

ORIGINAL

Decision No. 40306

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
ELVA DE PUE MATTHEWS dba DE PUE)	
WAREHOUSE COMPANY, to sell, and of)	Application
CLIFTON R. KING and HAZEL A. KING,)	No. 28394
his wife, to purchase, warehouse)	
property, Glenn County, California.)	

In the Matter of the Application)	
of Clifton R. King and Hazel A. King)	
and Bank of America National Trust)	
and Savings Association (Willows Branch))	
for an order authorizing said individuals)	
to borrow from said bank the sum of \$5000.00)	Application
to be used in the purchase of certain)	No. 28452
warehouse property located at Greenwood,)	
California, and to secure said loan by a)	
first deed of trust on said real property.)	

OPINION AND ORDER

Elva De Pue Matthews, doing business under the firm name and style of De Pue Warehouse Company, is the owner and operator of a public utility warehouse for the storage of grain, rice and other commodities, located in Glenn County and known as the Greenwood Warehouse. In Application No. 28394 she seeks an order of the Commission authorizing her to sell the Greenwood Warehouse and certain real property to Clifton R. King and Hazel A. King, his wife, hereinafter referred to as Purchasers, for the sum of \$5,000. The properties to be transferred include a lot upon which the warehouse is constructed, a parcel of land along the right of way of the Southern Pacific Railroad containing 2.04 acres and an iron clad building with an area of 31,550 square feet.

It is reported that the Purchasers will continue to operate the warehouse building for the storage of commodities for

the public with no change in the rates or service. They propose to borrow \$5,000 from the Bank of America National Trust and Savings Association to finance the purchase price and in Application No. 28452 they seek authority to execute a deed of trust on the real property and to issue a note for \$5,000, payable in yearly installments of \$500 with interest at the rate of four percent per annum.

The Commission has considered these matters and is of the opinion that a public hearing is not necessary on these applications, that the requests of applicants should be granted, as herein provided, and that the money, property or labor to be procured or paid for through the issue of said note is reasonably required for the purpose specified herein, which purpose is not, in whole or in part, reasonably chargeable to operating expenses or to income, therefore,

IT IS HEREBY ORDERED as follows:

1. Elva De Pue Matthews, after the effective date hereof and on or before July 31, 1947, may sell to Clifton R. King and Hazel A. King, his wife, the Greenwood Warehouse and the real property to which reference is made herein and upon such sale may discontinue public utility warehouse service in said Greenwood Warehouse.

2. Clifton R. King and Hazel A. King, after the effective date hereof and on or before July 31, 1947, in order to finance the cost of such properties, may execute a deed of trust, and issue a note for \$5,000 payable as indicated herein, said deed of trust and note to be in, or substantially in, the same form as the deed of trust and note filed in Application No. 28452.

3. Applicants, upon the transfer of the aforesaid properties, and upon not less than five (5) days' notice to the Commission and to the public, shall supplement or re-issue the tariff on file with the Commission insofar as it names rates, rules and regulations governing warehouse operations by Elva De Pue Matthews at said Greenwood Warehouse, to show that said Elva De Pue Matthews has withdrawn or canceled, and that said Clifton R. King and Hazel A. King concurrently have adopted or established said rates, rules and regulations. The tariff filings made pursuant to this order in all respects shall comply with the regulations governing the construction and filing of warehouse tariffs set forth in the Commission's General Order No. 61.

4. Clifton R. King and Hazel A. King shall file with the Commission a report of the issue of the note as required by the Commission's General Order No. 24-A, which order, insofar as applicable, is made a part of this order.

5. The authority herein granted shall not be construed to be a finding of value of the properties herein authorized to be transferred.

6. The authority herein granted will become effective when Clifton R. King and Hazel A. King have paid the minimum fee prescribed by Section 57 of the Public Utilities Act, which fee is Twenty-five (\$25.00) Dollars.

Dated at San Francisco, California, this 27th day
of May 1947.

Harold P. Kula
Justin J. Quisenberry
Frank Powell
A. J. [unclear]
Frederick [unclear]
Commissioners

