

ORIGINAL

Decision No. 40525

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
E. POWERS, doing a general warehouse	:	
business in the County of San Joaquin,)	
State of California, under the firm	:	Application
name and style of MANTECA WAREHOUSE,)	No. 28568
for permission to execute a note and	:	
chattel mortgage on his public utility)	
property.	:	
-----)	

OPINION AND ORDER

This is an application by E. Powers, an individual operating a public utility warehouse known as the Manteca Warehouse, for an order of the Public Utilities Commission authorizing him to execute a mortgage of chattels and to issue a note in the principal amount of \$35,000 to pay for improvements to his warehouse properties.

Applicant reports that during 1946 it became necessary to extend his facilities to meet the expansion of his business and that accordingly he undertook the construction of additional concrete grain bins, the remodeling of his warehouse building and the installation of new equipment. At the outset the estimated cost was \$100,000 and by Decision No. 40108, dated April 1, 1947, applicant was authorized to execute a deed of trust and to issue a 5% installment note for \$65,000 to pay indebtedness incurred in the construction work.

In the present application, E. Powers reports that upon completion of the work the actual cost exceeded the original estimate by about \$35,000 and that, in order to meet such increased cost, he has arranged to borrow \$35,000 from Stockton Savings and Loan Bank as an additional advance under the deed of trust heretofore executed by him. The amount will be represented by a new note for \$35,000 payable one day after date of issue with interest at the rate of 5% per annum and, in addition, will be secured by a mortgage of chattels covering the warehouse machinery.

The Commission has considered this matter and is of the opinion that a public hearing is not necessary, that the application 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 purposes specified herein, which purposes are not, in whole or in part, reasonably chargeable to operating expenses or to income, therefore,

IT IS HEREBY ORDERED as follows:

1. E. Powers, after the effective date hereof and on or before September 30, 1947, may execute a mortgage of chattels and issue a note for \$35,000 in, or substantially in, the same form as the mortgage of chattels and note filed in this proceeding, for the purpose of paying outstanding indebtedness and financing the costs incurred in the construction of the improvements to his warehouse facilities referred to herein.

2. E. Powers shall file a report, or reports, of the issue of the note herein authorized and of the disposition of the proceeds as required by the Commission's General Order No. 24-A, which order, insofar as applicable, is made a part of this order.

3. The authority herein granted will become effective when E. Powers has paid the fee prescribed by Section 57 of the Public Utilities Act, which fee is Thirty-five (\$35.00) Dollars.

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

Harold P. Huls
Justus F. Carrigan
W. H. Lawrence
C. F. [unclear]

Commissioners

