

ORIGINAL

Decision No. 49671

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 LOWELL E. MAST and FLORIS E. MAST, )  
 Executors of the Estate of ANNA MAST )  
 RUPPERT, deceased, AMALIA E. MAST, )  
 MARY LUCILLE MAST FRITTER, GEORGIA FLORINE )  
 MAST WELLES, LOWELL E. MAST, VERNON A. )  
 MAST, ROY A. MAST and VERNON A. MAST, )  
 Executor of the Estate of JOHN G. MAST, )  
 deceased, doing business under the firm )  
 name and style of MAST BROS. IRON WAREHOUSE )  
 for approval of transfers of interest in )  
 MAST BROS. IRON WAREHOUSE pursuant to )  
 provisions of Sections 851-853 of )  
 the Public Utilities Code. )  
 ----- )

Application  
No. 35096

OPINION AND ORDER

This is an application for an order of the Commission authorizing the transfer of the Mast Bros. Iron Warehouse located at Esparto. The facility is used for the storage of rice, barley, wheat and other grains.

According to the application, the following were the owners of Mast Bros. Iron Warehouse:

Annie Ruppert Estate	1/5 interest
Mrs. Charles S. Mast also known as Amalia E. Mast	1/5 interest
Mary Lucille Mast Fritter and Georgia Florine Mast Welles	1/5 interest
John G. Mast	2/5 interest

It now appears that with respect to the ownership several transactions have been taken or are about to be taken which the Commission is asked to authorize. These are as follows:

1. By a decree of final distribution made and entered into in the Estate of Annie Mast Ruppert, the 1/5 interest formerly held by her was distributed to Lowell E. Mast. Said Lowell E. Mast and Floris E. Mast were the executors of the estate.

2. By a deed executed on April 30, 1952, by Laura Mast Zacher and Amalia E. Mast, the 1/5 interest of Mrs. Charles S. Mast was transferred to Roy A. Mast.

3. By a deed executed on April 8, 1952, by Mary Lucille Mast Fritter and Georgia Florine Mast Welles, said Lowell E. Mast acquired their 1/5 interest.

4. By a deed executed by Lowell E. Mast and Elizabeth Wooster Mast on September 15, 1952, Vernon A. Mast acquired a 1/5 interest from them.

5. John G. Mast, also known as J. G. Mast, died on October 8, 1952, and his 2/5 interest now is held by his estate. His will provides that Vernon A. Mast shall receive the 2/5 interest formerly held by him upon distribution of the estate.

These various transfers of the interests in the Mast Bros. Iron Warehouse were desired because the transferors no longer were interested in the warehouse business and the new owners desired to continue the operation. The application indicates that at the conclusion of these several transactions ownership will be held by Lowell E. Mast, Vernon A. Mast and Roy A. Mast.

From a review of the verified application it appears that the transfers are not adverse to the public interest. In our opinion a public hearing is not necessary and the application should be granted; therefore,

IT IS HEREBY ORDERED as follows:

1. The transfers of the interests in the Mast Bros. Iron Warehouse, as set forth in this application, hereby are authorized and approved.

2. On not less than five days' notice to the Commission and to the public, applicants shall supplement or reissue the tariffs now

on file with the Commission, insofar as they name rates, rules and regulations governing warehouse operations of John G. Mast, doing business as Mast Bros. Iron Warehouse, to show that John G. Mast, doing business as Mast Bros. Iron Warehouse, has withdrawn or canceled and that Lowell E. Mast, Vernon A. Mast and Roy A. Mast, doing business as Mast Bros. Iron Warehouse, concurrently have adopted or established as their own said rates, rules and regulations. The tariff filings 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 action taken herein shall not be construed to be a finding of the value of the properties herein authorized to be transferred.

4. The authority herein granted will become effective upon the date hereof.

Dated at San Francisco, California, this 16<sup>th</sup> day of February, 1954.

A. Z. Anderson  
President

Justus J. Cullen

Kenneth Patten

Ed L. McMill

Demo Higgins  
Commissioners