

APSC FORM NO. 11
TRANSFER OR LEASE

DOCKET NO. _____
(Do not fill in)

APPLICATION UNDER ALABAMA MOTOR CARRIER ACT OF 1939 FOR APPROVAL OF TRANSFER OR LEASE OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OR PERMIT:

GENERAL INSTRUCTIONS



1. This application should be typed or neatly printed and the original and one copy returned to: **Filed**
ALABAMA PUBLIC SERVICE COMMISSION
P O BOX 304260 MONTGOMERY, AL 36130
2. If this is application for approval of transfer of certificate or permit, attach to the application remittance in the amount of \$ 25.00, or if this is application for approval of lease of certificate or permit of more than six months attach, to the application, remittance in the amount of \$ 10.00, in payment of application fee by law. Remittance should be made payable to the ALABAMA SERVICE COMMISSION. (No fee required to accompany an application for approval of lease when said lease is for a period of not less than six months.)
3. **Transferee** is the operator to whom the authority is to be transferred. **Transferor** is the operator from whom the authority is to be transferred. **Lessee** is the operator to whom the authority is to be leased. **Lessor** is the operator from whom the authority is being leased.
4. Copy of BILL OF SALE OR LEASE AGREEMENT MUST accompany application.

If incorporated, attach a copy of articles of incorporation or corporate charter of transferee or lessee.

IMPORTANT: At the time of the filing of this application, transferee of lessee must submit and attach hereto a proposed tariff if applicable, and a letter from an insurance agent to the effect that if the transfer herein proposed is approved by the Commission, they will write, upon payment of premiums, such insurance as is required by law and rules and regulations of this Commission.

TO THE ALABAMA PUBLIC SERVICE COMMISSION, MONTGOMERY, ALABAMA, 36130

APPLICANTS STATE:

Creal Trucking, L.L.C.

I. That this is an application of Creal Trucking, LLC

(Full and correct name of TRANSFEREE OR LESSEE)

Corporation

(State whether CORPORATION PARTNERSHIP, ASSOCIATE, OR INDIVIDUAL)

DOING BUSINESS AS Creal Trucking

Business Address 12931 Shady Dr
(Street Address)

Grand Bay
City

AL
State

36541
Zip



Edna Creal dba Creal Trucking

AND Edna B Creal
(Full and correct name of TRANSFEROR OR LESSOR)

DBA
(State whether CORPORATION, PARTNERSHIP, ASSOCIATE, OR INDIVIDUAL)

Doing business as Creal Trucking

Business Address 12931 Shady Dr
(Street Address)

Grand Bay AL 36541
City State Zip

(1) For approval of TRANSFER OF CERT. NO. f3699 OR PERMIT NO. 1521336

(2) For approval of LEASE OF CERT. NO. _____ OR PERMIT NO. _____

(If proposed transfer or lease involves only a PORTION of Transferor's or Lessor's authority, indicate below:

(3) N/A

II. (a) Are operations being presently conducted by transferor or lessor under the operating rights here proposed to be transferred or leased? Answer (Yes or No) yes. If answer is "No", explain below:

(b) Number of unsettled loss and damage claims filed by shippers and receivers of freight and on hand with transferor or lessor and aggregate amount of money claimed thereby:

Number - 0 - Amount \$ _____

Number of unsettled overcharge claims filed by shippers and receivers of freight and on hand with transferor or lessor and aggregate amount of money claimed hereby: Number - 0 - Amount \$ _____

III. That the consideration to be received by the transferor or lessor as a result of such transfer or lease is \$ - 0 - or other _____

Time of Payment _____ Method of Payment _____

IV. That the financial statement of transferee or lessee as of latest available date is as follows: (If a partnership, submit separate financial statements for each partner.)

ASSETS:	As of <u>5-15-12</u> (Latest Date)	<u>5-15-12</u> (Current Date)
Cash on hand and in bank.....		\$ 4000.00
Land and Buildings.....		-0-
Trucks (Value as of balance sheet date).....		55,000.00
Tractors.....		-0-
Trailers.....		-0-
Busses.....		-0-
Automobiles.....		-0-
Investments (Stock, bonds, other securities).....		-0-
Other assets (Describe).....		-0-
		TOTAL.....\$ 59,000.00

LIABILITIES:

Mortgages on land and buildings.....	\$ -0-
Balance owed on vehicles.....	-0-
Other liabilities (Describe).....	-0-
TOTAL.....\$ -0-	

NET WORTH..... 59,000.00

V. That said transferee or lessee has had the following experience to qualify for this operation:

In business since 1998

VI. That the person to whom correspondence with respect to this application should be addressed is as follows:

Edna B Creal
 (State full and correct name)
owner, Creal Trucking LLC
 (State title and name of company, if attorney, so state)
12931 Shady Dr Grand Bay, AL 36541
 (State business address of person to be addressed)
 Telephone No. 251-865-6894

Wherefore, applicants pray that the Alabama Public Service Commission enter an order approving and authorizing the transaction proposed.

Dated this 15 day of May, 2012.

Edna B Creal
(Signature of Transferee or Lesser)*

Edna B Creal
(Signature of Transferor or Lessor)*

OATH

State of Alabama
County of Montgomery

On the 15 day of May, 2012, before me came

Edna B Creal
(Transferee or Lessee)

and _____
(Transferor or Lessor)

to me known, who being by me duly sworn, stated that they executed the foregoing application as transferee and transferor, or lessee or lessor, or in behalf of said parties, and, if the latter, that they were authorized so to do; that the facts stated therein, as same pertain to each of said parties, respectfully, are true and correct to the best of their knowledge, information, and belief.

