

Decision No. 38076

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of
FRANK L. JUNEY and GEORGE R. FREEMAN
for an Order authorizing the Sale and
Lease of Warehouse Property.

Application
No. 26812

BY THE COMMISSION:

OPINION AND ORDER

Frank L. Juney, owner and operator of the warehouse near Willows, asks permission to sell his public utility warehouse properties described in the deed and bill of sale on file in this application to George R. Freeman.

The properties are encumbered by a deed of trust securing the payment of an indebtedness in the amount of \$31,824.33 due Capital Rice Mills, a co-partnership. Frank L. Juney defaulted in the payment of the indebtedness secured by the deed of trust. The sale of the property is now being advertised. George R. Freeman intends to acquire the properties and thus enable Frank L. Juney to pay the indebtedness.

The warehouse has been devoted to the storage of rice. Various lots of rice are on storage therein at this time for which warehouse receipts have been issued. The rice storage season ends on October first. Applicants report that until that time it is desirable that Frank L. Juney remain as manager of the properties. George R. Freeman therefore asks permission

to lease the warehouse properties to Frank L. Juney until the end of the current rice storage season or until October 1, 1945. The latter will continue to operate the properties under the rates which he now has on file with the Commission. A copy of the lease is on file in this application.

In due time an application should be filed with the Commission for permission to transfer the properties by lease or otherwise in the event George R. Freeman will not operate the same. Appropriate rate filings should also be made after the termination of the lease mentioned herein.

The Commission has considered applicants' requests and is of the opinion that this is not a matter on which a hearing is necessary and that this application should be granted, therefore,

IT IS HEREBY ORDERED as follows:

1. Frank L. Juney and Mayme L. Juney, his wife, may after the date hereof and on or before August 31, 1945, transfer to George R. Freeman and Florence Freeman, his wife, the public utility warehouse properties described in the deed and bill of sale on file in this application.

2. George R. Freeman and Florence Freeman, his wife, may after the date hereof and on or before August 31, 1945, lease said public utility warehouse properties to Frank L. Juney, in accordance with the terms and provisions of the lease on file in this application.

3. The action taken herein shall not be construed as a finding of value for any purpose other than the proceeding herein involved.

Dated at ~~San Francisco~~ Los Angeles, California, this 10th day of July, 1945.

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Harold Anderson

Richard Mackay

James W. Burns

Earl D. Luce
Commissioner