

ORIGINAL

Decision No. 35744

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

IN THE MATTER OF THE APPLICATION
OF
LOS ANGELES WAREHOUSE COMPANY, a
corporation, for permission to
renew loan.

Application No. 15957
SECOND SUPPLEMENTAL
APPLICATION

BY THE COMMISSION:

SECOND SUPPLEMENTAL ORDER

Under the authority granted by Decision No. 21603, dated September 25, 1929, Los Angeles Warehouse Company issued to Pacific Mutual Life Insurance Company its note for the principal sum of \$287,000. As of July 3, 1942, there was due on this note, a balance of \$185,500.

Applicant asks permission to issue to Pacific Mutual Life Insurance Company its note for the sum of \$185,500 in payment of the balance due on the note issued in 1929. The new note will bear interest at the rate of $4\frac{1}{2}\%$ per annum, payable quarterly, the first interest payment being due on October 3, 1942. The principal of the note is payable as follows: \$2,500 on October 3, 1942, and \$2,500 quarterly thereafter to

and including April 3, 1947, and the balance of principal then unpaid is due on July 3, 1947. Applicant reserves the privilege to pay on account of principal on any principal and interest payment date an additional \$1,000 or any multiple thereof, but not to exceed \$25,000 in any one loan year, without notice or bonus (not cumulative) and the further privilege to pay on account of principal on any principal and interest payment date, an additional \$1,000 or any multiple thereof, upon payment of a sum equal to 1% of the amount of principal so paid, as a bonus.

Applicant further asks permission to execute a deed of trust to secure the payment of the note. A copy of applicant's proposed note and a copy of its proposed deed of trust are on file in this proceeding as Exhibit "A."

The Commission has considered applicant's request and is of the opinion that this is not a matter on which a hearing is necessary; that the money, property or labor to be procured or paid for through the issue of the note herein authorized is reasonably required by Los Angeles Warehouse Company for the purpose herein stated; 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 Second Supplemental Order, therefore,

IT IS HEREBY ORDERED as follows:

1. Los Angeles Warehouse Company may, on or before November 1, 1942, issue to Pacific Mutual Life Insurance Company its promissory note for the principal sum of not exceeding

\$185,500 for the purpose of paying the balance due on the note referred to herein, said note to be in substantially the same form as the note filed in this proceeding as Exhibit "A."

2. Pacific Mutual Life Insurance Company may, on or before November 1, 1942, execute a deed of trust to secure the payment of said note, said deed of trust to be in substantially the same form as the deed of trust filed in this proceeding as Exhibit "A," provided, 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 said deed of trust may be subject.

3. Within thirty (30) days after the issue of the note herein authorized, Pacific Mutual Life Insurance Company shall file with the Railroad Commission a true copy of said note and a true copy of the deed of trust executed under the authority herein granted, together with a statement showing the purpose for which it issued said note.

4. The authority herein granted will become effective upon the date hereof.

Dated at San Francisco, California, this 1st day of September, 1942.

Justice J. Casner

Francis K. Havens

Commissioners