

IBM

Decision No. 21323.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
BANK OF ITALY NATIONAL TRUST AND)
SAVINGS ASSOCIATION, Executor of the)
Estate of Henry Scullion, deceased,)
to sell, and Thomas Scullion to pur-)
chase, the warehouse known and des-)
ignated as Henry Scullion Warehouse,)
situate three fourths of a mile north)
of Altamont, California.)

ORIGINAL

Application No. 15749

Albert L. Poe and W. J. Cannon, for applicants.

BY THE COMMISSION:

ORDER

Bank of Italy National Trust and Savings Association, executor of the Estate of Henry Scullion, deceased, asks permission to sell what is known as the Henry Scullion Warehouse to Thomas Scullion, who asks permission to purchase and operate the same.

The warehouse building is located near Altamont, Alameda County, and was built, owned and heretofore operated by Henry Scullion, deceased. The building is situated on leased land. It is of galvanized iron construction, has a floor space of 7,200 square feet, and a capacity in tons of 1,100. Reports on file with the Railroad Commission show that hay is the only commodity which has been stored in the warehouse. The operating revenues of the warehouse for 1928 have been reported at \$1,500.00 and the operating

expenses at \$575.00.

Thomas Scullion has agreed to pay for the warehouse building \$2,500.00 in cash. It appears from the application that the purchaser intends to continue to operate the warehouse as a public utility warehouse.

The Commission has considered the request of the applicants and is of the opinion that this is not a matter in which a public hearing is necessary and that this application should be granted, subject to the provisions of this order, therefore,

IT IS HEREBY ORDERED that, Bank of Italy National Trust and Savings Association, executor of the Estate of Henry Scullion, deceased, be, and it is hereby, authorized to sell to, on or before November 1, 1929, and Thomas Scullion to purchase and operate, a warehouse known and designated as the Henry Scullion Warehouse situate about three quarters of a mile north of Altamont, California, and referred to in this application.

IT IS HEREBY FURTHER ORDERED that, the authority herein granted is subject to the following conditions;-

1. The consideration paid for the aforesaid warehouse properties by Thomas Scullion shall not be urged before this Commission as a measure of value of said properties for any purpose other than the transfer herein authorized.
2. Within thirty days after the transfer of the properties referred to herein, Thomas Scullion shall file with the Commission a copy of the deed or other instrument under which he acquires and holds title to said properties.

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

DATED at San Francisco, California, this 1st day of July, 1929.

John D. Powell

C. L. Seavey

Edmund S. Kelly

W. A. Carr

Commissioners.