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ORIGINAL

Decision No. 8259.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)	
EAST BAY WATER COMPANY,)	
a corporation, for an order autho-)	Application No. <u>4128.</u>
rizing the issue of bonds.)	

EDGERTON, Commissioner.

FIRST SUPPLEMENTAL ORDER.

WHEREAS, the Railroad Commission by Decision No. 5894, dated November 4, 1918, authorized EAST BAY WATER COMPANY to issue on or before March 31, 1919, \$131,966.91 face value of bonds, and use said bonds as collateral or sell them at not less than 92½ per cent. of their face value plus accrued interest; and

WHEREAS, applicant reports that it has used all of the bonds, except \$29,000.00, to secure the payment of 5-year notes issued under the authority of this Commission and that it now has an opportunity to sell the bonds, and therefore, asks the Commission to extend the time within which the bonds may be sold and to sell them at not less than 87 per cent. of their face value plus accrued interest; and

A public hearing having been held and the Railroad Commission being of the opinion that the money, property or labor to be procured or paid for by the issue of the \$29,000.00 of bonds is reasonably required for the purpose specified in this order and that the expenditures for such purpose are not in whole or in part reasonably chargeable to operating expenses or to income;

NOW, THEREFORE, IT IS HEREBY ORDERED, that EAST BAY WATER COMPANY be, and it is hereby, authorized to issue and sell on or before December 31, 1920, at not less than 87 per cent. of their face value plus accrued interest, \$29,000.00 of its 5-1/2 per cent. first mortgage bonds, and use the proceeds to reimburse its treasury because of expenditures on capital account;

PROVIDED, that East Bay Water Company will keep separate, true and accurate account showing the receipt and application in detail of the proceeds from the sale of the bonds herein authorized to be issued, and on or before the 25th day of each month submit verified reports to the Railroad Commission in accordance with the Commission's General Order No. 24, which order, in so far as applicable, is made a part of this order.

The foregoing First Supplemental Order is hereby approved and ordered filed as the First Supplemental Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 20th day of October, 1920.

Edwin O. Edgerton

Arthur R. DeWitt

Dwight Martin
Commissioners.