

Decision No. 25577

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
SANTA CLARA VALLEY PUBLIC SERVICE  
COMPANY (articles of incorporation  
amended and name changed to SUBURBAN  
WATER COMPANY), a corporation, for  
(1) order authorizing issue of stocks  
and bonds, (2) order authorizing  
mortgage of certain public utility  
property, (3) certificate of public  
convenience and necessity, (4) order  
authorizing increase in rates, and  
(5) jointly with Fred C. Ehman, R. C.  
Leib, Frank A. Leib, Lida Leib  
Armstrong, Elna Leib Wright, Joseph  
Bacciocco, and R. H. Brotherton, res-  
pectively, for order authorizing sale  
and purchase of certain properties.

ORIGINAL

Application No. 17005

BY THE COMMISSION:

SIXTH SUPPLEMENTAL ORDER

Good Cause Appearing:

IT IS HEREBY ORDERED, that the provision of the Commission's  
Decision No. 25577, dated January 23, 1933, reading:

"On or prior to April 30, 1933,"

be, and the same is hereby, amended so as to read:

"On or prior to August 1, 1933."

IT IS HEREBY FURTHER ORDERED, that the provision of said De-  
cision No. 25577, dated January 23, 1933, reading:

"A further statement under the oath of one of its  
officers to the effect that (a) as to the parcels of real  
property described in said Exhibit "I", title appears by  
policies of title insurance issued by California Pacific  
Title & Trust Company to be vested in applicant, save only  
for the liens, encumbrances and exceptions specifically  
set forth in said Exhibit "I"; and (b) as to the personal  
property included in applicant's "Revised Program", appli-  
cant has received possession thereof, together with a  
"Personal Property Encumbrance Report" of California  
Pacific Title & Trust Company to the effect that an exam-  
ination of the official records of Santa Clara County with

reference to encumbrances upon personal property does not disclose any encumbrance thereon, and an affidavit of Fred C. Ehman to the effect that, according to his knowledge and belief, there was, at the time that possession of said respective items of personal property was transferred to applicant, no lien, encumbrance or indebtedness existing thereon, except only taxes or assessments not delinquent."

be, and the same is hereby, amended so as to read:

"A further statement under the oath of one of its officers to the effect that (a) as to the parcels of real property described in said Exhibit "I", title appears by policies of title insurance issued by California Pacific Title & Trust Company to be vested in applicant, save only for the liens, incumbrances and exceptions specifically set forth in said Exhibit "I"; and (b) as to the personal property included in applicant's "Revised Program", applicant has received possession thereof, together with a "Personal Property Incumbrance Report" of California Pacific Title & Trust Company to the effect that an examination of the official records of Santa Clara County with reference to incumbrances upon personal property does not disclose any incumbrance thereon executed by Fred C. Ehman, Henry Bohling, Jr., Henry Cartan, Jr., R. C. Leib, Joseph Bacciocco or R. H. Brotherton subsequent to January 1, 1922."

IT IS HEREBY FURTHER ORDERED, that the orders in Decision No. 24832, dated June 6, 1932, as amended, and Decision No. 25342, dated November 7, 1932, as amended by Decision No. 25560, dated January 16, 1933 and by Decision No. 25577, dated January 23, 1933, shall remain in full force and effect, except as modified by this Sixth Supplemental Order.

DATED at San Francisco, California, this 1st day of May, 1933.

*J. C. Kearney*  
*Leon A. White*  
*W. J. Linn*  
*W. B. Lewis*  
*W. H. ...*  
Commissioners.