

**ORIGINAL**

Decision No. 48271

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
H. B. MACE and C. BRUCE MACE, partners )  
doing business under the name of H. B. )  
MACE GRAIN DRYER & ELEVATOR CO., )  
ROSENBERG BROS. & CO., INC., and )  
ROSENBERG DRYER & WAREHOUSE CO., a )  
corporation, for an order authorizing )  
the sale by the 1st applicants of )  
their entire plant to the 2nd applicant )  
and its operation by the 3rd applicant.)

Application No. 34036

OPINION AND ORDER

H. B. Mace and C. Bruce Mace, partners doing business as H. B. Mace Grain Dryer & Elevator Co., conduct public utility warehouse operations at Cement City, Solano County. By this application authority is sought to sell the warehouse property and equipment to Rosenberg Bros. & Co., Inc., for a cash consideration of \$275,000. Rosenberg Bros. & Co., Inc., proposes to lease the facilities to Rosenberg Dryer & Warehouse Co., a wholly owned subsidiary. No change is proposed in the service available to the public nor in the rates, rules and regulations applicable thereto.

It appears that this is a matter in which a public hearing is not necessary, that applicants' proposals are not adverse to the public interest and that the sought authority should be granted.

The action taken herein shall not be construed to be a finding of the value of the property herein authorized to be transferred.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that H. B. Mace and C. Bruce Mace, partners doing business as H. B. Mace Grain Dryer & Elevator Co., be and they are hereby authorized to transfer, within sixty days after the effective date hereof, the public utility warehouse

property involved in the above-entitled application to Rosenberg Bros. & Co., Inc., and Rosenberg Bros. & Co., Inc., is hereby authorized to enter into a lease with Rosenberg Dryer & Warehouse Co., a corporation, in a form substantially the same as that attached to the application; that, prior to the effective date of said transfer, H. B. Mace and C. Bruce Mace, partners doing business as H. B. Mace Grain Dryer & Elevator Co., and Rosenberg Dryer and Warehouse Co., a corporation, shall, on not less than five days' notice to the Commission and the public, supplement or reissue the tariffs on file with the Commission insofar as they name rates, rules and regulations governing the warehouse operations here involved to show that H. B. Mace and C. Bruce Mace, partners doing business as H. B. Mace Grain Dryer & Elevator Co., have withdrawn or canceled and that Rosenberg Dryer & Warehouse Co., a corporation, has concurrently adopted or established as its 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.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 10<sup>th</sup> day of February, 1953.

*R. I. [Signature]*  
President  
*Justus F. [Signature]*  
*Harold P. [Signature]*  
*Kenneth [Signature]*  
*[Signature]*  
Commissioners