

Decision No. 66441**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of:)

WATER-LAND TRUCK LINES, a corporation,)
 to sell, WILLIS T. NORMAN, Assignee)
 for the Benefit of Creditors of said)
 WATER-LAND TRUCK LINES, a corporation,)
 consenting to sale, and MERLYN F.)
 TESKEY, to purchase a prescriptive)
 operative right as a public utility)
 warehouseman, in Los Angeles County,)
 pursuant to Sections 851-853 of the)
 Public Utilities Code.)

Application No. 45867

O P I N I O N

Water-Land Truck Lines, a corporation, and Willis T. Norman, as assignee for the benefit of creditors, request authority to sell and transfer, and Merlyn F. Teskey, requests authority to purchase and acquire, a prescriptive operating right as a public utility warehouseman.

The prescriptive right was described in an order of this Commission dated September 1, 1960, in Case No. 6043 and authorizes the operation of a public warehouse in Walnut Park (Los Angeles County) in the amount of 9,000 square feet of floor space. The cash consideration is \$1,250. As of August 31, 1963, applicant purchaser indicated a net worth in the amount of \$150,000.

Because of insolvency Water-Land executed an Assignment for the Benefit of Creditors to Willis T. Norman. Operations were discontinued and at the request of the seller herein the operating authority was suspended for a period of one year by Decision No. 64051 dated July 31, 1962.

Applicant purchaser is the president of Water-Land and, along with his wife and father, is also the owner of the warehouse property on which the operations were formerly conducted. The proposed operations will be conducted in the same warehouse.

After consideration the Commission finds that the proposed sale would not be adverse to the public interest. A public hearing is not necessary.

The authorization herein granted shall not be construed as a finding of the value of the rights and properties herein authorized to be transferred.

O R D E R

IT IS ORDERED that:

1. On or before June 1, 1964, Water-Land Truck Lines may sell and transfer, and Merlyn F. Teskey may purchase and acquire, the operative rights and property referred to in the application.
2. Within thirty days after the consummation of the transfer herein authorized, Merlyn F. Teskey shall notify the Commission, in writing, of that fact and within said period shall file with the Commission a true copy of any bill of sale or other instrument of transfer which may be executed to effect said transfer.
3. Merlyn F. Teskey shall amend or reissue the tariffs on file with the Commission, naming rates, rules and regulations governing the warehouse operations herein to show that he has adopted or established, as his own, said rates, rules and regulations. 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 consummation of the transfer herein authorized. The tariff filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 61-A.

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

Dated at San Francisco, California,
this 10th day of December, 1963.

William B. Durrill
President
George G. Thayer
Fredrick B. Hollings
Commissioners