

LEM

Decision No. 19902.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
OSCAR SCHNEIDER, WALTER SCHNEIDER
and FRANK SCHNEIDER, doing business
under the firm name and style of
Schneider Bros., for an order author-
izing them to issue notes and deed
of trust on certain of their property.)

ORIGINAL

Application No. 14747

Sanborn & Roehl and DeLancey C. Smith,
for applicants.

BY THE COMMISSION:

O P I N I O N

In this proceeding the Railroad Commission is asked to make its order authorizing Oscar Schneider, Walter Schneider and Frank Schneider, co-partners doing business under the firm name and style of Schneider Bros., to execute a deed of trust and to issue promissory notes in the principal amount of \$14,000.00.

The petition shows that applicants are engaged in the business of operating ^{auto} truck lines for the transportation of property, for compensation, between Sacramento and Auburn, and intermediate points, between Sacramento and Wheatland, and intermediate points, and between Lincoln and Wheatland and intermediate points. They report for the first three months of 1928, operating revenues of \$11,660.56, operating expenses, interest and miscellaneous charges of \$11,022.84, and net profits of \$637.72.

Their assets and liabilities as of March 31, 1928 are set forth in Exhibit "C" as follows:-

ASSETS:

Plant and equipment ,	\$83,419.85
Cash	866.81
Accounts receivable	2,919.38
Securities of other companies	4,000.00
Prepayments	876.62
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Total assets	<u>\$92,082.66</u>

LIABILITIES:

Notes payable	\$15,100.00
Accrued liabilities	625.98
Accounts payable	5,736.19
Reserve for depreciation	55,838.85
Proprietor's account	14,781.64
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Total liabilities	<u>\$92,082.66</u>

The \$15,100.00 of notes include \$1,100.00 due California National Bank, payable in monthly instalments, \$6,000.00 due The Peoples Bank of Sacramento, which was payable on November 24, 1927, (one year after date,) with interest at seven percent., and \$8,000.00 due United Security Bank & Trust Company ninety days after date (April 3, 1928) with interest at seven percent. The \$6,000.00 note is secured by a deed of trust on certain real property located in the Town of North Sacramento.

Applicants now desire and ask for an order authorizing them to issue new notes for \$6,000.00 and \$8,000.00 and a deed of trust securing the payment of the \$6,000.00 note. They report that the present notes were issued in connection with the acquisition of their property, or for the construction, completion, extension or improvement of their facilities or for the improvement or maintenance of their service or for the discharge or refunding of their obligations. Copies of the notes and deed of trust have been filed with the application.

O R D E R

Application having been made to the Railroad Commission for authority to issue notes and execute a deed of trust and the Railroad Commission being of the opinion that this is a matter in which a public hearing is not necessary and that the money, property or labor to be procured or paid for through the issue of the notes is reasonably required by applicants,

IT IS HEREBY ORDERED that Oscar F. Schneider, Walter Schneider and Frank Schneider, co-partners doing business under the firm name and style of Schneider Bros., be, and they hereby are, authorized to execute a deed of trust substantially in the same form as that filed with the petition herein as Exhibit "F", and to issue a note secured thereby in the principal amount of \$6,000., payable on or before one year after date of issue with interest at not exceeding seven percent per annum, and also to issue their unsecured note, or notes, for an aggregate sum of \$8,000.00, payable ninety days after date of issue, with interest at not exceeding seven percent per annum in renewal of the notes for like amounts now outstanding.

The authority herein granted is subject to the following conditions;-

1. The authority herein granted to execute a deed of trust is for the purpose of this proceeding only, and is granted only insofar as this Commission has jurisdiction under the terms of the Auto Stage and Truck Transportation Act and is not intended as an approval of said deed of trust as to such other legal requirements to which said deed of trust may be subject.

2. Applicants shall keep such record of the issue of the notes herein authorized as will enable them to file, within thirty days after such issue, a verified report, as required by the Rail-

