

Decision No. 27288

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
THE SAN JOSE WATER WORKS,
a corporation, for : (1) Order author-
izing sale of certain public utility
properties; and (2) Order authorizing
said corporation to discontinue public
utility operations; and the application
of SAN JOSE WATER WORKS, a corporation,
for: (1) Order authorizing purchase of
capital stock of a public utility cor-
poration; (2) Order authorizing purchase
of certain public utility properties;
(3) Order authorizing mortgage of public
utility properties; (4) Order authoriz-
ing issue and sale of bonds and stocks.)

Application No. 17740

BY THE COMMISSION:

FIFTH SUPPLEMENTAL ORDER

Good Cause Appearing therefor:

IT IS HEREBY ORDERED that the order in Decision No. 27267 dated August 9, 1934, be, and the same is hereby amended by substituting February 15, 1935 for October 15, 1934, in paragraphs one, two and three of said order in said Decision No. 27267 dated August 9, 1934.

IT IS HEREBY FURTHER ORDERED that paragraph five of the order in Decision No. 27267 dated August 9, 1934, reading

"San Jose Water Works may execute a supplemental trust indenture substantially in the same form as the supplemental trust indenture filed with the Commission on August 4, 1934, provided that the authority herein granted to execute such supplemental trust indenture is for the purpose of this proceeding only, and is granted only insofar as this Commission has jurisdiction under the terms of the Public Utilities Act, and is not intended as an approval of said supplemental trust indenture as to such other legal requirements to which said supplemental trust indenture may be subject.

be, and the same is amended so as to read--

"San Jose Water Works may execute a supplemental trust indenture substantially in the same form as the supplemental trust indenture filed with the Commission on August 11, 1934, provided that the authority herein granted to execute such supplemental trust indenture is for the purpose of this proceeding only, and is granted only insofar as this Commission has jurisdiction under the terms of the Public Utilities Act, and is not intended as an approval of said supplemental trust indenture as to such other legal requirements to which said supplemental trust indenture may be subject.

IT IS HEREBY FURTHER ORDERED that the order in said Decision No. 27267 dated August 9, 1934 shall remain in full force and effect except as amended by this Fifth Supplemental Order.

DATED at San Francisco, California, this 13 day of August, 1934.

Leon O'Connell

M. J. Carr

W. B. Haines

M. H. ...

Commissioners.