

Decision No. 17326

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 MODESTO REFRIGERATING CO.,)
 a corporation, for an order author-)
 izing it to issue bonds.)

ORIGINAL

Application No. 12922.

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

On July 3, 1926, the Commission by Decision No. 17082 authorized the Modesto Refrigerating Co. to issue \$100,000. of Series "A" six and a half percent first mortgage serial bonds upon the condition that the authority to issue said bonds will not become effective until the Commission has authorized the company to execute a mortgage and/or deed of trust to secure the payment of the bonds. In its decision the Commission called attention to certain changes that should be made in the company's proposed mortgage filed with the Commission on June 12, 1926. On September 1, the company filed with the Commission a revised copy of its proposed mortgage which contains all of the changes referred to by the Commission in Decision No. 17082. The proposed mortgage filed on September 1st we find to be in satisfactory form and its execution should be authorized, therefore,

IT IS HEREBY ORDERED that Modesto Refrigerating Co. be, and it is hereby, authorized to execute a mortgage and/or deed of trust substantially in the same form as the mortgage and/or deed of

trust filed with the Commission on September 1, 1926, provided that the authority herein granted to execute the mortgage and/or deed of trust is for the purpose of this proceeding only, and is granted insofar as this Commission has jurisdiction under the terms of the Public Utilities Act and is not intended as an approval of said mortgage and/or deed of trust as to such other legal requirements to which said mortgage and/or deed of trust may be subject.

IT IS HEREBY FURTHER ORDERED that Modesto Refrigerating Co. shall file with the Railroad Commission a certified copy of the mortgage and/or deed of trust executed pursuant to the authority herein granted, said copy to be filed within thirty days after the execution of said mortgage and/or deed of trust.

DATED at San Francisco, California, this 8th day of September, 1926.

H. B. Sandiga
Al Seaver
Ernest D. Smith
Leon A. White
Thos. J. Larkin

Commissioners.