

ORIGINAL

Decision No. 35848

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of M. C. Yahne, Inc., a corporation
for authority to execute Promissory
Note and Deed of Trust.

Application No. 25272

BY THE COMMISSION:

O P I N I O N

M. C. Yahne, Inc., doing business as Inland Stages, asks permission to issue a promissory note in the sum of \$12,500 and execute a deed of trust to secure the payment of said note, all for the purpose of acquiring the land and building comprising garage property situate on Lots 27 and 28 in the Mills Tract in the City of Los Angeles. The garage is constructed of brick and concrete and consists of about 12,000 square feet of floor space.

The purchase price of the property is \$15,000. Of this sum, applicant will pay \$2,500 in cash and execute for the balance its promissory note for \$12,500, secured by a deed of trust on the property. The note and the interest thereon at the rate of 5% per annum, are payable in monthly installments of \$175, beginning on November 1, 1942. A copy of

applicant's proposed note and deed of trust were filed with the Commission on October 5, 1942.

Applicant has heretofore rented garage property in the City of Los Angeles for the maintenance and repair of equipment operated to and from that point. Its lease has expired. The monthly payments on the proposed note are less than the monthly rent heretofore paid for its Los Angeles garage property.

Applicant is engaged in the business of a passenger stage corporation and operates passenger stages between Los Angeles and Reno, between Los Angeles and San Diego, and between San Bernardino and Elsinore. For 1941, applicant reports operating revenues of \$222,471.53 and a net income of \$21,895.43, while for the seven months ending July 31, 1942, applicant reports operating revenues of \$290,354.53 and a net income of \$29,118.97.

O R D E R

The Commission having considered the request of M. C. Yahne, Inc. for permission to execute a \$12,500 promissory note and a deed of trust and it being of the opinion that this is not a matter on which a hearing is necessary; that the money obtained by said M. C. Yahne, Inc. through the execution of said promissory note and deed of trust is reasonably required by said M. C. Yahne, Inc. for the purpose of acquiring garage property; 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 M. C. Yahne, Inc. be, and it is hereby, authorized to issue a 5% installment note in the amount of not exceeding \$12,500 and to execute a deed of trust to secure the payment of said note, said note and said deed of trust to be in or substantially in the same form as the note and deed of trust filed in this proceeding on October 5, 1942.

IT IS HEREBY FURTHER ORDERED that M. C. Yahne, Inc. shall use the proceeds realized through the issue of said note to pay, in part, the cost of the garage property to which reference is made in the Opinion preceding this Order.

IT IS HEREBY FURTHER ORDERED that the authority herein granted will become effective when M. C. Yahne, Inc. has paid the minimum fee prescribed by Section 57 of the Public Utilities Act, which minimum fee is Twenty five (25.00) Dollars.

IT IS HEREBY FURTHER ORDERED 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.

IT IS HEREBY FURTHER ORDERED that within thirty (30) days after the issue of said note, M. C. Yahne, Inc. shall file with the Railroad Commission a statement showing the proceeds realized through the issue of said note, the purpose for which

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HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY

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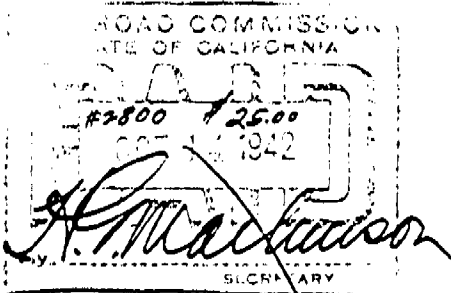
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IT IS HEREBY FURTHER ORDERED that within thirty (30) days after the issue of said note, M. C. Yahne, Inc. shall file with the Railroad Commission a statement showing the proceeds realized through the issue of said note, the purpose for which

said proceeds were expended, and advise the Commission whether the note and deed of trust executed are in all particulars the same as the note and deed of trust filed with the Commission on October 5, 1942. If the note and deed of trust executed differ in any particular from said note and deed of trust filed on October 5, 1942, applicant shall file a copy of said note and deed of trust.

Dated at San Francisco, California, this 13th day of October, 1942.



Justus P. Coe

[Signature]
Francis S. Haven

[Signature]
Commissioners.