

ORIGINAL

Decision No. 35460

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
of  
GEORGETOWN DIVIDE WATER CO. LTD.,  
for Order Authorizing the Mort-  
gage of a Part of its Property  
Necessary or Useful in the Perform-  
ance of its Duties to the Public.

Application No. 25034

BY THE COMMISSION:

O P I N I O N

In this proceeding, Georgetown Divide Water Co. Ltd. asks permission to issue, for the purpose of paying indebtedness, a 6% installment note for the principal sum of \$10,000 and execute a mortgage to secure the payment of the note. A copy of the company's proposed note and mortgage are on file in this proceeding as Exhibit B.

Georgetown Divide Water Co. Ltd. is engaged in the business of selling water on the Georgetown Divide, El Dorado County, California. For 1941, it reports operating revenues of \$18,212.29 and operating expenses of \$16,337.99. Its net operating revenues amounted to \$1,874.30.

The company has outstanding notes in the face amount of \$10,000. Such notes bear interest at the rate of 7% per annum and are payable to S. Rosenberry. For the purpose of providing itself with funds to pay said notes, applicant asks permission to issue its note for the sum of \$10,000 to the

Placer County Bank. The new note will bear interest at the rate of 6% per annum, payable semi-annually. The principal of the note is payable in installments of \$1,000 per annum, beginning in the year 1943. The payment of the note will be secured by a mortgage which will be a lien on the following property:

"Masonry dam at the outlet of Loon Lake, also secondary earth dam at Bixby Lake, together with all permits, flowage rights, water rights, appertaining to Loon Lake, Bixby and Pleasant Lake Reservoir, also the right to release water into and flow in Gerle Creek from Loon Lake Dam outlet to the diversion dam of said utility from Gerle Creek into its main canal located approximately two miles above the junction of Little South Fork of the Rubicon and Gerle Creek.

"Together with all and singular the tenements, hereditaments, and appurtenances therunto belonging, and the rents, issues, and profits thereof."

The refunding of the notes will result in a reduction of the annual interest charge from 7% to 6% and extend the time of paying the indebtedness.

O R D E R

The Commission having considered the request of Georgetown Divide Water Co. Ltd. for permission to issue a \$10,000 note and execute a mortgage, and it being of the opinion that this is not a matter on which a hearing is necessary; that the money, property or labor to be procured or paid for by the issue of the note herein authorized is reasonably required by Georgetown Divide Water Co. Ltd. for the purpose of paying indebtedness, and that this application should be granted subject to the provisions of this order, therefore,

IT IS HEREBY ORDERED as follows:

1. Georgetown Divide Water Co. Ltd. may, after the

effective date hereof and on or before October 1, 1942, issue its note for the principal sum of not exceeding \$10,000 and execute a mortgage to secure the payment of said note, said note and said mortgage to be in substantially the same form as the note and mortgage filed in this proceeding as Exhibit B.

2. Georgetown Divide Water Co. Ltd. shall use the proceeds realized through the issue of said \$10,000 note to pay the notes, of the aggregate face value of \$10,000, in favor of S. Rosenberry, set forth in Exhibit A on file in this proceeding.

3. The authority herein granted to execute a mortgage 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 mortgage as to such other legal requirements to which said mortgage may be subject.

4. The authority herein granted will become effective when Georgetown Divide Water Co. Ltd. has paid the minimum fee prescribed by Section 57 of the Public Utilities Act, which minimum fee is Twenty-five (\$25.00) Dollars.

5. Within thirty (30) days after the issue of the note herein authorized, Georgetown Divide Water Co. Ltd. shall file with the Railroad Commission a statement showing the purposes for which it expended the proceeds realized through the issue of said note, and shall also file with the Commission a true and correct copy of the note and the mortgage executed under the authority herein granted.

Dated at San Francisco, California, this 9th day of June, 1942.

Justin J. Cameron  
Ray & Casey  
H. Baker

[Signature]  
Commissioners

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RAILROAD COMMISSION  
STATE OF CALIFORNIA  
PAID  
JUN 11 1942  
25034  
BY [Signature]  
SECRETARY