

Decision No. 24043

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
MARKET STREET RAILWAY COMPANY,
a corporation,

for an order authorizing the purchase
of thirty 37-passenger Yellow Coaches and
extra equipment pertaining thereto, and
the execution of a conditional sales con-
tract or contracts in connection there-
with.

ORIGINAL

Application No. 24043

BY THE COMMISSION:

OPINION AND ORDER

This is an application by Market Street Railway Company for permission to enter into and execute a conditional sale contract, or contracts, with Yellow Truck and Coach Manufacturing Company in substantially the form of the contract filed in this proceeding as Exhibit "D."

The proposed conditional sale contract, or contracts, will cover the purchase at the cost of about \$363,142.20, of thirty, 37-passenger, transit type coaches and extra equipment. The proposed form of contract provides for the payment of \$4,322.41 on or about thirty days following the delivery of said equipment, and the payment in each and every month thereafter of the sum of approximately \$4,323.13 until eighty-three such payments have been made, with interest at the rate of 3½% on deferred payments, payable monthly.

The company reports that the City and County of San Francisco has authorized it to abandon its existing rail service, over and along certain routes and streets, generally commencing at the intersection of Channel Street with Third Street, running thence along Third Street to San Bruno Avenue, thence along San Bruno Avenue from Third Street to Bayshore Boulevard and thence along Bayshore Boulevard to the county line, upon the substitution of motor coach service for such rail service. The discontinuance of the existing rail service and the substituting of the motor coach service therefor, was authorized by the Commission by Decision No. 33995, dated March 11, 1941, in Application No. 24025.

The company reports that the acquisition of additional motor coaches is necessary to enable it to furnish the service authorized, but that financially it is unable to make the acquisition without the execution of the conditional sale contract, or contracts, referred to in this application.

The Commission has considered the company's request and is of the opinion that this application is not a matter on which a public hearing is necessary, that the money, property or labor to be procured or paid for through the execution of said contract, or contracts, is reasonably required for the purpose specified herein, and that the expenditures for said purpose are not, in whole or in part, reasonably chargeable to operating expenses or to income, and that this application should be granted subject to the provisions of this order, therefore

IT IS HEREBY ORDERED that Market Street Railway Company be, and it is, hereby authorized to enter into and execute, after

the effective date hereof and on or before August 31, 1941, a conditional sale contract, or contracts, in or substantially in the same form as the contract filed in this proceeding and marked Exhibit "D" for the purpose of financing the cost of thirty transit type coaches and extra equipment, said contract, or contracts, to provide for the payment of not exceeding \$363,142.20, payable as indicated herein.

IT IS HEREBY FURTHER ORDERED that the authority herein granted will become effective when applicant has paid the fee prescribed by Section 57 of the Public Utilities Act, which fee is Three Hundred and Sixty four (\$364.00) Dollars.

IT IS HEREBY FURTHER ORDERED that within thirty (30) days after the execution of the conditional sale contract, or contracts, as herein authorized, Market Street Railway Company shall file a copy of each contract with the Railroad Commission.

Dated at San Francisco, California, this 25th day of March, 1941.

[Signature]
[Signature]
Justus F. Calver
Francis C. Hawkins
Commissioners

\$ 364.00
RAILROAD COMMISSION
STATE OF CALIFORNIA
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[Signature]
SECRETARY