

ORIGINAL

Decision No. 45894

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application	)	
of JAY S. CLARE, doing business as	:	
"BUTTE CITY WAREHOUSE COMPANY", for	)	
an order authorizing the mortgage	:	Application
of real and personal property of	)	No. 32479
applicant.	:	
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OPINION AND ORDER

Jay S. Clare, applicant herein, is a warehouseman operating a grain storage and drying business in Princeton and Butte City under the name of Butte City Warehouse Company. (1) In this application he seeks authorization to execute a deed of trust and a mortgage of chattels and to issue an installment note to Bank of America National Trust and Savings Association in the principal amount of \$75,000 for the purpose of paying indebtedness and of financing the cost of additions to his facilities. The note will be payable in ten annual installments with interest at the rate of 5.5% per annum.

The application shows that as of December 31, 1950, applicant had invested \$239,477.98 in real estate, property and equipment, with a reserve for depreciation of \$36,503.15, and that he had financed the same in part with his own funds and in part with borrowed moneys, including a note payable to said bank in the amount of \$48,000, originally in the amount of \$60,000, issued under authority granted by Decision No. 41997, dated August 31, 1948. The application further shows that applicant has need for

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(1) Applicant reports his revenues during 1950 in the amount of \$120,811.22 and his net profit at \$33,135.81.

additional storage bins, estimated to cost \$50,000, to meet demands for bulk storage and that he has arranged to borrow the said sum of \$75,000 to discharge the present indebtedness and to provide a portion of the reported capital requirements, the remainder of the estimated construction costs to be met from his own resources.

The Commission has considered applicant's request contained in this proceeding, and is of the opinion that a public hearing thereon is not necessary; that the application should be granted, as herein provided; that the money, property or labor to be procured or paid for through the issue of the note herein authorized is reasonably required by applicant for the purposes specified herein; and that such purposes are not, in whole or in part, reasonably chargeable to operating expenses or to income; therefore,

IT IS HEREBY ORDERED as follows:

1. Jay S. Clare, after the effective date hereof and on or before September 30, 1951, may execute a deed of trust and a mortgage of chattels and may issue a note in the principal amount of \$75,000, in, or substantially in, the same form as the instruments filed in this proceeding, and use the proceeds for the purposes set forth in this application.
2. Applicant shall file with the Commission monthly reports as required by 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 applicant has paid the fee prescribed by Section 57 of the Public Utilities Act, which fee is twenty-seven (\$27.00) dollars.

Dated at San Francisco, California, this 29th day  
of June, 1951.

A. J. [Signature]  
Harold P. Kula  
John L. [Signature]  
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Commissioners

PUBLIC UTILITIES COMMISSION  
STATE OF CALIFORNIA  
16429  
JUL 3 1951  
27<sup>th</sup>  
By [Signature]