

Decision No. 34983

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of JOSEPH C. HORNALL and L.P. HENIGAN, )  
doing business under the name and )  
style of Robbins Warehouse Company, )  
for an order Granting Permission to )  
Dissolve Partnership and Granting )  
Permission for JOSEPH C. HORNALL to )  
Lease said Properties to L.P. HENIGAN. )

ORIGINAL

Application No. 24572

BY THE COMMISSION:

OPINION AND ORDER

This application concerns the public utility warehouse operations of Joseph C. Hornall and L.P. Henigan, copartners doing business as Robbins Warehouse Company. It involves the Robbins and Subaco Warehouses situated in Sutter County, owned by the copartners, and the Snowball Warehouse situated in Yolo County, operated by the copartners under lease. Hornall and Henigan seek authority to dissolve their partnership by mutual consent under the terms of an agreement by which Henigan's interest in the warehouse properties owned by the copartners would be conveyed to Hornall.<sup>1</sup> Hornall also seeks authority to lease to Henigan the properties so conveyed and to assign to Henigan his interest in the Snowball Warehouse lease. Under the proposed arrangements Henigan would operate the three warehouses. No change in the tariff rates nor in the service to the public is proposed.

It appears that this is a matter in which a public hearing is not necessary, and that the proposed transfer of interest in public utility warehouse properties and the proposed leasing of these properties should be authorized. The partnership may be dissolved without specific authority from the Commission. Therefore, good cause appearing,

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<sup>1</sup> A copy of this agreement is attached to this application as Exhibit "A".

IT IS HEREBY ORDERED that L.P. Henigan be and he is hereby authorized to transfer to Joseph C. Hornall his interest in the public utility warehouse properties designated herein as the Robbins and Subaco Warehouses; that Joseph C. Hornall be and he is hereby authorized to lease these warehouses to L.P. Henigan; and that Joseph C. Hornall be and he is hereby authorized to assign to L.P. Henigan his interest in the lease of the public utility warehouse property designated herein as Snowball Warehouse.

IT IS HEREBY FURTHER ORDERED that tariffs on file with the Commission naming rates, rules and regulations for storage in the aforesaid Robbins, Subaco and Snowball Warehouses shall be supplemented or reissued by Joseph C. Hornall and L.P. Henigan, immediately upon the transfer of the warehouse properties involved herein and the leasing of said properties, to show that the former has withdrawn from and the latter has concurrently adopted as his own said rates, rules and regulations; and that the tariff filings made pursuant to the order shall comply with the regulations governing the construction and filing of warehouse tariffs set forth in the Commission's General Order No. 61.

This order shall become effective twenty (20) days from the date hereof.

Dated at San Francisco, California, this 3rd day of February, 1942.

*Justin J. Cramer*  
*Ray W. Riley*  
*H. J. Smith*  
*Francis R. Haveman*  
*Richard K. Schaefer*  
 Commissioners