

Decision No. 21633

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
MRS. GRACE DASSEL,)
also known as A. Grace Dassel, for an)
order authorizing her to borrow money)
and give a deed of trust to secure) Application No. 21633
same.)

Harold Holden, for applicant.

BY THE COMMISSION:

OPINION AND ORDER

Mrs. Grace Dassel, doing business under the firm name and style of Morgan Hill Telephone Company, has applied to the Railroad Commission for an order authorizing the execution of a deed of trust and a 6% note in the principal amount of \$5,450.00 payable in monthly installments of \$60.51, commencing January 15, 1938 and continuing until December 15, 1947, when the entire balance then unpaid shall be due and payable.

It appears that applicant has found it necessary and desirable to move the office of the telephone company and accordingly has acquired certain real property, described as lots 8, 9 and 10 of Block 81 of the Town of Morgan Hill, and has made arrangements to erect thereon a six room house which will be used for living quarters, as well as for the offices of the telephone business. The estimated cost of the structure is \$5,450.00.

The Commission has considered the request of applicant to execute a deed of trust and a note to provide the estimated construction cost and is of the opinion that this is not a matter in which a public hearing is necessary, that the request should be granted, as herein provided, that the money, property or labor to be procured or paid for through the issue of the note is reasonably required for the purpose specified herein, and that the expenditures for such purpose are not,

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in whole or in part, reasonably chargeable to operating expenses or to income, and therefore,

IT IS HEREBY ORDERED that Mrs. Grace Dassel be, and she is hereby, authorized to execute a deed of trust in, or substantially in, the same form as that attached to the application herein and to issue a 6% promissory note in the principal amount of \$5,450.00, payable as indicated herein, for the purpose of paying the cost of constructing the building referred to herein, provided-

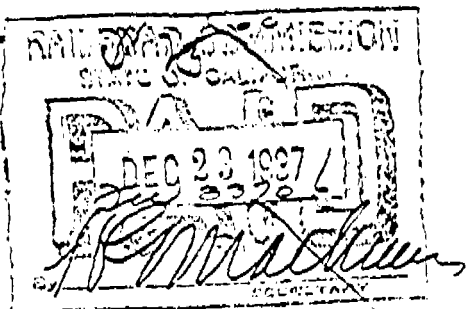
1. That the authority herein granted to execute a deed of trust is for the purpose of this proceeding only, and is granted only insofar as this Commission has jurisdiction under the terms of the Public Utilities Act and is not intended as an approval of said deed of trust as to such other legal requirements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

2. That applicant shall file with the Commission a copy of the note issued under the authority herein granted within thirty (30) days after such issue; and

3. That the authority herein given is not to be construed as binding the Commission in the future in fixing rates or in other proceedings, to consider the cost of the building financed through the issue of the aforesaid note.

4. That the authority herein granted shall become effective when applicant has paid the minimum fee prescribed by Section 57 of the Public Utilities Act, which fee is Twenty-five(\$25.00) Dollars.

DATED at San Francisco, California, this 20th day of December, 1937.



[Signature]
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Commissioners.