

ORIGINAL

Decision No. 57227

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
Millview Warehousing and Milling
Company, a California corporation
to lease its interest to Dow R.
Denney doing business under the
firm name and style of Millview
Milling Company

Application No. 40349

OPINION AND ORDER

Millview Warehousing and Milling Company, a California corporation, applicant herein, is engaged in the public utility warehouse business and related activities in Madera County, the greater part of its operations being of a nonutility nature.

In this application it appears that the corporation desires to separate its public utility operations from its other operations and that it has made arrangements to lease a portion of its warehouse building, consisting of approximately 7,500 square feet, together with certain equipment, to Dow R. Denney, its secretary and one of its shareholders, who will continue the operations under the firm name and style of Millview Milling Company. It and Mr. Denney seek the Commission's approval of the leasing arrangements.

The proposed lease will run for a term of five years commencing on the first day of August, 1958 and will provide for the payment by the lessee of the sum of four cents per square foot,

per year. Upon the expiration of the term of five years, the lessee shall have the option to lease the premises for an additional five-year period.

The Commission has considered this application and is of the opinion that a public hearing is not necessary, that the proposed transaction will not be adverse to the public interest and that an order should be entered; therefore,

IT IS HEREBY ORDERED as follows:

1. Millview Warehousing and Milling Company, a corporation, may lease warehouse properties to Dow R. Denney, in accordance with the terms of the lease agreement filed in this proceeding, provided the authority herein granted is not to be construed as relieving in any way the properties leased from their present devotion to the public use.
2. The action taken herein shall not be construed to be a finding of the value of the properties to be leased.
3. On not less than five days' notice to the Commission and to the public, effective concurrently with the consummation of such transfer, applicants shall supplement or reissue the tariffs now on file with the Commission, insofar as they name rates, rules and regulations governing the warehouse operations of Millview Warehousing and Milling Company, to show that Millview Warehousing and Milling Company has withdrawn or canceled and that Dow R. Denney, doing business as Millview Milling Company, concurrently has adopted or established, as his 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 shall become effective on the date hereof.

Dated at San Francisco, California, this 26th day of August, 1958.

E. J. Fox
President
W. L. Mitchell
W. J. ...
Theodore ...
Commissioners