

ORIGINAL

Decision No. 65632

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of UNION ICE & STORAGE COMPANY, a corporation, (1) for a certificate of public convenience and necessity authorizing operation as a cold storage warehouseman at Stockton, California, and (2) for authorization to issue promissory note.

Application No. 45290

O P I N I O N

Union Ice & Storage Company requests (1) a certificate to operate as a public utility cold storage warehouseman in 132,000 square feet of warehouse floor space in the City of Stockton and (2) authority to issue a promissory note in the amount of \$550,000.

Applicant presently conducts operations in two Stockton plants. The authority herein requested would be in lieu of and in addition to the prescriptive authority that applicant presently possesses for the operation of 64,410 square feet of floor space in Stockton.

Applicant proposes to add a new building which will contain 38,856 square feet of warehouse floor space and will be a single story constructed of concrete with fibre glass insulation.

The promissory note would be issued to The Union Ice Company and will bear interest at a rate per annum equal to 1 percent above the prime bank rates of interest, but not less than 5 percent nor more than 6 percent per annum. The note is to be payable in equal quarterly installments of \$6,375 each,

commencing June 30, 1963, and will continue to December 31, 1972, with the balance of the principal payable March 31, 1973. The proceeds of the note are to be used as follows:

Construction	\$310,000
Machinery	240,000

As of December 31, 1962, applicant indicated an earned surplus in the amount of \$519,299.25.

It is alleged that increasing demands for applicant's service require the proposed extension and that National Ice & Cold Storage Company, a public utility cold storage warehouseman in Stockton, is concurrently ceasing operation in Stockton.

After consideration the Commission finds that public convenience and necessity require the granting of the certificate herein requested and that the money, property or labor to be procured or paid for by the issue of the indebtedness herein authorized is reasonably required for the purposes specified herein, and that such purposes are not, in whole or in part, reasonably chargeable to operating expenses or to income. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is hereby granted to Union Ice & Storage Company, a corporation, as a public utility warehouseman, as defined in Section 239(b) of the Public Utilities Code, for the operation of cold storage warehouse floor space as set forth in Appendix A attached hereto and made a part hereof.

2. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. By accepting the certificate of public convenience and necessity herein granted, applicant is placed on notice that it will be required, among other things, to file annual reports of its operations. Failure to file such reports, in such form and at such time as the Commission may direct, may result in a cancellation of the public utility warehouseman operations authorized by this decision.
- (b) Within one hundred twenty days after the effective date hereof, applicant shall establish the service herein authorized and file in the Commission's office in triplicate tariffs satisfactory to the Commission.
- (c) The tariff filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the establishment of the service herein authorized.
- (d) The tariff filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 61-A.

3. Concurrent with the tariff filings required by ordering paragraph 2(b) hereof the prescriptive authority described in the Commission's order dated June 14, 1960, in Case No. 6533, is hereby revoked.

4. After the effective date hereof, applicant may execute the promissory note herein referred to in an amount not to exceed \$550,000.

The authority herein granted to issue a note will become effective when applicant has paid the fee prescribed by Section

1904(b) of the Public Utilities Code, which fee is \$550. In other respects the effective date of this order shall be twenty days after the date hereof.

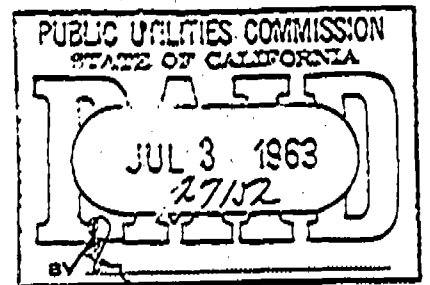
Dated at San Francisco, California, this 2nd day of JULY, 1963.

George H. Crow
President

John S. Hutchins
Walter W. King

Frederick B. Holbrook

William W. Bennett
Commissioners



APPENDIX A

Union Ice & Storage Company
(a corporation)

Union Ice & Storage Company, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a public utility cold storage warehouseman as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
Stockton	132,000

(The floor space shown above is exclusive of the 50,000 square feet of expansion permissible under Section 1051 of the Public Utilities Code).

Issued by California Public Utilities Commission.

Decision No. 65632, Application No. 45290.