

Decision No. 7167.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE
STATE OF CALIFORNIA.

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In the Matter of the Application of)
DEATH VALLEY RAILROAD COMPANY) Application No. 5264.
for an order authorizing the issue and)
sale of capital stock.)

U.S. Miller and H. Escherich for applicant.

BRUNDIGE, Commissioner.

O P I N I O N.

DEATH VALLEY RAILROAD COMPANY asks permission to issue \$3,500.00 of its common stock to reimburse its treasury for amounts taken from income and disbursed for additions and betterments to its property.

Applicant reports that up to December 31, 1919, it expended for additions and betterments the sum of \$3,537.99, against which no stock or bonds have been issued.

In Exhibit No. 2, applicant reports assets and liabilities as follows:

Asset Accounts:

Road and Equipment,	\$408,139.59
Cash,	170,642.21
Accounts Receivable,	1,072.66
Materials and Supplies,	4,606.07
Unamortized Discount on Funded Debt,	11,552.43
Suspense,	219.68
Total Assets,	<u>\$596,232.64</u>

Liability Accounts:

Capital Stock Outstanding,	\$221,100.00
Bonds Outstanding,	220,124.00
Current Liabilities,	5,523.56
Accrued Interest,	3,585.87
War Revenue Tax Collection,	835.81
Tax Suspense,	92.00
Account Depreciation - Road,	134,169.37
Account Depreciation - Equipment,	8,742.24
Profit and Loss,	2,059.79
Total Liabilities,	<u>\$596,232.64</u>

Practically all of applicant's outstanding stock is owned by Borax Consolidated, Ltd., of London, England, which will purchase at par the \$3,500 of stock for which applicant now seeks permission to issue.

I herewith submit the following form of Order.

O R D E R.

DEATH VALLEY RAILROAD COMPANY having applied to the Railroad Commission for permission to issue \$3,500.00 par value of stock, a public hearing having been held, and the Railroad Commission being of the opinion that the money, property, or labor to be procured by such issue is reasonably required by applicant and that this application should be granted;

IT IS HEREBY ORDERED that DEATH VALLEY RAILROAD COMPANY be, and it is hereby, granted authority to issue and sell on or before October 1, 1920, to Borax Consolidated, Ltd., of London, England, at not less than par, \$3,500.00 of its capital stock and use the proceeds to reimburse its treasury, provided that DEATH VALLEY RAILROAD COMPANY shall keep such record of the issue and sale of the stock and of the disposition of the proceeds as will enable it to file on or before the 25th day of each month a verified report as required by the Railroad Commission's General Order No. 24, which order, in so far as applicable, is made a part of this order.

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 27th day of February, 1920.

Edwin O. Edgerton

Frank R. Durbin

H. V. Bourne

COMMISSIONERS.