

Decision No. 3244

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE  
STATE OF CALIFORNIA.

----oOo----

In the Matter of the Application of )  
NEVADA-CALIFORNIA-OREGON RAILWAY, )  
a corporation, for an order ratify- )  
ing and approving the issue of cer- )  
tains bonds of said corporation )  
heretofore inadvertently issued )  
without the authority of this )  
Commission. )

Application  
No. 2055.

BY THE COMMISSION.

FIRST SUPPLEMENTAL ORDER.

WHEREAS, applicant has requested authority to issue \$519,000 face value of first mortgage 5 per cent. 20 year bonds due and payable May 1, 1919 to reimburse its treasury for a portion of capital expenditures made during the period from January 1, 1912 to December 31, 1915, said expenditures being reported at \$890,250.34, and

WHEREAS, this Commission by Decision No. 3228, dated April 4, 1916, authorized applicant subject to certain conditions specified in the order of said Decision No. 3228, dated April 4, 1916, to issue \$402,000 face value of said bonds, and

WHEREAS, said Decision No. 3228, dated April 4, 1916, provides that "no part of the remaining \$117,000 face amount of bonds shall be issued until this Commission has issued a supplemental order finding that applicant has furnished this Commission with satisfactory evidence showing that \$15,000 face amount of bonds mentioned in the foregoing opinion have been issued through inadvertence and without intention of

"violating the Public Utilities Act;" and

WHEREAS, applicant has furnished this Commission with satisfactory evidence showing that the aforementioned \$15,000 face value of bonds were issued through inadvertence and without any intention of violating the Public Utilities Act,

And Good Cause Appearing,

IT IS HEREBY ORDERED that Nevada-California-Oregon Railway be granted authority, and it is hereby granted authority, to issue \$117,000 face value of first mortgage 5 per cent. 20 year bonds, due and payable May 1, 1919.

The authority to issue said bonds is given upon the following conditions, and not otherwise:

- 1.- Bonds in the sum of \$15,000.00 may be issued in lieu of a like amount of bonds heretofore issued without the authority of this Commission, provided said bonds are issued at the same price as the bonds originally issued without an order from this Commission; the \$15,000.00 face value of bonds heretofore issued to be returned to the treasury of the company and report of such return made to the Commission.
- 2.- The remaining \$102,000.00 face value of bonds may be issued by applicant at not less than 90 per cent. of their face value plus accrued interest.
- 3.- Nevada-California-Oregon Railway shall keep separate, true and accurate accounts showing the receipt and application in detail of the proceeds of the sale of the bonds hereby authorized to be issued; and on or before the twenty-fifth day of each month the company shall make verified reports to the Commission stating the sale or sales of said bonds during the preceding month, the terms and conditions of the sale, the moneys realized

therefrom, and the use and application of such moneys, all in accordance with this Commission's General Order No. 24, which order in so far as applicable, is made a part of this order.

4.- The proceeds obtained from the sale of the bonds, the issue of which is hereby authorized, shall be used by applicant to rehabilitate its line of railway, or for additions and betterments thereto; said expenditures to be reported to this Commission.

5.- The authority herein granted is conditioned upon the payment by applicant of the fee prescribed in the Public Utilities Act, as amended.

6.- The authority herein granted shall apply only to such bonds as may be issued on or before December 31, 1916.

IT IS HEREBY FURTHER ORDERED that Decision No. 3228, dated April 4, 1916, shall remain in full force and effect except as it may be modified by this first supplemental order.

Dated at San Francisco, California, this 7th day of April, 1916.

5-3-16  
JEE #117-05  
APR 11 1916  
H. R. Matheson  
LEGISLATIVE SECRETARY

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners.