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Decision No. 7479.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE
STATE OF CALIFORNIA

* * *

In the Matter of the Application of)
CALIFORNIA SOUTHERN RAILROAD COMPANY)
to issue securities and construct)
grade crossings.)

Application No. 5117

BY THE COMMISSION:

SECOND SUPPLEMENTAL ORDER

WHEREAS, the Railroad Commission by Decision No. 7104, dated February 5, 1920, authorized CALIFORNIA SOUTHERN RAILROAD COMPANY to issue and deliver to The Atchison, Topeka and Santa Fe Railway Company \$35,000.00 of first mortgage bonds to be held as collateral security for the payment of a \$35,000.00 note issued by Blythe Construction Company, guaranteed by California Southern Railroad Company, which note was issued as part payment for rails, etc., purchased from the railway company; and

WHEREAS, the order of the Commission provides that upon the payment of the note the bonds shall be returned to the treasury of the California Southern Railroad Company and thereafter issued only as authorized by the Railroad Commission; and

WHEREAS, under the lease and transfer of the properties of the California Southern Railroad Company, heretofore authorized by the Railroad Commission, provision is made for the payment of the note; and

WHEREAS, it appears that California Southern Railroad Company should be permitted to issue and sell \$35,000.00 of first mortgage bonds at not less than par for the purpose of financing the

purchase of the rails, said rails having been used in extending applicant's railroad;

THEREFORE, IT IS HEREBY ORDERED, that the order in Decision No. 7104, dated February 5, 1920, be, and it is hereby, amended so as to permit CALIFORNIA SOUTHERN RAILROAD COMPANY to sell at not less than face value and accrued interest the \$35,000.00 of first mortgage bonds referred to therein, for the purpose of financing the purchase of the rails, fastenings, etc., used in extending its railroad, provided that none of said bonds be delivered until the \$35,000.00 note issued by Blythe Construction Company in payment for such rails, fastenings, etc., has been paid.

IT IS HEREBY FURTHER ORDERED, that the order in Decision No. 7104, dated February 5, 1920, as amended, shall remain in full force and effect except as modified by this Second Supplemental Order.

DATED at San Francisco, California, this 30th day of September, 1921.

H. D. Loveland

J. D. [unclear]

[unclear]

Commissioners.