LBM

Decision No. 23960.



BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of WALTON N. MOORE CORPORATION, a corporation, for an order of the Railroad Commission of the State of California authorizing the transfer of the properties and rights referred to in this application.

Application No. 17524

W. F. Williamson, Wallace and Vaughan, for applicant.

BY THE COMMISSION:

ORDER

This application involves the transfer of the real property located on the northeast corner of California and Sansome Streets, San Francisco, California, and known as the "Alaska Commercial Building". It appears that there is located in this building and in the area surrounding the same, a plant and system which is now and for many years past has been operated by the owners thereof as a public utility in connection with the delivery, furnishing and/or sale of electricity and steam heat to the public. The electric revenue for 1929 was reported at \$2,267.85 and the steam heat revenue at \$6,060.00, making a total of \$8,327.85. For 1930 the electric revenue was reported at \$8,297.55 and the steam heat revenue at \$7,626.00, making a total of \$15,923.55.

It appears that from April, 1908, to May 5, 1926, the utility properties were owned and operated by the Alaska Commercial

Building, a corporation; that on the latter date the utility properties and the Alaska Commercial Building were transferred to Rivers Brothers, a corporation; that the latter operated said plant and system until July 20, 1928, when said properties were transferred to the Walton N. Moore Company. Since June 20, 1928 the Walton N. Moore Company, or the Walton N. Moore Corporation, its subsidiary, have operated the properties.

The Commission has not heretofore authorized the transfer of the properties in question from the Alaska Commercial Building, a corporation, to Rivers Brothers, nor the transfer from Rivers Brothers to Walton N. Moore Company. There is filed in this proceeding a copy of a deed from the Alaska Commercial Building, a corporation, to Rivers Brothers (Exhibit "B") a copy of a deed from Rivers Brothers to Walton N. Moore Company(Exhibit "C"); a copy of a quit-claim deed from the trustees of the Alaska Commercial Building, a dissolved corporation, to Walton N. Moore Corporation (Exhibit "D"): and a copy of a quit-claim deed from Rivers Brothers to Walton N. Moore Corporation (Exhibit "E"). All of these deeds have been executed without permission from the Railroad Commission. It appears, however, that the failure of the owners of the properties to request permission to transfer the same was through inadvertence and with no intent to evade the provisions of the Public Utilities Act.

The Commission is now asked to authorize the transfer of said properties in order that the present owners thereof may obtain a clear title. At the same time, the Commission is requested to authorize the Walton N. Moore Company to sell and transfer to the Walton N. Moore Corporation, for the sum of \$1.00, all of the right, title and interest which the Walton N. Moore Company may have in

and to the properties and rights which are used in connection with the sale of electricity and steam heat to the public.

The Commission has considered the request of applicant and is of the opinion that there is no need for a hearing in this matter and that this application should be granted, therefore,

IT IS HEREBY ORDERED that the trustees of the Alaska Commercial Building, a dissolved corporation, Rivers Brothers, Walton N. Moore Company and Walton N. Moore Corporation be, and they are hereby, authorized to execute deeds and quit-claim deeds substantially in the same form as the deeds and quit-claim deeds filed in this proceeding as Exhibits "B", "C", "D" and "E".

IT IS HEREBY FURTHER ORDERED that Walton N. Moore Company be, and it is hereby, authorized to sell and transfer, on or before October 1, 1931, to the Walton N. Moore Corporation, all the right, title and interest which said Walton N. Moore Company may have in and to the aforesaid properties and rights which are used in connection with the sale of electricity and steam heat to the public.

DATED at San Francisco, California, this 17 day of August. 1931.

Commissioners.