

ORIGINAL

Decision No. 40529

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
H. C. SPENCER, dba SPENCER WAREHOUSE,	:	
to sell; and of WEST STANISLAUS BEAN)	Application
GROWERS' ASSOCIATION, to purchase,	:	No. 28559
warehouse property, Stanislaus County,)	
California.	:	
-----)	

OPINION AND ORDER

H. C. Spencer, doing business under the firm name and style of Spencer Warehouse, is engaged in the business of operating a public utility warehouse for the storage of beans near Westley. He reports that due to the volume of his other activities he has found it necessary to dispose of his warehouse operations and accordingly has made arrangements to sell his warehouse to The West Stanislaus Bean Growers' Association, hereinafter referred to as the Purchaser, for the sum of \$33,070.00. He reports his original cost of construction of the warehouse at approximately \$40,000.00.

The Purchaser reports that it proposes to continue to provide the same service to the public as has been given by H. C. Spencer, with no change in the rates.

The Commission has considered this matter and is of the opinion that a public hearing is not necessary and that the application should be granted, as herein provided, therefore,

IT IS HEREBY ORDERED as follows:

1. H. C. Spencer, after the effective date hereof and on or before September 30, 1947, may transfer the Spencer Warehouse to The West Stanislaus Bean Growers' Association, such transfer to be made in accordance with the terms of the agreement, dated June 14, 1947, a copy of which has been filed in this proceeding.

2. 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governing warehouse operations by H. C. Spencer at said Spencer Warehouse to show that said H. C. Spencer has withdrawn or canceled, and that said The West Stanislaus Bean Growers' Association concurrently has adopted or established said rates, rules and regulations.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.

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

4. The authority herein granted will become effective twenty (20) days from the date hereof.

Dated at San Francisco, California, this 22nd day
of July, 1947.

Harold P. Huls
Justice J. Casper
John H. Russell
R. T. [unclear]
Commissioners