ORDER

Santa Paula Water Works, Ltd., a public utility water corporation, by the above-entitled second supplemental application filed November 12, 1952, requests authority to renew its agreement with F. E. Fairfield, an individual, for the purchase for oil well drilling purposes by the latter from the former of not to exceed three hundred thousand (300,000) cubic feet of water per year, or not to exceed eight hundred fifty (850) cubic feet of water in any 24-hour period. The payment by the purchaser will be the sum of \$120 per year. The renewed contract will expire December 31, 1953.

A prior identical contract expiring December 31, 1952 was approved by the Commission in its Decision No. 46704, dated January 29, 1952, in a first supplemental application.

The agreement does not, however, contain a clause providing that it be subject at all times to change or modification by this Commission in the exercise of its jurisdiction as is required by General Order No. 96. Appropriate revision of the agreement will be ordered.

It appearing that a public hearing is not necessary herein and that the permissive use by F. E. Fairfield and transfer of priorities under certain water rights owned by applicant in accordance with the above-referred to agreement, as hereinafter revised, are not adverse to the public interest and that the application should be granted subject to certain conditions as set out in the agreement,

IT IS HEREBY ORDERED that Santa Paula Water Works, Ltd., be authorized to carry out the terms and provisions of its renewed agreement with F. E. Fairfield, dated November 6, 1952, as set forth forth in Exhibit "A" attached to the second supplemental application herein, which exhibit is made a part of this order by reference, upon revision of said agreement to include substantially the following provisions:

"This contract shall at all times be subject to such changes or modifications by the California Public Utilities Commission as said Commission may, from time to time, direct in the exercise of its jurisdiction."

IT IS HEREBY FURTHER ORDERED THAT:

1. Applicant shall file with the Commission within thirty (30) days after the effective date of this order, two certified copies of the contract as hereinabove ordered revised, together with a statement of the date on which the revised contract is deemed to have become effective.

2. Applicant shall notify this Commission of the date of termination of said revised contract within thirty (30) days from and after said date of termination.

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

Dated at San Francisco, California, this 9th day of December, 1952.

R. T. [Signature]
President.
Justice F. [Signature]
Harold P. [Signature]
[Signature]
[Signature]
Commissioners.