

ORIGINAL

Decision No. 38475

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of Desert Grain and Milling )  
Company, a corporation, to sell ) Application No. 26207  
a public utility, to-wit: a )  
public warehouse. )

BY THE COMMISSION:

OPINION AND ORDER

In this application, as amended, Desert Grain and Milling Company proposes to dispose of, and Southwest Flaxseed Association proposes to acquire, public utility warehouse property situated at Imperial. The Association, a nonprofit cooperative, intends to withdraw the property from public service, restricting storage to that provided for its members.

It is alleged that, with few exceptions, the users of these warehouse facilities are members of the Association; that public storage is available at other warehouses in the vicinity of Imperial; and that storers who are not Association members have been notified of the proposed withdrawal of the warehouse from public service and have not objected to this being done.

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 Desert Grain and Milling Company, a corporation, be and it is hereby authorized to dispose of

its public utility warehouse property situated at Imperial and to discontinue public storage service at that location; and that, upon discontinuance of service, said Desert Grain and Milling Company shall cancel its rates, rules and regulations for the warehouse operations in question, on not less than five (5) days' notice to the Commission and to the public.

The authority herein granted shall be void unless exercised within sixty (60) days from the effective date of this order.

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

Dated at San Francisco, California, this 10<sup>th</sup> day of December, 1945.

Howard Anderson  
James W. Deane  
John F. Dorell  
Harold P. Huls  
Commissioners