

ORIGINAL

Decision No. 50284

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of THE ANGLO CALIFORNIA)
 NATIONAL BANK OF SAN FRANCISCO, a :
 national banking association, and)
 CONTINENTAL GRAIN COMPANY, a Delaware :
 corporation, for approval to lease)
 certain warehouse property in Lemoore, :
 California by THE ANGLO CALIFORNIA)
 NATIONAL BANK OF SAN FRANCISCO to :
 CONTINENTAL GRAIN COMPANY (Section)
 851-52 Public Utilities Code). :
 -----)

Application
 No. 35474
 (First and
 Second Amendments)

O P I N I O N

This is an application for an order of the Commission authorizing The Anglo California National Bank of San Francisco, as lessor, and Continental Grain Company, a corporation, as lessee, to enter into a lease agreement of certain real and personal property.

The properties to be leased by the bank to the corporation include certain warehouses formerly operated by H. S. Brietigam as a public warehouseman in the City of Lemoore, together with personal property used in and about the premises. It appears that the bank acquired the properties from Eckhart A. Thompson, as trustee in bankruptcy for H. S. Brietigam, et al., that the acquisition was approved by the Commission by Decision No. 47945, dated November 25, 1952, and that the premises in the past have been operated under lease agreement by Wedderburn Bros.

The lease agreement with Wedderburn Bros. has expired and was not renewed. The bank now proposes to negotiate a new lease with Continental Grain Company for a period of two years at a total rental of \$15,000.

The lessee is a corporation engaged in operating warehouses throughout the United States and appears to be in a position to take over the public utility operations of the properties involved in this application. The new operator will apply the rates appearing in the tariff heretofore filed with the Commission by Wedderburn Bros.

Upon a review of the verified application we are of the opinion that the lease of the premises, as proposed, will not be adverse to the public interest and should be authorized. The action taken herein shall not be construed to be a finding of the value of the properties referred to in the lease agreement.

O R D E R

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

IT IS HEREBY ORDERED as follows:


1. The Anglo California National Bank of San Francisco and Continental Grain Company are authorized to execute and enter into a lease agreement, in substantially the same form as that filed in this proceeding, under the terms of which The Anglo California National Bank of San Francisco, as lessor, will lease the premises covered by the agreement to Continental Grain Company, as lessee.

2. Within 60 days after the effective date hereof, Continental Grain Company shall file in triplicate, and make

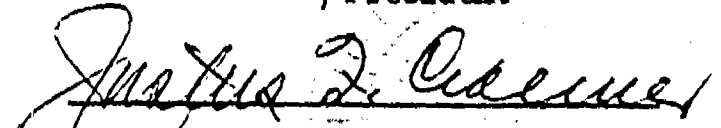
effective on not less than five days' notice to the Commission and the public, tariffs governing the warehouse operations here involved naming rates, rules and regulations no higher than those named in Warehouse Tariff No. 1, Cal. P.U.C. No. 1, of William E., Loy R., Frederick F. and Chesley M. Wedderburn, doing business as Wedderburn Bros., and in all other respects complying 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.

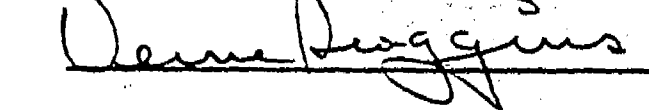
Dated at San Francisco, California, this 20th day of July, 1954.



President







Commissioners