

**ORIGINAL**

Decision No. 57234

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of	)	
THE EIBE & HUFFMAN WAREHOUSE COMPANY,	)	
a corporation, and of Glenn Growers,	)	Application No. 40326
a corporation, for order authorizing	)	
borrowing of money and to issue	)	
promissory note and to guaranty	)	
indebtedness incurred in making	)	
repairs, modernization and improvements	)	
to storage plant and equipment	)	

OPINION AND ORDER

This is an application for an order of the Commission (1) authorizing The Eibe & Huffman Warehouse Company, a California corporation, to issue two notes in the aggregate principal amount of \$75,260.24 for the purpose of enabling it to pay an indebtedness owing to Glenn Growers, a California corporation, and (2) authorizing Glenn Growers, a California corporation, to execute a continuing guaranty.

Applicants are engaged in the public utility warehouse business and in related activities in Glenn County. The application sets forth details of a program of repairs, improvements and additions which The Eibe & Huffman Warehouse Company has recently completed with respect to its facilities, and which were financed by advances of funds amounting to \$75,260.24 on an open account from Glenn Growers, the two corporations being operated by the same management.

To enable it to pay the \$75,260.24, The Eibe & Huffman Warehouse Company proposes to issue (1) a \$25,260.24 note to Glenn Growers, payable in annual instalments of \$7,500 including 5-1/4% per annum interest, and (2) a \$50,000 note to Bank of America National Trust and Savings Association, payable in annual instalments of \$10,000 with interest at the rate of 5-1/4% per annum. Glenn Growers, as guarantor of the latter loan, will execute a continuing guaranty with Bank of America National Trust and Savings Association.

We have made a review of this application and are of the opinion that a public hearing is not necessary, that the application should be granted, that the money, property or labor to be procured or paid for by the issue of the notes herein authorized is reasonably required for the purpose set forth herein and that such purpose is not, in whole or in part, reasonably chargeable to operating expenses or to income; therefore,

IT IS HEREBY ORDERED as follows:

1. The Eibe & Huffman Warehouse Company, a corporation, on and after the effective date hereof and on or before December 31, 1958, may issue a promissory note to Bank of America National Trust and Savings Association in the principal amount of not exceeding \$50,000, and may issue a promissory note to Glenn Growers, a corporation, in the principal amount of not exceeding \$25,260.24, for the purpose set forth in this application, which documents shall be in, or substantially in, the same form as those attached to the application as Exhibit C and Exhibit E, respectively.

2. Glenn Growers, a corporation, may assume an obligation or liability as guarantor in respect of said note of The Eibe & Huffman Warehouse Company, a corporation, in the principal amount

of not exceeding \$50,000, and may execute a continuing guaranty in, or substantially in, the same form as that attached to the application as Exhibit D.

3. The Eibe & Huffman Warehouse Company, a corporation, shall file with the Commission a report, or reports, as required by General Order No. 24-A, which order, insofar as applicable, is made a part of this order.

4. The authority herein granted will become effective when The Eibe & Huffman Warehouse Company, a corporation, has paid the fee prescribed by Section 1904(b) of the Public Utilities Code, which fee is \$76.

Dated at San Francisco, California, this 26<sup>th</sup> day of August, 1958.

E. Lynn Fox  
President

John E. Mitchell

William J. Fisher

Theodore Jensen

Commissioners

