

Decision No. 32963

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of CALIFORNIA WATER SERVICE COMPANY, a corporation, for an order authorizing it to issue four shares of \$25 par value stock in exchange for each one share outstanding of \$100 par value stock.

Application No. 23365

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

The Commission by its order in Decision No. 32963, dated April 2, 1940, authorized California Water Service Company to issue four shares of \$25 par value stock in exchange for each one share outstanding of \$100 par value stock, such issue being subject to the provisions of said order. Said order provides that the authority therein granted will become effective when California Water Service Company has filed with the Railroad Commission of the State of California a certified copy of its Articles of Incorporation, amended as indicated in this application.

On April 4, 1940, applicant filed in this matter a supplemental petition in which it recites that pursuant to the suggestions of the Secretary of State of the State of California, it has made certain changes in its Articles of Incorporation, as originally filed in this proceeding, and that an amendment to its Articles of Incorporation, incorporating the suggested changes was adopted at a special meeting of the Board of Directors of

applicant, held on April 3, 1940, and that said amendment was also approved and adopted at the regular annual meeting of the shareholders of applicant held on April 3, 1940. A copy of the amended Articles of Incorporation is attached as Exhibit A to the supplemental petition filed in this matter on April 4, 1940. Applicant requests authority to issue its stock subject to the terms and conditions of said amended Articles of Incorporation.

The Commission has considered applicant's request, and is of the opinion that this is not a matter in which a hearing is necessary, that applicant's request should be granted, and that its order in said Decision No. 32963, dated April 2, 1940, should be amended accordingly, therefore

IT IS HEREBY ORDERED that the order in said Decision No. 32963, dated April 2, 1940, be and the same is hereby amended to permit and authorize California Water Service Company to issue the stock authorized by said order in said Decision No. 32963, dated April 2, 1940, under the terms and conditions of applicant's amended Articles of Incorporation filed in this proceeding on April 4, 1940.

IT IS HEREBY FURTHER ORDERED that paragraph five of the order in said Decision No. 32963, dated April 2, 1940, reading:

"The authority herein granted will become effective when California Water Service Company has filed with the Railroad Commission of the State of California a certified copy of its Articles of Incorporation, amended as indicated in this application"

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

"The authority herein granted will become effective when California Water Service Company has filed with the Railroad Commission of the State of California a certified copy of its Articles of Incorporation amended to read as set forth in Exhibit A attached to the supplemental petition filed in this proceeding on April 4, 1940."

IT IS HEREBY FURTHER ORDERED that the order in said Decision No. 32963, dated April 2, 1940, shall remain in full force and effect except as modified by this First Supplemental Order.

Dated at San Francisco, California, this 9th day of April, 1940.

Ray & Riley
Francis H. Smith
Raymond W. ...
H. H. ...
Justin J. ...
Commissioners.