

Decision No. 34829

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)
of San Joaquin Compress and Ware-)
house Company, a corporation,)
for a certificate of public con-)
venience.)

Application No. 23525

ORIGINAL

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION AND ORDER

By Decision No. 33720 of December 10, 1940, in the above entitled application, San Joaquin Compress and Warehouse Company was granted a limited certificate of public convenience and necessity to operate a warehouse business at Los Angeles Harbor in the City of Los Angeles. Applicant's operations thereunder are restricted to the storage of not more than 80,000 bales of "high density cotton" (cotton compressed to 32 pounds or more per cubic foot). Its authority to conduct these operations will expire December 31, 1941. By supplemental application it seeks authority to store both "high density cotton" and "standard density cotton" (cotton compressed to approximately 22½ pounds per cubic foot), until December 31, 1942.

It is represented that some 85% of the prospective storage would be handled under loans from the Commodity Credit Corporation, an agency of the Federal Government; that this agency formerly required high compression of the cotton held as security for its loans but has recently notified producers and others who may desire such loans that their cotton should be subjected to standard compression only; that some 47,000 bales of "high den-

sity cotton" are now in storage; that there is little, if any, prospect of any substantial amount of that cotton being disposed of and withdrawn from storage in the near future; that applicant is ready, able and willing to store approximately 23,000 additional bales; and that the abnormal condition of the cotton market and the shortage of suitable warehouse space for cotton storage at Los Angeles Harbor are now more pronounced than when the present temporary authority was granted.

Competing warehouse interests have been notified of the filing of this supplemental application. They do not object to its being granted.

It appears that this is a matter in which a public hearing is not necessary and that granting applicant temporary authority to store 70,000 bales of cotton at Los Angeles Harbor is necessary to supply the public with adequate and suitable public utility storage facilities for this commodity under the prevailing abnormal conditions. The application will be granted. Applicant will be expected to inform the Commission promptly should cancellation, change or extension of this authority become necessary.

Therefore, good cause appearing,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require that San Joaquin Compress and Warehouse Company, a corporation, operate, on a temporary basis, a warehouse business at Los Angeles Harbor in the City of Los Angeles, said business to be restricted to the storage of not more than 70,000 bales of cotton compressed to not less than standard density (approximately 22½ pounds per cubic foot); and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity therefor be and it is hereby granted to said

San Joaquin Compress and Warehouse Company, subject to the following conditions:

1. The authority herein granted shall lapse and be void if applicant shall fail to file a written acceptance of the certificate herein granted within twenty (20) days from the date hereof.

2. Applicant shall, within a period of not to exceed thirty (30) days from the effective date of this order on not less than three (3) days' notice to the Commission and the public, amend its tariffs on file with the Commission by filing rates, rules and regulations satisfactory to the Commission for the additional service herein authorized: and prior to storing under contract under rates, rules and regulations deviating from the rates, rules and regulations provided by the tariffs as so amended applicant shall file a copy of each such contract in accordance with the requirements of the Commission's General Order No. 78.

3. The rights and privileges herein authorized may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has been obtained.

4. The rights and privileges herein authorized shall expire on December 31, 1942, unless sooner cancelled, changed or extended by appropriate order of the Commission.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 15th day of December, 1941

Ray & Riley
Justin J. Calverley

Commissioners