

ORIGINALDecision No. 60167

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 CONSOLIDATED WAREHOUSE COMPANY OF
 CALIFORNIA, a corporation, for a
 restriction and restatement of its
 certificate of public convenience
 and necessity to operate as a
 warehouseman.

Application No. 42136

O P I N I O N

Consolidated Warehouse Company of California requests authority to abandon a portion of its warehouse space and further requests a restatement of its certificated authority.

By Decision No. 54989 applicant was authorized to acquire 117,918 square feet of storage space from Farnsworth & Ruggles. The property, located at First and Brannan Streets, San Francisco, was held under a lease which expired December 31, 1958. Applicant, assertedly ignorant of Section 851 of the Public Utilities Code, negotiated a new lease which relinquished 58,000 square feet of warehouse space.

By Decision No. 59100, as amended, dated October 6, 1959, applicant was authorized to acquire the warehouse operations conducted by J. A. Clark Draying Co. Ltd. Said operations were conducted at 139-149 Townsend Street and 100-116 Howard Street, San Francisco. Again applicant, assertedly acting in ignorance of Section 851 of the Public Utilities Code, sold the property located at 100-116 Howard Street. Said property was sold to a company not engaged in public warehousing.

It is alleged that the abandonments were prompted by lack of public use.

After consideration, the Commission is of the opinion that said abandonments are not adverse to the public interest. However, applicant is admonished to comply with Section 851 of the Public Utilities Code in future transactions involving its operative property. A public hearing is not necessary.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED:

- (1) That Consolidated Warehouse Company of California is authorized to abandon the space hereinabove referred to.
- (2) That in the place and stead of its existing operating authority, as described in Decision No. 54989 in Application No. 39014 and Decision No. 59100 as amended by Decision No. 59143 in Application No. 41503, which is hereby revoked, a certificate of public convenience and necessity is hereby granted to Consolidated Warehouse Company of California, authorizing the operation of 118,000 square feet of warehouse floor space in the City of San Francisco for the storage of property as a public utility warehouseman.
- (3) That within 60 days after the effective date hereof and on not less than ten days' notice to the Commission and to the public applicant shall amend its tariffs presently on file with this Commission to reflect the authority herein granted.
- (4) That the operating authorities acquired by Decisions Nos. 54989, 59100 and 59143 authorizing Consolidated Warehouse Company of California to operate as a public utility warehouseman

within the City and County of San Francisco are hereby canceled, said cancellation to become effective concurrently with the effective date of tariff filings required by Paragraph (3) hereof.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 24th day of May, 1960.

George W. [Signature]
President
[Signature]
[Signature]
Theodore [Signature]
Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.