

Decision No. 37344

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
J. D. Heiskell & Co., Inc., a corporation,
to transfer and John T. Heiskell, Eliza-
beth M. Heiskell, W. H. Busby, Robert M.
Carter, D. B. Wells, Lucy E. Heiskell
and Lucy B. Heiskell to acquire the ware-
house property of J. D. Heiskell & Co., Inc.,
and to thereafter retransfer the same unto
J. D. Heiskell & Co., a copartnership.

ORIGINAL

Application No. 26326

BY THE COMMISSION:

OPINION AND ORDER

J. D. Heiskell & Co., Inc. is a corporation operating as a public utility warehouseman at Tulare. By this application approval of the Commission is sought for dissolution of the corporation, transfer of its assets to the stockholders, and formation of a limited partnership to be composed of the stockholders in the corporation and to operate under the name of J. D. Heiskell & Co. No change is proposed to be made in the personnel conducting the utility warehousing operations, in the service to the public, or in the rates maintained therefor.

It appears that this is a matter in which a public hearing is not necessary and that to the extent the application involves the transfer of property necessary and useful in the public utility warehouse operations in question it should be granted. Dissolution of the corporation and formation of the partnership are not matters requiring specific authorization from the Commission.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that J. D. Heiskell & Co., Inc., a corporation, be and it is hereby authorized to transfer property necessary and useful in the public utility warehouse business involved in the above entitled application to J. D. Heiskell & Co., a limited partnership.

IT IS HEREBY FURTHER ORDERED that immediately upon transfer of the property involved, applicants shall, on not less than five (5) days' notice to the Commission and to the public, supplement or reissue the tariffs on file with the Commission in so far as they name rates, rules and regulations governing warehouse operations of J. D. Heiskell & Co., Inc., a corporation, at the warehouse involved in this proceeding to show that J. D. Heiskell & Co., Inc., a corporation, has withdrawn or canceled and that J. D. Heiskell & Co., a limited partnership, has concurrently adopted or established as its own said rates, rules and regulations; and that the tariff filings made pursuant to this order shall in all other respects 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 26th day of September, 1944.

Justin F. Craven
Francis D. Havens
Franklin
Jim H. Louell
Commissioners