

ORIGINAL

Decision No. 45635

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 L. C. Montgomery and Carl W. Montgomery)
 for approval of transfer of warehouse)
 facilities from L. C. Montgomery and)
 Carl W. Montgomery, a partnership, doing) Application No. 32283
 business under the name of Crystal Cold)
 Storage Warehouse, to Carl W. Montgomery)
 who will hereafter do business as Crystal)
 Cold Storage Warehouse.)

OPINION AND ORDER

By this application L. C. Montgomery and Carl W. Montgomery, a copartnership doing business as Crystal Cold Storage Warehouse, seek authority to transfer public utility warehouse property located at Anaheim to Carl W. Montgomery.

The verified application shows that L. C. Montgomery must retire from the warehouse business due to his ill health; and that Carl W. Montgomery has been the active manager of the business for several years and will continue to manage it. The property proposed to be transferred is the office furniture, the hand trucks used in the warehouse, and miscellaneous supplies. The real property and the warehouse and its facilities are owned by the Montgomerys in joint tenancy. No change is proposed in warehouse rates or in service available to the public.

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 L. C. Montgomery and Carl W. Montgomery, copartners, may, within sixty (60) days after the effective date hereof, transfer to Carl W. Montgomery the warehouse

property involved in this proceeding; that prior to the effective date of said transfer applicants shall, on not less than five (5) days' notice to the Commission and the public, supplement or reissue tariffs on file with the Commission insofar as they name rates, rules and regulations governing warehouse operations of L. C. Montgomery and Carl W. Montgomery, copartners, at Anaheim to show that L. C. Montgomery and Carl W. Montgomery, copartners, have withdrawn or canceled and that Carl W. Montgomery has concurrently adopted or established as his own said rates, rules and regulations; and that the tariff filings made pursuant to this order shall in all other respects comply with the regulations governing the construction and filing of warehouse tariffs set forth in the Commission's General Order No. 61.

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

Dated at San Francisco, California, this 15th day of May, 1951.

R. D. [Signature]
Justice F. Casper
Harold F. Kule
[Signature]
[Signature]
Commissioners