

Decision No. 22948

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of L.J. RICHTER and H.H. RICHTER,)
doing business as the "RICHTER)
WAREHOUSE" and the "DUFOUR WAREHOUSE")
and HERMAN E. RICHTER,)
Petitioners.)

Application No. 22948

ORIGINAL

BY THE COMMISSION:

OPINION AND ORDER

By this application L.J. Richter and H.H. Richter seek authority to lease to Herman E. Richter, and said Herman E. Richter seeks to acquire by lease and operate as a public utility warehouse for a period ending June 1, 1940, the Dufour Warehouse (sometimes referred to as the Richter Warehouse) located at Dufour Station in Yolo County. A description of the property involved is set out in the lease, which is made a part of the application. The lease rental is to be based upon a portion of the gross receipts of the warehouse business.

It appears that this is a matter in which a public hearing is not necessary. The application will be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that L.J. Richter and H.H. Richter be and they are hereby authorized to lease to Herman E. Richter and said Herman E. Richter is hereby authorized to acquire under lease and operate as a public utility warehouse, the Dufour Warehouse at Dufour Station, for a period ending June 1, 1940, subject to the following conditions:

1. Applicants L.J. Richter and H.H. Richter and Herman E. Richter shall, within sixty (60) days after the effective date of this order and on not less than five (5) days' notice to the Commission and to the public, unite in common supplement to the tariff on file with the Commission covering service as a warehouseman at Dufour Station, applicants L.J. Richter and H.H. Richter withdrawing and applicant Herman E. Richter accepting and establishing such tariff as his own.
2. The property herein authorized to be transferred may not be sold, leased, transferred or assigned, nor shall service as a warehouseman be discontinued, unless the written consent of the Railroad Commission to the sale, lease, transfer or discontinuance has first been secured.
3. The authority herein granted shall lapse and be void if the parties hereto shall not have complied with all of the conditions within the period of time fixed herein unless, for good cause shown, the time shall be extended by further order of the Commission.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 12th
day of September, 1939.

R. P. Walsh
Frank Devlin
Ray C. Kelley
H. H. Baker
Justin J. Cramer
Commissioners.