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ORIGINAL

Decision No. 6075

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the LOS VERJELS LAND AND WATER COMPANY, a corporation, for authority and permission to renew a mortgage on the lands and property of the company.

Application No. 4290.

V. T. McGillycuddy, for applicant.

LOVELAND, Commissioner.

O P I N I O N

Los Verjels Land and Water Company asks authority to issue a \$13,500.00 one year 7 per cent note to Bank of Rideout Smith and Company of Oroville, and secure the payment of the note by a mortgage on its public utility property. Under authority granted by Decision Number 1085, dated November 21, 1913 (Vol. 3, Opinions and Orders of the Railroad Commission of California, page 914), applicant issued to the Bank of Rideout Smith and Company its one year 7 per cent note for the principal sum of \$16,500.00. It reports that it has paid \$3,000.00 on this note. The Bank has expressed its willingness to accept a new note for the unpaid balance of \$13,500.00. This new note is to be secured by a mortgage substantially in the same form as the mortgage approved by the Railroad Commission in Decision Number 1228, dated January 27, 1914 (Vol. 4, Opinions and Orders of the Railroad Commission of

California, page 91), except that it is to secure the payment of \$13,500.00 instead of \$16,500.00 and will not apply to approximately 200 acres of land sold since the execution of the mortgage approved by Decision Number 1228.

I herewith submit the following form of Order:-

O R D E R

LOS VERJELS LAND AND WATER COMPANY having filed with the Railroad Commission an application for authority to issue a note and execute a mortgage, a public hearing having been held, and the Commission being of the opinion that the money, property or labor to be paid for by such issue is reasonably required for the purpose specified in the Order, and that the expenditures for such purpose are not in whole or in part reasonably chargeable to operating expenses or to income;

IT IS HEREBY ORDERED that Los Verjels Land and Water Company be, and it is hereby, granted authority to issue a \$13,500.00 one year 7 per cent note to Bank of Rideout Smith and Company and execute a mortgage to secure the payment of the note, said mortgage except as to the description of the property covered thereby and the face amount of the note secured, to be substantially in the same form as the mortgage approved by the Railroad Commission in Decision Number 1228, dated January 27, 1914.

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

1.-The note herein authorized shall be issued for the purpose of refunding the \$13,500.00 indebtedness of Los Verjels Land and Water Company due to the Bank of Rideout Smith and Company of Oroville.

2.-Within thirty days after its execution Los Verjels Land and Water Company shall file with the Railroad Commission a certified copy of the mortgage herein authorized to be executed.

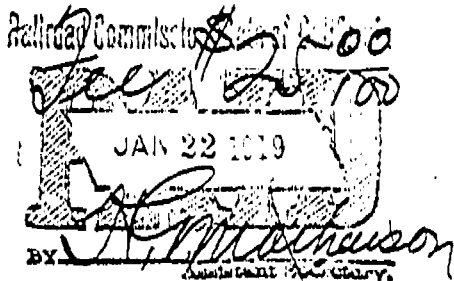
3.-The approval herein given of said mortgage is for the purpose of this proceeding only and an approval in so far as this Commission has jurisdiction under the terms of the Public Utilities Act, and is not intended as an approval of said mortgage as to such other legal requirements to which said mortgage may be subject.

4.-Los Verjels Land and Water Company shall keep separate, true and accurate accounts showing the receipt and application of the proceeds from the sale of the note herein authorized to be issued and shall file a report with the Railroad Commission as required by the Commission's General Order No. 24, which order in so far as applicable, is made a part of this Order.

5.-The authority herein granted shall apply only to such note as may be issued and to such mortgage as may be executed on or before March 1, 1919.

The foregoing Opinion and Order are hereby approved and ordered filed as the Opinion and Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 20th day of January, 1919.



Edwin C. Edgerton
H. B. Ireland
Frank R. Nelson
H. T. Brundage

Commissioners.