Barbara Heath
Notary Public

(SEAL)

My Commission expires Aug. 26, 2012.

*Original application should be signed in ink by applicants, if individual; by all partners, if partnership; and, if corporation, by officer or officers thereof, authorized to sign such application.

State of Alabama-Mobile County
I certify this instrument was filed on:
February 11, 2009 @ 11:58:50 AM
RECORDING FEE \$35.00
S.R. FEE \$2.00
RECORDING FEES \$1.00
TOTAL AMOUNT \$38.00

STATE OF ALABAMA
COUNTY OF MOBILE

2009008947
Don Davis, Judge of Probate

ARTICLES OF ORGANIZATION
OF
CREAL TRUCKING, L.L.C.

The undersigned, for the purpose of forming a limited liability company under Title 10, Chapter 12 of the Code of Alabama (1975), as amended (the "Alabama Limited Liability Company Act"), hereby file the following Articles of Organization with the Probate Judge of the County in which the initial registered office of the limited liability company will be located and affirm that the facts stated in these Articles of Organization are true and correct.

ARTICLE I
NAME OF COMPANY

The name of the limited liability company shall be CREAL TRUCKING, L.L.C., (the "Company").

ARTICLE II
DURATION

The period of duration of the Company shall be from the date of the filing of these Articles of Organization with the Office of the Probate Judge for Mobile County, Alabama and shall be perpetual, or until dissolution, as stated herein.

ARTICLE III
PURPOSE

The purposes for which the Company is organized are to engage in any lawful business or enterprise. Additionally, the Company shall have all the powers vested in a limited liability company organized and existing by virtue of the laws of the State of Alabama.

**ARTICLE IV
REGISTERED OFFICE AND AGENT FOR SERVICE OF PROCESS**

The location and mailing address of the initial registered office of the Company shall be:

12931 Shady Drive
Grand Bay, AL 36541

The initial registered agent(s) for service of process at the foregoing address shall be:

Edna B. Creal
12931 Shady Drive
Grand Bay, AL 36541

Christopher J. Creal

**ARTICLE V
INITIAL MEMBERS**

The name(s) and mailing address(es) of the initial member(s) of the Company are as follows:

NAME:	MAILING ADDRESS:
Edna B. Creal	12931 Shady Drive Grand Bay, AL 36541
Christopher J. Creal	6317 Old Pascagoula Road Theodore, AL 36582

**ARTICLE VI
ADDITIONAL MEMBERS**

Additional members may be admitted, but only upon the unanimous written consent of the then existing members.

**ARTICLE VII
CONTINUITY OF BUSINESS**

Upon the death, retirement, resignation, expulsion, bankruptcy, dissolution, or disassociation of a member, or the occurrence of any other event which terminates the continued membership of a member in the Company, the business of the Company shall be continued and the Company shall not be dissolved unless there is obtained the written consent of all the remaining members of the Company, within ninety (90) days after the occurrence of the event, expressly seeking a dissolution or termination of the business.

**ARTICLE VIII
MANAGEMENT**

The Company shall be managed by a manager or managers. The name(s) and mailing address(es) of the manager(s) who are to serve as manager(s) until the first annual meeting of the member(s) or until their successor(s) are duly elected and qualified are as follows:

NAME:	MAILING ADDRESS:
Edna B. Creal	12931 Shady Drive Grand Bay, AL 36541
Christopher J. Creal	6317 Old Pascagoula Road Theodore, AL 36582

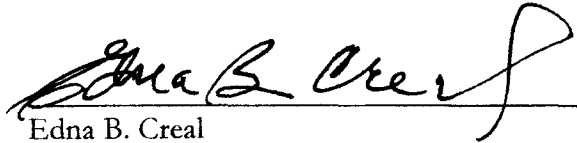
**ARTICLE IX
NO LIABILITY**

The members of the Company shall have no liability for any debt, obligation, or liability of the Company, as provided in the Alabama Limited Liability Company Act.

**ARTICLE X
PRINCIPAL PLACE OF BUSINESS**

The principal place of business in the State of Alabama for the Company is 12931 Shady Drive,
Grand Bay, AL, 36541.

IN WITNESS WHEREOF, the undersigned, constituting all the members of the Company,
have executed these Articles of Organization on this, the 11th day of Sept., 2008.



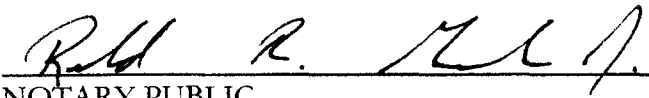
Edna B. Creal
Member

STATE OF ALABAMA

COUNTY OF MOBILE

I, the undersigned Notary Public, in and for said County, in said State, hereby certify that **EDNA B. CREAL**, of **CREAL TRUCKING, L.L.C.**, as its **Member and Manager**, whose name is signed to the foregoing "**ARTICLES OF ORGANIZATION**", and who is known to me, acknowledged before me on this date, that being informed of the contents of the "**ARTICLES OF ORGANIZATION**", she executed the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal, this 11th day of Sept., 2008.



NOTARY PUBLIC

My Commission Expires: 04-25-2010

**RONALD R. GOLEMAN, JR.
NOTARY PUBLIC, ALABAMA STATE AT LARGE
MY COMMISSION EXPIRES 4-25-2010**

