

Decision No. 38326

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of HARRY E. CURTIS TO SELL, AND)
LILLIE M. BEMMERLY TO PURCHASE)
A PUBLIC UTILITY WAREHOUSE AT)
ZAMORA, CALIFORNIA, KNOWN AS THE)
CURTIS WAREHOUSE.)

Application No. 26806

ORIGINAL

BY THE COMMISSION:

OPINION AND ORDER

By this application, as amended, Harry E. Curtis seeks authority to sell his public utility warehouse property at Zamora to Lillie M. Bemmerly for a cash consideration of \$20,000. The latter seeks authority to purchase and lease the property to Thomas Mezger who will conduct the warehouse operations.

The verified application alleges that Curtis desires to retire from the warehouse business because of ill health; and that Mezger will hereafter operate the property in conjunction with the Farmer's Warehouse at Zamora and at the same rates. There is no material difference between the rates of the two warehouses. No change is proposed in service to the public.

It appears that this is a matter in which a public hearing is not necessary and that the application should be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Harry E. Curtis be and he is hereby authorized to sell and Lillie M. Bemmerly be and she is hereby authorized to purchase the public utility warehouse property involved in this proceeding, and that Lillie M. Bemmerly be and she is hereby authorized to lease said public utility property to Thomas Mezger.

IT IS HEREBY FURTHER ORDERED that, immediately upon transfer of the property involved and on not less than five (5) days' notice to the Commission and to the public, tariffs on file with the Commission shall be amended to show that rates, rules and regulations governing warehouse operations of Harry E. Curtis have been canceled and that rates, rules and regulations governing warehouse operations of Thomas Mezger, doing business as Farmer's Warehouse at Zamora, have concurrently been made applicable to operations at the warehouse involved in this proceeding; 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 Los Angeles, California, this 30th day of October, 1945.

Harold Anderson
Justus J. Craven
Frank W. Cox

Irving H. Russell
 Commissioners