

3,916

Decision No. 30517

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
A. T. TAECKER to sell and J. L. TAECKER }  
to purchase bonded warehouse operated } Application No. 21958  
at Brawley, California. }

BY THE COMMISSION:

ORIGINAL

OPINION AND ORDER

This is an application for an order authorizing A. T. Taecker to sell to J. L. Taecker certain warehouse properties located at Brawley, California.

It is reported that A. T. Taecker has been engaged in operating a public warehouse at 204 North Eighth Street, Brawley, Imperial county, California, primarily for the storage of grain. On or about June 15, 1937 he sold his properties and equipment to J.L. Taecker for the sum of \$5,000.00 which is said to represent the value of such properties and equipment. For the year ending April 30, 1937 A. T. Taecker reports storage revenue of \$4,388.99 and other revenue of \$11,039.23. His expenses are reported at \$13,405.18, leaving a net income of \$2,023.04.

The transfer of the utility properties was not authorized by the Commission. It appears, however, that the failure of A. T. Taecker to ask permission to transfer said properties was through inadvertence. We are satisfied that the attempted transfer was without any intent on his part to evade the provisions of the Public Utilities Act. When the necessity of obtaining the Commission's consent was called to his attention he proceeded to file this application.

The Commission has given consideration to this matter and is of the opinion that a public hearing is not necessary and that applicant's request should be granted, as herein provided, therefore,

IT IS HEREBY ORDERED that A. T. Taecker be, and he hereby is, authorized to transfer to J. L. Taecker his public utility warehouse properties and equipment referred to in the bill of sale filed in this proceeding as Exhibit A, provided -

1. That A. T. Taecker and J. L. Taecker shall immediately join in common supplement to the tariffs on file with the Railroad Commission in the name of A. T. Taecker, said A. T. Taecker on the one hand withdrawing and J. L. Taecker on the other hand adopting and establishing as his own said tariffs and all effective supplements thereto; and
2. That the authority herein granted will become effective upon the date hereof.

DATED at San Francisco, California, this 31<sup>st</sup> day of March, 1938.  
*d*

Malcolm W. ...  
Leon ...  
Frank R. ...  
Raymond ...  
Rich. H. Riley  
Commissioners.