

**ORIGINAL**

Decision No. 68395

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
SAN FRANCISCO WAREHOUSE CO., a )  
corporation, for authorization to ) Application No. 47141  
sell and convey Public Utility ) (Filed November 24, 1964)  
property. )

OPINION AND ORDER

Applicant operates as a public utility warehouseman, as defined in Section 239 of the Public Utilities Code in the storage and handling of general commodities in San Francisco.<sup>1</sup>

Pursuant to Section 851 of the Public Utilities Code of the State of California, it seeks authority to sell, for a total purchase price of \$247,191.01, two parcels of real property, one known as 605 Third Street, and the other as 375 Brannan Street. The former is improved by a one-story warehouse building with 18,900 square feet of warehouse space, 8,000 square feet of space used for nonutility offices, and 3,600 square feet presently occupied by a tenant. The building is of reinforced concrete construction and was built over forty years ago. The parcel of real property at 375 Brannan Street is covered by a four-story warehouse building containing 30,000 square feet of warehouse space. This building is of brick and mill construction and was built approximately thirty years ago.

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<sup>1</sup>By Decision No. 41066 dated December 22, 1947, in Application No. 23851, applicant was granted a certificate of public convenience and necessity as a public utility warehouseman for the operation of 631,785 square feet of warehouse floor space at San Francisco.

Applicant states that it conducts at the present time public utility warehouse operations in the above premises. Occupancy of public utility warehouse space in the two buildings, applicant asserts, is low and adequate space is available in adjacent premises of applicant at 625 Third Street, San Francisco, to accommodate goods now in storage at 605 Third Street and 375 Brannan Street. Applicant avers that the premises sought to be sold are no longer necessary for its public utility operation.

Applicant has entered into a written agreement with Wells Fargo Bank for the sale of the above said properties. A copy of that agreement is attached to the application as Exhibit "C".

According to applicant, this application is being filed in order to remove a possible cloud upon the title of the purchaser of the above real property. It is alleged that the properties are no longer useful in the public utility warehouse operations of applicant; the proposed sale is to the best interests of applicant and of the public, and the buildings being sold are old. It is further alleged that the over-all efficiency of applicant's operations will be increased by the transfer of the operations now conducted in those old buildings to more modern and efficient buildings operated by applicant.

In the circumstances, it appears, and the Commission finds, that the proposed discontinuance will not be adverse to the public interest. A public hearing is not necessary. The application should be granted.

IT IS ORDERED that:

1. San Francisco Warehouse Company, a corporation, may discontinue public utility warehouse operations in 48,900 square feet of floor space at 605 Third Street and 375 Brannan Street, San Francisco, subject to the following conditions:

- a. Applicant shall continue operating as a public utility warehouseman at 605 Third Street and 375 Brannan Street, San Francisco, rendering all services specified in its tariffs, at rates and charges therein provided, so long as any property remains in storage in these warehouses; except that from and after the date of filing the written acceptance specified in Condition b hereof, applicant shall not be required to receive any additional goods for storage at such warehouses.
- b. Applicant shall, within twenty days after the effective date of this order, file with the Commission its written acceptance of this order, including all of the provisions and conditions thereof.
- c. Applicant shall cause to be prepared and to be mailed or otherwise delivered to each of its storage patrons, on or before twenty days after the effective date of this order, a true and complete copy of this order.
- d. Applicant shall, at the direction of the owner of any property remaining in storage, transport such property to any available public warehouse at the expense of applicant and at no expense or risk to the owner of the property transported.
- e. Applicant shall, promptly on removal of all stored property from the warehouses involved, (a) file with the Commission a verified statement that it has fully complied with Conditions a to d, inclusive, and (b) amend its tariffs effective concurrently with the effective date of the discontinuance of service on not less than two days' notice to the Commission and the public to reflect the discontinuance of space authorized herein.

2. The authority herein granted shall expire unless exercised within one hundred twenty days after the effective date hereof.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 22<sup>nd</sup> day of December, 1964.

Frederick B. Holdhoff  
President  
John E. Mitchell  
George C. Leary  
George H. Hoover  
William W. Bennett  
Commissioners