

ORIGINAL

Decision No. 44439

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of HARNISH BROS. RANCHING COMPANY, a partnership, and INTERNATIONAL FERTILIZER AND FEED COMPANY, a corporation, for an order authorizing lease of public utility property.

Application No. 31496

O P I N I O N

This is an application for an order authorizing Glen C. Harnish, Earl A. Harnish and Lloyd A. Harnish, a partnership doing business as Harnish Bros. Ranching Company, hereinafter referred to as Sellers, to lease public utility warehouse properties to International Fertilizer and Feed Company, a corporation.

Sellers are engaged in business at Five Points, Fresno County, and in addition are engaged in the public utility warehouse business at Stratford, Kings County. They report that they desire to dispose of their warehouse business for the reason that it is located at a distance from the center of their operations and that accordingly they have arranged to lease their warehouse properties to International Fertilizer and Feed Company. The proposed lease, filed in this proceeding as Exhibit B, is dated as of May 1, 1950, will run for a term of one year from June 1, 1950 and will provide for a cash rental of \$4,000, payable in quarterly installments. The lease agreement provides that unless written notice of termination is given by either party before the first day of March of each year, the lease will continue in full force and effect for the succeeding year.

International Fertilizer and Feed Company is a California corporation engaged in mercantile operations in Bakersfield and also in the operation of a public utility warehouse. Its reports that it desires to enter into the proposed lease arrangement in order to extend its operations to Stratford. It will charge the rates presently in effect. (We find that the lease as herein proposed will not be adverse to the public interest.)

The application indicates that the grain harvest season in the area served by the leased premises normally commences on or about May 15 of each year. The order herein accordingly will become effective upon its date.

ORDER

The Commission having considered the above entitled matter and being of the opinion that a public hearing thereon is not necessary, that the application should be granted, as herein provided; therefore,

IT IS HEREBY ORDERED as follows:

1. Glen C. Harnish, Earl A. Harnish and Lloyd A. Harnish, a partnership, doing business as Harnish Bros. Ranching Company may lease their warehouse properties referred to herein to International Fertilizer and Feed Company in accordance with the terms of the lease filed in this proceeding as Exhibit B.

2. On not less than five days' notice to the Commission and to the public, applicants shall supplement or reissue tariff on file with the Commission insofar as it names rates, rules and regulations governing warehouse operations in the properties herein authorized to be leased, so as to show that Glen C. Harnish, Earl A. Harnish and Lloyd A. Harnish, a partnership, doing business

as Harnish Bros. Ranching Company, has withdrawn or cancelled, and that International Fertilizer and Feed Company has adopted or established as its own, said rates, rules and regulations. The tariff filings to be 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 will become effective upon the date hereof.

Dated at San Francisco, California, this 27th day of June 1950.

R. E. Anderson

Harold A. Hule

Harold A. Hule

Commissioners