€ 5290-KU

Decision No. 35907

## ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application ) of SKOWBALL WAREHOUSE for With- ) Application No. 25290 drawal and Adoption. )

BY THE COMMISSION:

## OPINION AND ORDER

This application, filed by L. P. Henigan and J. W. Snowball, concerns the public utility warehouse known as "Snowball Warehouse," situated in Yolo County near Knights Landing. Henigan, the operator of the warehouse, seeks authority to discontinue service; Snowball, the owner of the property, seeks authority to commence operating, immediately upon the discontinuance of service by Henigan, and authority to adopt the rates, rules and regulations now on file with the Commission in Henigan's name. Henigan's bond has been canceled by the Department of Agriculture. Cancellation of his lease with Snowball in this event is provided for by the terms of that agreement.

It appears that this is a matter in which a public hearing is not necessary and that the application should be granted, subject to the condition that there shall be no interruption in service. Therefore, good cause appearing,

IT IS HEREBY ORDERED that L. P. Henigan be and he is hereby authorized to discontinue operating Snowball Warehouse, that J. W. Snowball be and he is hereby authorized to commence operating said warehouse, and that these authorizations are subject to the condition that they be exercised so that there will be no interruption in the service to the public.

continuance of operations by L. P. Henigan and commencement of operations by J. W. Snowball at Snowball Warehouse they shall, on not less than two (2) days' notice to the Commission and to the public, supplement or reissue tariffs on file with the Commission naming rates, rules and regulations covering warehouse operations at the aforesaid warehouse to show that the former has withdrawn or canceled and the latter has concurrently adopted or established as his own said rates, rules and regulations; and that the tariff filings made pursuant to this order shall in other respects comply with regulations governing the construction and filing of warehouse tariffs set forth in the Commission's Ceneral Order No. 61.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 27 day of

October, 1942.