

1451

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application	:	
of MARIN COUNTY ELECTRIC RAILWAYS	:	
for a certificate of public con-	:	
venience and necessity for the	:	Application No. 947.
construction and operation of a	:	
street railway system in Mill Val-	:	
ley, and for authority to issue	:	
stocks and bonds.	:	

LOVELAND, Commissioner.

SECOND SUPPLEMENTAL ORDER

This Commission having issued its Order in the above entitled matter on March 26, 1914, and having provided therein that Marin County Electric Railways should be given authority to issue \$67,000.00 of stock; and said Order having provided, among other conditions, that said stock should be sold only after the applicant, Marin County Electric Railways, should have received the approval of this Commission of a Prospectus which should set forth the salient facts pertaining to the organization and finances of said Marin County Electric Railways; and it having been provided, further, that said \$67,000.00 of stock should be sold only to persons who may have previously been furnished with a copy of said Prospectus; and a Prospectus having been prepared in accordance with such conditions, heretofore mentioned; and a copy of said Prospectus being attached to the Order herein as Exhibit "A":

IT IS HEREBY ORDERED: That the same be and it is hereby approved by this Commission as a Prospectus filed in accordance with the Order of this Commission in the above entitled matter.

IT IS FURTHER ORDERED: That a copy of this Commission's Opinion and Order of March 26, 1914 in the above entitled matter

be made a part of said Prospectus.

IT IS FURTHER ORDERED: That Section No. (5) of this Commission's Order of March 26, 1914 in the above entitled matter, as follows:

"Said stock shall be sold only to persons who shall have previously been furnished with a copy of said Prospectus".

shall be construed to include as a part of said Prospectus a copy of this Commission's Opinion and Order issued on March 26, 1914 in the above entitled application.

The foregoing Second Supplemental Order is hereby approved and ordered filed as the Second Supplemental Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 22nd day of April, 1914.

John M. Cushman
H. L. Ireland
Alex. Gordon
Edwin O. Edgerton

Commissioners.

EXHIBIT "A"

MARIN COUNTY ELECTRIC RAILWAYS.

MILL VALLEY, CALIFORNIA.

OFFICERS:

President Brewster F. Ames
Vice President A. Harper
Secretary Fred A. Kummerlander
Gen. Mgr. & Engineer W. Wesley Hicks

DIRECTORS:

Brewster F. Ames
A. Harper
W. Wesley Hicks

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DEPOSITORY:

Bank of Mill Valley

OFFICES:

320 Market Street, San Francisco;
_____, Mill Valley.

TELEPHONES:

Sutter 4128. - San Francisco
_____ - Mill Valley

ORGANIZATION:

This company is incorporated under the laws of the State of California, and is organized to build and operate electric railways in Mill Valley and Sausalito, Marin County.

FRANCHISE:

The company owns a fifty year franchise over streets of Mill Valley.

CAPITALIZATION:

The capital stock of the company consists of one thousand shares with a par value of \$100.00 each, or a total capital stock of \$100,000.00.

CONSTRUCTION:

The construction will consist of an overhead trolley system in Mill Valley, 60# rails, iron poles in the center of town and wood poles on the balance of the line. The space between the tracks and two feet each side will be macadamized and oiled.

COST OF CONSTRUCTION:

The street car system will cost \$65,314.95 complete and ready for operation, including rolling stock.

FINANCING AND CONSTRUCTION:

Construction will be financed by the sale of stock which will be sold at par value to comply with the Order of the Railroad Commission.

EQUIPMENT:

The equipment, cost of which is included under cost of construction above, will consist of two light, pay-as-you-enter, up to date cars equipped for one man operation.

ROUTE:

One branch of the railway will commence at Cascade Reservation, run along Cascade Drive to Throckmorton Avenue, and along Throckmorton Avenue to the depot of the Northwestern Pacific Railroad Company in the center of town.

A second branch will connect with the first at the same depot, run along Throckmorton, Buena Vista, across town park, through Boyle Park, along Walnut, Locust, and Sycamore Avenues and the County Road to the depot of the Northwestern Pacific Company at the Tamalpais Union High School.

