

FINDINGS OF THE DIRECTOR OF THE CALIFORNIA DEPARTMENT OF AGRICULTURE  
UPON THE POOLING PLAN FOR FLUID MILK, AS AMENDED

Pursuant to the provisions of the Gonsalves Milk Pooling Act, the Director of Agriculture called a duly noticed, public hearing, which was held in the Assembly Room of the Department of Agriculture Building, 1220 N Street, Sacramento, California, on November 10, 1970, beginning at 9:30 a.m.

At this hearing, all persons affected by the Milk Pooling Plan were given an opportunity to be heard and testimony and evidence, both oral and documentary, were offered and received.

The purpose of this hearing was to consider amendment of the Pooling Plan for Fluid Milk, especially Article I, Section 118, for the inclusion of the Northern Sierra Marketing Area with the existing pool area. No other subjects were presented for consideration.

Testimony was offered and received at the hearing by producers from the Northern Sierra Marketing Area requesting that the Northern Sierra Marketing Area be included into the pool and that they be assigned bases and quotas. They represented 100 percent of the producers in the Northern Sierra Marketing Area.

The entry of this Marketing Area would not blend down the existing pool payout inasmuch as the Class 1 usage in relationship to production in the area, is in excess of the average Class 1 usage now in the total pool. The following data indicate the relationship between production and utilization of market milk in the Northern Sierra Marketing Area for the year 1969:

Local 1969 Class I Sales . . . . .	2,883,589 Lbs.
Local 1969 Production . . . . .	3,463,941 Lbs.
Percent Class I Sales of Production . . . . .	83.2%

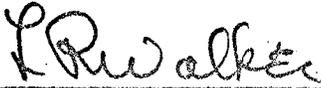
Total 1969 Class I Sales in No. Sierra Mkt. Area . . .	12,246,993 Lbs.
Total 1969 Local Production Utilized as Class I . . .	2,883,589 Lbs.
Percent of Local Class I Sales to Total Class I Sales . .	23.5%

Prior to the hearing, the Director of Agriculture received from Mr. Thomas Lynch, Attorney General, and Walter Wunderlich, Deputy Attorney General, an opinion which stated that pool area may be expanded with the Director's approval and that all producers within the expanded area should receive assignments of bases and quotas in the same manner as prescribed under the Pooling Act had they elected to be a part of pooling program at its conception.

The legal opinion from the Attorney General's Office and the affirmative testimony by producers affected, indicates that the inclusion of the Northern Sierra Marketing Area into the existing pool should be approved and augmented at the earliest possible date.

Jerry W. Fielder  
Director of Agriculture

By



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L. R. Walker, Chief  
Bureau of Milk Stabilization



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R. A. Abbott, Milk Economist  
Bureau of Milk Stabilization

November 12, 1970

FINDINGS OF THE DIRECTOR OF THE CALIFORNIA DEPARTMENT OF AGRICULTURE  
UPON THE POOLING PLAN FOR FLUID MILK, AS AMENDED

A public hearing to consider amendments to the Pooling Plan for Fluid Milk, as Amended to expand the Milk Pooling Plan Area to include the Northern Sierra Marketing Area, was duly and regularly called and held in Sacramento, California, on November 10, 1970, under the provision of Chapter 3, Part 3, Division 21, of the Agricultural Code, full and proper notice of this hearing was given to all producers, producer-distributors and distributors of record with the California Department of Agriculture, who may be subject to the provisions of the Pooling Plan by mail in accordance with the provisions of Section 62184 of said Code.

At said hearing, all persons were afforded an opportunity to be heard and testimony and evidence, both oral and documentary, were offered and received.

After due deliberation upon and full consideration of the facts and evidence adduced, the Director of the California Department of Agriculture hereby finds the following:

1. The Pooling Plan for Fluid Milk, as Amended, is no longer in conformity with the standards prescribed in Chapter 3, and will not tend to effectuate the purposes of Chapter 3 without amendment.
2. The amendments with particular respect to Pooling boundaries are necessary to effectuate the purposes of Chapter 3 and will accomplish the same with the standards prescribed in Chapter 3.
3. The Pooling Plan for Fluid Milk, as Amended, and identified as the Pooling Plan for Fluid Milk, as Amended, and made effective by Milk Pooling Order Number Twelve (12) effective December 1, 1970, is necessary to accomplish the purposes of Chapter 3 and will accomplish the purposes of Chapter 3 within the standards therein prescribed.

Jerry W. Fielder  
Director of Agriculture

By *R. A. Abbott*

R. A. Abbott, Milk Economist  
Bureau of Milk Stabilization

Dated: November 12, 1970