

Decision No. 25888.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
ESTHER GROSS, as Executrix of the last )  
will and testament of Felix Gross, de- )  
ceased, to sell, and J. E. KRUMLINDE, )  
CLAIRE E. WILSON, AUGUST J. LOTTI, )  
NATEAN FRANK, FRANK W. GALEY and CLIF- ) Application No. 18748.  
FORD E. BRODEUR to purchase, a public )  
warehouse operated in the City and )  
County of San Francisco, State of Cal- )  
ifornia. )

BY THE COMMISSION:

OPINION AND ORDER

In this proceeding the Railroad Commission is asked to make an order authorizing the transfer of the warehouse business, buildings and equipment located at No. 960 Seventh Street, San Francisco, California, heretofore operated by Felix Gross, to J. H. Krumlinde, Claire E. Wilson, August J. Lotti, Nathan Frank, Frank W. Galey and Clifford E. Brodeur, a copartnership operating under the firm name and style of J. H. Krumlinde & Co.

The application shows that on December 28, 1932, the Superior Court of the State of California in Probate No. 62871 confirmed the sale of personal property by Esther Gross, Executrix of the Estate of Felix Gross deceased, to J. H. Krumlinde, Claire E. Wilson, August J. Lotti, Nathan Frank, Frank W. Galey and Clifford E. Brodeur, associated as copartners, for the sum of \$2,750.00, of which \$1,500.00 will be paid in cash at time of transfer, the balance of \$1,250.00 to be evidenced by a one-year seven per cent. unsecured promissory note payable in the following installments:

The sum of \$250.00 on the 1st day of January, 1933, and a like sum on the first day of each succeeding month thereafter until said sum of \$1,250.00 shall have been paid, and in case any installment of principal shall not be paid within

ten days after the same becomes due the whole of said principal sum shall forthwith become due and payable at the election of the holder of this note.

The purchasers will continue to operate the warehouse as a public utility under rates, rules and regulations shown in Warehouse Tariff No. 1, C.R.C.No.1, effective July 29, 1927, filed in name of Felix Gross Company.

The proposed transfer will not result in curtailment of service.

We are of the opinion that this is a matter not requiring a formal hearing, and that the application should be granted.

IT IS HEREBY ORDERED that the above entitled application be and the same is hereby granted, subject to the following conditions:

1. Esther Gross as Executrix, and J. H. Krumlinde, Claire E. Wilson, August J. Lotti, Nathan Frank, Frank W. Galey and Clifford E. Brodeur, copartners, shall join in common supplement to the tariff now on file with the Railroad Commission in name of Felix Gross Company, applicant Esther Gross on the one hand withdrawing and applicants J. H. Krumlinde, Claire E. Wilson, August J. Lotti, Nathan Frank, Frank W. Galey and Clifford E. Brodeur on the other hand accepting and adopting such tariff.
2. The rights and privileges herein authorized may not be discontinued, sold, leased, transferred or assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.
3. The authority herein granted will become effective upon the date hereof.

Dated at San Francisco, California, this 1st day  
<sup>May</sup>  
of April, 1933.

C. Leary  
Leon C. Whelan  
M. A. Cune  
W. B. Lammie  
W. H. ...  
Commissioners.