

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of Mt. Tamalpais and Muir Woods) Application No. 2571
Railway, a corporation, for per-)
mission to hypothecate bonds.)

Thomas, Beedy and Lanagan, for applicant.

LOVELAND, Commissioner.

ORDER

WHEREAS Mt. Tamalpais and Muir Woods Railway has applied to this Commission for authority to pledge \$18,500 face value of first mortgage bonds of Mill Valley and Mt. Tamalpais Scenic Railway as security for a 90 day note to Union Trust Company of San Francisco in the principal sum of \$18,500; and

WHEREAS it is represented by applicant that the bonds which it desires to pledge were secured by it from Union Trust Company of San Francisco under a decree of the Superior Court of the City and County of San Francisco, dated December 12, 1916, said bonds having been originally purchased by Union Trust Company of San Francisco, with moneys paid into sinking fund from income by Mt. Tamalpais and Muir Woods Railway or its predecessor, Mill Valley and Mt. Tamalpais Scenic Railway, in excess of the requirements of said sinking fund as set forth in the deed of trust under which said bonds were issued;

And it appearing to this Commission that applicant is entitled to reimburse its treasury to the extent to which moneys were used from income for purchase

of bonds in excess
of sinking fund provisions of the mortgage or deed of trust
of Mill Valley and Mt. Tamalpais Scenic Railway;

And a hearing having been held and it appearing
that the purposes for which it is proposed to issue said
bonds are not reasonably chargeable in whole or in part to
operating expenses or to income;

IT IS HEREBY ORDERED that Mt. Tamalpais and Muir
Woods Railway be and it is hereby authorized to issue and
pledge \$18,500 face value of first mortgage bonds of Mill
Valley and Mt. Tamalpais Scenic Railway as security for a 90
day note in the principal sum of \$18,500 and bearing interest
at 5 per cent per annum.

The authority herein given is given upon the
following conditions and not otherwise:

1. At no time shall the face value of the bonds
herein authorized to be pledged exceed by more than 25 per cent
the face value of the note or notes secured by said bonds.

2. When the note or notes secured by said bonds
have been paid the pledged bonds shall be returned to appli-
cant's treasury and not thereafter issued without a further
order from this Commission.

3. Mt. Tamalpais and Muir Woods Railway shall keep
separate, true and accurate accounts relative to the issue and
pledge of the bonds herein authorized to be issued and pledged
and on or before the twenty-fifth day of each month shall make
verified reports to the Railroad Commission relative to the issue
and pledge of said bonds 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 authority hereby given to issue and pledge
bonds is conditioned upon the payment by applicant of the fee

prescribed in the Public Utilities Act as amended.

5. The authority hereby given to issue and pledge bonds shall apply only to bonds issued and pledged on or before the 30th day of June, 1917.

Dated at San Francisco, California, this 29
day of December, 1916.

State of California

J. E. [unclear]
A. P. [unclear]
BY *A. P. [unclear]*
Assistant Secretary.

Max Thelem
H. B. [unclear]
W. G. [unclear]
Edwin O. Edgerton
Frank R. [unclear]
Commissioners.