Decision No. 38401

4.1.1

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of

SAN JOSE WATER WORKS, a corporation,

for an order authorizing it to issue bonds and to mortgage its properties.

Application No. 26944

ORIGINAL

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

By Decision No. 38247, dated September 25, 1945, in the above entitled matter, the Railroad Commission authorized San Jose Water Works, among other things, to execute a supplemental mortgage of chattels and trust indenture in, or substantially in, the same form as that filed in this application as Exhibit No. 1.

In a supplemental petition filed on November 6, 1945, the company advises the Commission that it is necessary for it to correct the descriptions of some parcels of real estate and to make certain other changes in the supplemental mortgage of chattels and trust indenture. Accordingly, it has filed with the supplemental petition a revised form of its supplemental mortgage of chattels and trust indenture (Exhibit No. 1-A) and has requested an amending order authorizing its execution.

The Commission has considered this matter and is of the opinion that a further hearing is not necessary, that the



revised indenture as filed is in satisfactory form and that the request of the company should be granted, therefore,

IT IS HEREBY ORDERED that the order in Decision No. 38247, dated September 25, 1945, be, and it hereby is, amended so as to permit San Jose Water Works to execute, on or before November 15, 1945, a supplemental mortgage of chattels and trust indenture in, or substantially in, the same form as that filed in this proceeding on November 6, 1945, as Exhibit No. 1-A, in lieu of the form originally filed in this proceeding as Exhibit No. 1.

IT IS HEREBY FURTHER ORDERED that the authority herein granted is effective upon the date hereof.

IT IS HEREBY FURTHER ORDERED that the order in Decision No. 38247, dated September 25, 1945, shall remain in full force and effect, except as modified by this First Supplemental Order.

Dated at San Francisco, California, this 19

of November, 1945.