



Decision No. 69398

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of The WESTSIDE WAREHOUSE COMPANY,)
(a California corporation) for an)
order authorizing it to sell,)
transfer, assign and convey certain)
of its operating properties and to)
cease operating as a public utility.)

Application No. 47648
(Filed June 8, 1965)

O P I N I O N

The Westside Warehouse Company, a corporation, requests authority to discontinue service as a public utility warehouseman and to sell its property to the Rice Growers Association of California.

The warehouse is located approximately four miles south of the City of Willows, in the County of Glenn. At the present time applicant has 20,800 square feet of available floor storage space. Applicant was primarily engaged in the drying and storing of rice on behalf of its shareholders, but pursuant to its authority has engaged in commercial drying and storage for other rice growers in the county.

The agreed cash consideration for all of the personal and real property involved is \$560,000.

It is alleged that within the past five years there has been a large increase in the membership of the Farmers Rice Growers Corporation and of the Rice Growers Association; during 1964 only 3½ percent of the rice handled by applicant was for persons who were not members of either association; due to the increase of independently owned drying and storage facilities and to the

construction and operation of additional public and cooperative drying facilities applicant's volume of rice handled in 1964 was 23.2 percent less than in 1962; and public convenience and necessity will continue to be served by three other public utility warehouses in the area, the nearest of which is immediately adjacent to applicant's plant.

After consideration the Commission finds that the proposed discontinuance of service and sale of property 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. Westside Warehouse Company is hereby authorized to discontinue public utility warehouse operations located approximately 4 miles south of Willows in the County of Glenn and the prescriptive operative right as a public utility warehouseman determined by the Commission's order dated August 1, 1960, in Case No. 6697 is hereby revoked subject to the following conditions:

- a. Applicant shall continue as a public utility warehouseman at the location designated above, rendering all services specified in California Warehouse Tariff Bureau Warehouse Tariff No. 38 at rates and charges therein provided, so long as any property remains in storage in the warehouse involved; 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 storage.

- b. Applicant shall, within twenty days after the effective date of this order, file with the Commission a 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 storage patron, on or before the twentieth day 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 warehouse (a) file with the Commission a verified statement that Conditions a to d, inclusive, have been fully complied with; and (b) have its participation in California Warehouse Tariff Bureau Warehouse Tariff No. 38 canceled effective concurrently with the effective date of the discontinuance of service on not less than ten days' notice to the Commission and the public.

2. On or before December 31, 1965, but not earlier than the effective date of the tariff filings required by ordering paragraph 1 e hereof, Westside Warehouse Company may sell its properties, both personal and real, referred to in this application to the Rice Growers Association of California.

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

Dated at San Francisco, California, this 13th day of July, 1965.

Fredrick B. Hallock
President
George L. Hoover
Augusta
William B. Bennett
Commissioners