

ORIGINAL

Decision No. 12595

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
WM. L. DEYSHER for certificate of)
public convenience and necessity to) Application No. 8987.
operate motor freight truck service)
between Novato and San Francisco.)

BY THE COMMISSION:

O R D E R

In this proceeding Wm. L. Deysher applies for a certificate of public convenience and necessity authorizing the operation of motor freight truck service between Novato and San Francisco, and intermediate points.

Applicant proposes to use two 5-ton White trucks in such operation, making two round trips per day between Novato and San Francisco, and to charge rates as more fully set out in Exhibit "A" attached to the application herein.

The application sets forth as justification for the granting of certificate applied for the allegation that there is no existing certificate authorizing the operation of other transportation truck line handling shipments in excess of sixty pounds between Novato and San Francisco, and further that there is a demand for service on the part of dairymen located in the territory proposed to be served whereby they can ship their milk direct from dairies to creameries located in San Francisco in a much shorter time than by existing transportation service; that due to the shorter time consumed in transportation the milk would arrive at the creamery in far better condition than under present methods of transportation.

Applicant is mistaken with reference to weight limitations on existing truck line serving the territory now proposed to be served by him. The sixty pound limitation affects only one truck line operated between Sausalito and Santa Rosa and intermediate points, and this limitation does not apply to milk, cream or dairy products.

Further, under the provisions of Chapter 310, Statutes of 1923, effective August 17, 1923, no certificate is required to engage in the transportation of products or implements of husbandry or other farm necessities when moving directly from or to a farm. This statutory enactment would include trucks solely engaged in the transportation of milk and cream directly from dairy farms to creameries, and accordingly no certificate would be required at this time for the principal operations proposed to be engaged in by applicant. We are accordingly of the opinion that this is a matter in which a public hearing is not necessary and that the application should be denied.

IT IS HEREBY ORDERED that the above entitled application be and the same is hereby denied.

Dated at San Francisco, California, this 13th day of September, 1923.

Charles
W. B. Blanding
James Martin
Ernest Shore
J. T. Whittaker
Commissioners.