

TM

Decision No. 8861

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
THE WESTERN PACIFIC RAILROAD COMPANY) Application Number 6668
to issue bonds.

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER.

WHEREAS, applicant reports that the provisions of its first mortgage do not permit it to deposit all the proceeds from the sale of the \$4,180,000.00 of bonds, the issue of which the Commission authorized by the order in decision Number 8834, dated April 9, 1921, with the First Federal Trust Company, and

WHEREAS, applicant requests the Commission to modify its order so as to permit applicant to deposit the proceeds other than the accrued interest with other depositories, as permitted by its first mortgage, and

THE COMMISSION, being of the opinion that applicant's request should be granted,

NOW, WHEREFORE, IT IS HEREBY ORDERED, that Condition One of the Order in Decision Number 8834, dated April 9, 1921, reading--

That all the proceeds obtained from the sale of the bonds herein authorized will be deposited with the First Federal Trust Company, corporate trustee under the first mortgage executed by The Western Pacific Railroad Company, and expended only for such purposes as the Railroad Commission may hereafter authorize by supplemental order or orders,

be, and it is hereby, amended so as to read--

That all the proceeds, except accrued interest, obtained from the sale of the bonds herein authorized, will be deposited with depositories in accordance with the terms and provisions of the first mortgage executed by The Western Pacific Railroad Company, and expended only for such purposes as the Railroad Commission may hereafter authorize by supplemental order or orders. This order does not require applicant to deposit the accrued interest,

IT IS HEREBY FURTHER ORDERED, that the order in Decision Number 8834, dated April 9, 1921, shall remain in full force and effect, except as amended by this First Supplemental Order.

Dated at San Francisco, California, this 15th day of April, 1921.

Frank R. Davis
H. S. Loveland
H. A. Brundage
Irving Martin