

ORIGINAL

Decision No. 36148

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of SAN BERNARDINO VALLEY TRANSIT COMPANY, substituted for Richard J. Glascock, B. T. McKissock, J. B. Shepardson, Jesse W. Curtis, Jr., and William Guthrie, for a Certificate to operate a common carrier omnibus service between Colton and San Bernardino, California.

Application No. 24432

SUPPLEMENTAL APPLICATION OF SAN BERNARDINO VALLEY TRANSIT COMPANY, A CORPORATION.

BY THE COMMISSION:

SEVENTH SUPPLEMENTAL ORDER

San Bernardino Valley Transit Company, a corporation, in its Eleventh Supplemental Petition filed in the above entitled matter on January 22, 1943, reports that because of increased business it has become necessary for applicant to acquire two additional motor coaches. These were acquired on January 11, 1943 from Crown Body and Coach Corporation and are described as new model 29-B, 27-passenger Ford Transit Buses, Motor No. 99T559670, Serial No. 559670, and Motor No. 99T559671, Serial No. 559671. The total cost of the two motor coaches is reported at \$12,433.48. To pay for the two motor coaches, applicant used \$3,433.48 of its

funds and executed a conditional sale contract wherein it agreed to pay the balance of \$9,000 on February 15, 1943.

For the purpose of refunding the \$9,000, applicant asks permission to issue to Herman C. Lynn its 4% installment note for the sum of \$10,080 which includes said \$9,000 and \$1,080 of interest on the unpaid balances at the rate of 4% per annum. The note is payable in thirty-six equal <sup>monthly</sup> ~~annual~~ installments of ~~\$280~~ <sup>\$280<sup>00</sup></sup> each, beginning March 15, 1943. The payment of the note will be secured by a chattel mortgage which will be a lien on the said buses.

A copy of the proposed note and a copy of the proposed chattel mortgage are filed 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 by the issue of a \$10,080 note is reasonably required by San Bernardino Valley Transit Company for the purposes herein stated; that the expenditures for said purposes are not, in whole or in part, reasonably chargeable to operating expenses or to income, and that this Eleventh Supplemental Petition should be granted subject to the provisions of this Seventh Supplemental Order, therefore

IT IS HEREBY ORDERED as follows:

1. San Bernardino Valley Transit Company may, after the effective date hereof and on or before March 1, 1943, issue its promissory note for the sum of not more than \$10,080 and secure the payment of said note by the execution

of a chattel mortgage, said note and said chattel mortgage to be in the same form as the note and chattel mortgage filed in this proceeding as Exhibit "A," provided that the authority herein granted to execute a chattel mortgage 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 chattel mortgage as to such other legal requirements to which said chattel mortgage may be subject.

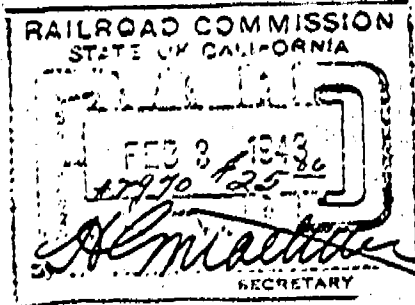
2. \$9,000 of the proceeds realized through the issue of said note shall be used by San Bernardino Valley Transit Company to pay the amount due under the conditional sale contract executed in payment for said two motor coaches. The remainder shall be used to reimburse applicant's treasury because of earnings expended for the acquisition of properties.

3. The authority herein granted will become effective when San Bernardino Valley Transit Company has paid the minimum fee prescribed by Section 57 of the Public Utilities Act which minimum fee is Twenty-five (\$25.00) Dollars.

4. San Bernardino Valley Transit Company shall file with the Railroad Commission a report or reports as required by the Commission's General Order No. 24-A, which order insofar as applicable is made a part of this Seventh Supplemental Order, and shall also file with the Railroad Commission a true and correct copy of the note and of the chattel mortgage executed under the authority herein

granted.

Dated at San Francisco, California, this 2<sup>nd</sup> day  
of February, 1943.



Francis A. Hasenue  
H. M. M.  
Justus J. Casper  
Richard H. ...  
...  
 Commissioners.