

ORIGINAL

LG

Decision No. _____

Decision No. 2832

BEFORE THE RAILROAD COMMISSION OF THE
STATE OF CALIFORNIA.

---0---

In the matter of the Application of)
INDUSTRIAL TERMINAL RAILWAY COMPANY) Application
for an order authorizing the issu-) No. 1803.
ance of stock.)

---0---

Gurney E. Newlin for Applicant
Albert Lee Stephens for City of Los Angeles.

BY THE COMMISSION.

O P I N I O N

This is an application of INDUSTRIAL TERMINAL RAILWAY COMPANY of Los Angeles for authority to issue \$5,500 of capital stock to pay for organization expenses and rights of way.

Applicant was organized June 4, 1915, for the purpose of constructing a railroad two miles in length in the city of Los Angeles along the following described route:

"Commencing at a point in the easterly line of Alameda Street in the City of Los Angeles, north of Aliso Street; thence east and north to Alhambra Avenue, at or near its intersection with the easterly bank of the Los Angeles River, together with such other and further appendages, adjuncts, and terminal facilities to the hereinbefore described lines of railroad, including sidings, turn-outs, industrial spurs, spur tracks and connections, as the Board of Directors of said corporation may from time to time direct."

The Company's Articles of Incorporation are general and empower the corporation to construct, maintain and operate railroads, power plants, steamships, wharves, docks, warehouses, etc. The incorporators and subscribers to its capital stock are as follows:

<u>INCORPORATORS</u>	<u>ADDRESS</u>	<u>SUBSCRIPTION</u>
L.E. Hanchett	San Francisco	\$ 5,100
E.W. Taylor	Oakland	100
L. Smith	San Francisco	100
E.B. Carroll	Los Angeles	100
Gurney E. Newlin	Los Angeles	100

Applicant has an authorized capitalization of \$50,000.00 divided into 500 shares of the par value of \$100.

each. To date only enough stock has been subscribed to qualify directors and to comply with the provisions of the Civil Code, relating to the incorporation of railroad companies. The cost of securing rights of way will be greatly in excess of the amount secured from the sale of stock herein applied for and the purpose of the present application is merely to provide for the issuance of sufficient stock in order that the company's incorporation may be perfected. Applicant desires to issue this stock at par and states that \$5,500 in cash has been paid to the treasurer therefor.

At the present time applicant reports that it has no indebtedness and that it has made no contracts for rights of way. Witness for applicant stated however, that portions of the right of way have been secured and are ready to be turned over to the corporation at a later date.

At the first hearing of this application, the City of Los Angeles, through its attorney, appeared and asked that

the final determination of this application be postponed until it had been given an opportunity to become more fully advised as to applicant's plans. Acting on this request, the hearing was postponed until a later date.

At the second hearing, the City of Los Angeles was not represented, but this Commission has since been advised that all opposition to the granting of this application has been withdrawn.

After consideration of the evidence submitted by the applicant, it appears that this application should be granted, subject, however, to the terms of the following order:

O R D E R.

INDUSTRIAL TERMINAL RAILWAY COMPANY having applied to this Commission for authority to issue stock, as hereinbefore set forth, and a public hearing having been held,

And it appearing to this Commission that applicant's request is reasonable and should be granted and that the purposes for which it is proposed to issue said stock are not reasonably chargeable to operating expenses or to income,

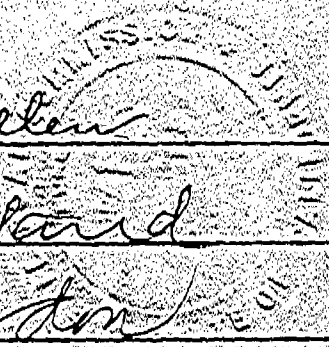
IT IS HEREBY ORDERED that Industrial Terminal Railway Company be, and it is hereby, authorized to issue fifty-five (55) shares of its capital stock; five shares to be used for the purpose of defraying organization expenses and the remaining 50 shares to be used in acquiring rights of way for its railroad in the City of Los Angeles.

The authority herein granted is granted subject to

the following conditions, and not otherwise:

- (1) - The stock herein authorized to be issued shall be issued so as to net applicant not less than its par value of \$100.00 per share.
- (2) - Within thirty days after the issuance of any of the stock herein authorized, applicant shall make report of such issue to this Commission.
- (3) - The authority herein granted shall apply only to such stock as shall have been issued on or before April 1, 1916.

Dated at San Francisco, California, this 22nd
day of October, 1915.


Max Shelton
W. D. Overland
W. G. Gordon

Commissioners.