

Decision 84 06 029

JUN 6 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

LACIE A. FOSHIE,

Complainant,

vs

EAST SIDE CANAL IRRIGATION CO., a  
public utility,

Defendant.

Case 83-12-08  
(Filed December 23, 1983)

Carlos J. Badger, Attorney at Law, for  
complainant.  
Jensen & Garde, by J. Wilmar Jensen,  
Attorney at Law, for defendant.

O P I N I O N

This complaint concerned a dispute over the requirements which defendant, a public utility water company furnishing agricultural water in the County of Merced, may impose upon complainant as conditions to receiving water service.

The case was called to hearing before Administrative Law Judge Meaney on May 2, 1984. After a half day of testimony, counsel for the parties announced a settlement and stipulated that the order which follows may be entered.

We believe the order which follows is in the public interest because complainant will receive his customary water supply without additional expense to himself and without undue expense to defendant.

O R D E R

IT IS ORDERED that:

1. Defendant shall furnish complainant with water for agricultural purposes from the pond located about 1,500 feet to the south and east of complainant's property, through the irrigation line running north from the pond and then along Edminster Road, and thence via the irrigation line from Edminster Road to complainant's east property line.

2. The water will be furnished at the same charge as if furnished from defendant's gravity system and so that it flows from the end of the irrigation line onto complainant's property by gravity.

3. No installation of a pump at complainant's property line is required as a condition precedent to service.

4. This complaint is dismissed with prejudice as to all acts or omissions of defendant concerning its public utility service obligations toward complainant which occurred on or before the date of this order.

5. The complaint is granted to the extent set forth above, and the proceeding is closed.

This order is effective today.

Dated JUN 6 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.  
President

VICTOR CALVO

DONALD VIAL

WILLIAM T. BAGLEY  
Commissioners

Commissioner Priscilla C. Grew,  
being necessarily absent, did  
not participate

I CERTIFY THAT THIS DECISION  
WAS APPROVED BY THE ABOVE  
COMMISSIONERS TODAY.