On week days one car will meet all trains of the Northwestern Pacific Company at the main depot and carry passengers out Throckmorton Avenue. The other car will meet all trains at

the High School depot and carry passengers into Tamalpais Park, etc.

On Sundays and holidays cars will operate on the same schedule, but the High School car will also run through to the Cascades.

FARES:

All single fares in town limits will be Five Cents, except that school children going to Grammar School or to High School from any part of town will be charged half fare.

EXTRACTS FROM THE ORDER OF THE RAILROAD COMMISSION:

"I believe it is well here to reiterate the position previously taken by this Commission on matters of this kind. When a community desires that a certain utility or branch of a utility be constructed and is willing to incur the financial responsibility, and such responsibility is assumed with full knowledge that such benefits as may accrue must come from other sources than through returns upon the stock of such an enterprise, this Commission will be slow to interpose its objection". * * *

(The benefits from other sources, referred to by the Commission, are possible increased values in realty and general convenience.)

"Purchasers of this stock must share, not only in the hope of reward, but in the responsibility for losses as well. Because of the nature of this enterprise, no investor should be encouraged to purchase stock until he has been placed in possession of full information bearing upon the enterprise. The Order in this case will provide, therefore, that the applicant must submit to this Commission for its approval a prospectus for the benefit of prospective purchasers of stock. I shall recommend, also, that the authorization in this matter be surrounded by additional conditions as may seem necessary". * * *

"IT IS HEREBY ORDERED: That Marin County Electric Railways be granted authority, and it is hereby granted authority, to issue 670 shares of its capital stock of the par value of \$100.00 per share, said stock to be issued upon the following conditions and not otherwise:-

(1) Said stock shall be sold so as to net applicant the par value thereof.

(2) Said stock shall be sold only to bona fide residents of Mill Valley or to property owners in Mill Valley". * * *

"Marin County Electric Railways shall enter upon the construction of its street railway herein projected only after it shall have collected from stock subscriptions the sum of \$35,000.00 and shall have received a supplemental order from this Commission authorizing it to begin such construction work." * * *

"All moneys obtained from the sale of stock shall be deposited by Marin County Electric Railways in a bank or banks in

Marin county as trust funds, on the express condition that if a total sum of \$35,000.00 shall not be so deposited within six months from the date of this order, or such further time as the Railroad Commission may grant, said moneys shall be repaid to persons who paid them, either in toto or diminished by the ratable proportion of such expenditures as the Railroad Commission, in the meantime, may have authorized."

"Marin County Electric Railways shall keep separate, true and accurate accounts showing the receipt and deposit of all funds secured in payment for or on subscriptions to the stock hereby authorized to be issued and on or before the 25th day of each month the company shall make verified reports to the Railroad Commission showing the receipt and deposit of all such moneys, the stock issued during the preceding month and the terms and conditions of the issue, all in accordance with the Commission's General Order No. 24, which Order, in so far as applicable, is made a part of this Order." * * *

TRAFFIC AND REVENUE ESTIMATE OF THE COMPANY:

These estimates were compiled by the company and have not been approved by the Railroad Commission.

Annual revenue\$20,166.25

ESTIMATE ANNUAL OPERATING AND GENERAL EXPENSES\$13,217.20

COST OF CONSTRUCTION:

2.78 MILES RAILWAY IN MILL VALLEY

Cost of Construction\$45,243.75
Law expenses, for ser-
vices rendered\$ 500.00
Estimated law expense
during construction 214.00 714.00
Taxes 140.00
Cars (2) pay-as-you-enter
type, equipped for one man
operation 10,000.00
Miscellaneous 3,300.00

PRELIMINARY EXPENSES:

Promotion, W. Wesley
Hicks, to be paid in
stock\$3,000.00
Cash, to W. Wesley Hicks
for expenditures made
for the benefit of the
company previous to in-
corporation 2,500.00
State incorporating fee,
cost of franchise, print-
ing stock certificates,
etc. 417.20 5,917.20
Total cost of road \$65,314.95