

ORIGINAL

Decision No. 50521

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 TURNER-WHITTELL WAREHOUSES, INC. for)
 authorization to sell and transfer,)
 and of C. L. TILDEN, JR. and IRVING)
 S. CULVER, partners doing business)
 as GIBRALTAR WAREHOUSES, for author-)
 ization to purchase and acquire)
 certain public utility warehouse)
 operating rights and properties in)
 San Francisco.)
 -----)

Application
No. 35727

OPINION AND ORDER

In this application the Commission is asked to make an order authorizing Turner-Whittell Warehouses, Inc. to sell certain warehouse operative rights and equipment to C. L. Tilden, Jr. and Irving S. Culver, partners doing business as Gibraltar Warehouses.

Applicants are engaged in the public utility warehouse business in San Francisco. Turner-Whittell Warehouses, Inc., a corporation, reports that prior to and continuously since August 2, 1927, it has operated 45,000 square feet of leased space at 1200 Battery Street.^{1/} All of its outstanding stock is held by C. L. Tilden, Jr. and Irving S. Culver who, in addition, as partners are engaged in the operation of the Gibraltar Warehouses. For the year 1953, Turner-Whittell Warehouses, Inc. reported operating revenues of \$103,275 with net income of \$3,598, and the partners reported for the Gibraltar Warehouses operating revenues of \$328,908 with net income of \$11,466, before federal income taxes.

^{1/} Certifying provisions for warehousemen operating in any city or any city and county having a population of 150,000 or more were added to the Public Utilities Act by the Statutes of 1927, Chapter 878, effective August 2, 1927.

It appears that C. L. Tilden, Jr. and Irving S. Culver desire to consolidate the operations under one ownership and that they have made arrangements to acquire the operative rights and to purchase for \$4,739.49 the warehouse and other equipment now owned by Turner-Whittell Warehouses, Inc. They expect through the consolidation to effect some economies in operating costs. It is their intention to continue the operations now performed by Turner-Whittell Warehouses, Inc. and to adopt its rates, rules and regulations. The transfer, if approved, will be made as of June 30, 1954, the operating profits or losses to be for the account of the buyers from and after July 1.

We are of the opinion that the proposed transfer will not be adverse to the public interest, that a public hearing is not necessary in this proceeding, and that the application should be granted, as herein provided; therefore,


IT IS HEREBY ORDERED as follows:

1. Turner-Whittell Warehouses, Inc. may transfer its operative rights and equipment, on or before December 31, 1954, to C. L. Tilden, Jr. and Irving S. Culver under the terms and conditions set forth in this application.
2. The action taken herein shall not be construed to be a finding of the value of the rights and properties herein authorized to be transferred.
3. 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 Turner-Whittell Warehouses, Inc., to show that Turner-Whittell Warehouses, Inc. has

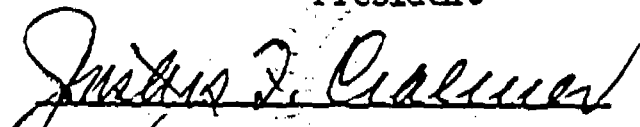
withdrawn or canceled and that C. L. Tilden, Jr. and Irving S. Culver concurrently have adopted or established as their own said rates, rules and regulations. The tariff filings made pursuant to this order in all respects shall comply with the regulations governing the construction and filing of warehouse tariffs set forth in the Commission's General Order No. 61.

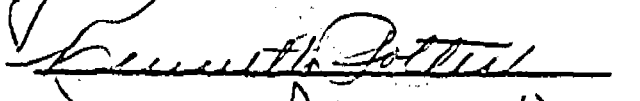
4. The authority herein granted will become effective 20 days after the date hereof.

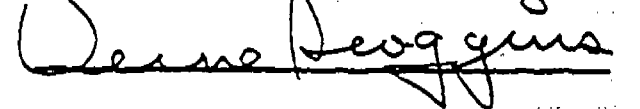
Dated at San Francisco, California, this 14th day of September, 1954.



President







Commissioners