

ORIGINAL

Decision No. 74690

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SUTTER BASIN GROWERS COOPERATIVE, a)
corporation, for authority to)
discontinue public warehouse opera-)
tions at State Ranch Bend. }

Application No. 50418
(Filed July 23, 1968)

O P I N I O N

Sutter Basin Growers Cooperative, a corporation, requests authority to discontinue operations as a public utility warehouseman at State Ranch Bend.

Applicant presently operates 22,000 square feet of warehouse space at State Ranch Bend pursuant to a prescriptive right as described by Commission Order dated August 30, 1960, in Case No. 6935, as amended by Decision No. 64212 dated September 11, 1962 in Application No. 44650. Applicant also operates approximately 60,000 square feet of public utility warehouse space at Knights Landing.

It is alleged that the State Ranch Bend warehouse was built on a small strip of land on the Sacramento Side of the protective flood control levee; the river bank has eroded to such an extent that the warehouse is in danger of collapsing into the river; for the past six years the warehouse has only been used for the storage of safflower; safflower acreage in the area has declined in the past six years to the point where the warehouse is no longer needed; and there is adequate space in applicant's Knights Landing warehouse, which is located a short distance from State Ranch Bend.

After consideration, the Commission finds that public convenience and necessity no longer require applicant's services as a public utility warehouseman at State Ranch Bend. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. Sutter Basin Growers Cooperative is hereby authorized to discontinue public utility warehouse operations at State Ranch Bend and the operative right as described by Commission Order dated August 30, 1960, in Case No. 6935, as amended by Decision No. 64212, dated September 11, 1962, in Application No. 44650, is revoked, subject to the following conditions:

- (a) Applicant shall continue as a public utility warehouseman at State Ranch Bend rendering all services specified in its tariff 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 goods for storage.
- (b) Applicant shall, within thirty 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 thirty 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 utility 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, file with the Commission amendments to its tariffs showing the change authorized herein and shall make reference in such tariffs to this decision as authority for the changes.
- (f) Applicant shall, promptly on removal of all stored property from the warehouse, file with the Commission a verified statement that conditions (a) to (e) inclusive have been fully satisfied.

2. Concurrently with the tariff filings required by ordering paragraph 1(e) hereof, a certificate of public convenience and necessity is granted to Sutter Basin Growers Cooperative authorizing operations as a public utility warehouseman as defined in Section 239(b) of the Public Utilities Code, for the operation of storage or warehouse floor space as set forth in Appendix A attached hereto and made a part hereof.

3. Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. Applicant is placed on notice that, if it accepts the certificate herein granted, it will be required, among other things, to file annual reports of its operations.

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

Dated at San Francisco, California, this 17th day of SEPTEMBER, 1968.

William A. ...
President

William W. Bennett

August ...

Paul P. Morrissey
Commissioners

Sutter Basin Growers Cooperative, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a public utility warehouseman for the operation of storage or warehouse floor space as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
Knights Landing	60,000

(The floor space shown is exclusive of the expansion permissible under Section 1051 of the Public Utilities Code.)

Issued by California Public Utilities Commission.

Decision No. 74690, Application No. 50418.