

Decision No. 28563

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SACRAMENTO WAREHOUSE COMPANY)
for an order authorizing it to bor-)
row money and execute a deed of trust) Application No. 21019
on its real property to secure the)
same.)

L. V. Peters, for applicant.

BY THE COMMISSION:

ORIGINAL

O P I N I O N

Sacramento River Warehouse Company asks permission to issue notes in the sum of not exceeding \$100,000. and to execute a deed of trust to secure the payment of such notes.

Applicant is a corporation organized under and by virtue of the laws of the State of California. It is engaged in the business of a public utility warehouseman. As of December 31, 1936 it reports assets and liabilities as follows:-

<u>ASSETS</u>	
Butte City Warehouses	\$ 85,290.74
Princeton warehouse	24,275.74
Sidds Landing warehouse	29,874.31
Tisdales warehouse	8,535.36
Grimes Elevator	43,131.90
Godfrey warehouse	10,121.42
Farmer's Storage #1, Colusa	20,000.00
" " #2, "	15,499.18
Colusa & Granger Warehouses	47,785.23
Coles & Sutter Basin Warehouses	82,680.61
Nelson Warehouse	7,514.04
Millers Landing Warehouses	69,165.96
Equipment-Movable	13,700.44
Auto Investment	14,480.35
	<u>\$472,055.28</u>
Cash funds-Revolving	1,350.74
Cash in banks	4,337.84
Accounts receivable	609.92
Inventory-Supplies	277.45
Accrued storage	62,450.66
Deficit-Surplus	88,784.44
Total	<u><u>\$629,566.33</u></u>

LIABILITIES

Notes payable to banks	\$ 72,500.00
Depreciation reserve	201,304.91
Sacramento Transportation Co.	321,235.10
Accounts and vouchers payable	10,948.10
Purchase contracts payable	1,572.68
Capital stock outstanding	300.00
Due other warehouse companies	22,005.54
Total.....	<u><u>\$629,866.33</u></u>

The company is operating on capital borrowed from the Sacramento Transportation Company and from banks.

Applicant proposes to issue to The Anglo-California National Bank of San Francisco a one year 6% note for \$53,000. to pay a note for a like amount issued under the authority granted by Decision No. 25376 dated November 21, 1932. In addition to the \$53,000. note now outstanding it has issued and outstanding \$15,500. face value of 90-day commercial bank notes, the payment of which is secured by the deed of trust executed under the authority granted by said Decision No. 25376. It desires permission to renew said notes for \$15,500.

Applicant has filed with the Commission a copy of its proposed deed of trust. This instrument will be executed by the Sacramento River Warehouse Company, by the Sacramento Transportation Company and by its principal stockholders, W. P. Dwyer and Ethel Clare Dwyer. The lien of the deed of trust will attach to properties owned by the Sacramento River Warehouse Company and the Sacramento Transportation Company. We have examined the deed of trust and find the same to be in satisfactory form.

It is of record that The Anglo-California National Bank of San Francisco will lend applicant a sum not to exceed \$100,000. on notes secured by said deed of trust. The \$100,000. includes the \$53,000. note and the \$15,500. notes mentioned above. If applicant borrows up to \$100,000. the money will be used by applicant to conduct its ware-

house business.

O R D E R

Sacramento River Warehouse Company having asked permission to issue notes and execute a deed of trust, as indicated in the foregoing opinion, a public hearing having been held before Examiner Fankhauser, the Commission being of the opinion that the money, property or labor to be procured or paid for by the issue of the notes herein authorized is reasonably required for the purposes herein stated, and that this application should be granted subject to the provisions of this order, therefore,

IT IS HEREBY ORDERED as follows:-

1. Sacramento River Warehouse Company may execute a deed of trust substantially in the same form as the deed of trust filed in this proceeding, provided that the authority herein granted to execute said deed of trust 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 deed of trust as to such other legal requirements to which said deed of trust may be subject.

2. Sacramento River Warehouse Company may issue its notes in the principal amount of not exceeding \$100,000. for the purpose of paying outstanding notes and obtaining funds necessary to conduct its public utility warehouse business, said notes to be payable on or before four years after date with interest at the rate of not to exceed 6% per annum, provided that if applicant issues notes for a term of less than four years it may renew the same from time to time, provided that the maturity date of any note or notes issued under the authority herein granted does not exceed four years after the effective date of this order.

3. The authority herein granted will become effective when applicant has paid the fee prescribed by Section 57 of the Public Utilities Act, which fee is thirty-two(\$32,00) Dollars.

4. Within thirty(30) days after the execution of the deed of trust herein authorized, Sacramento River Warehouse Company shall file with the Commission a certified copy of said deed of trust.

5. Sacramento River Warehouse Company shall keep such record of the issue of the notes herein authorized and of the disposition of the proceeds as will enable it to file on or before the 25th day of each month a verified report, as required by the Railroad Commission's General Order No. 24, which order insofar as applicable, is made a part of this order.

DATED at San Francisco, California, this 1st day of March, 1937.

Walter Ware
Leon Whidell
Frederick W. M.
Raymond W. H. J.
Ray C. Riley
Commissioners.

