

Decision No. 14802

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of Sacramento Navigation Company. )  
a corporation, for a Certificate )  
of Public Convenience and Necess- )  
ity to operate vessels upon the )  
inland waters of the State of )  
California between points on the )  
Sacramento River and tributaries. )  
and Oakland and Encinal Terminal. )

APPLICATION NO. 10843

Sanborn & Roehl and DeLancey C. Smith, by E.H. Sanborn,  
for Applicant.

BY THE COMMISSION:

O P I N I O N

Sacramento Navigation Company, a corporation, existing under and by virtue of the laws of the State of California, having its principal place of business at Sacramento, California, applies under the provisions of paragraph (d), section 50 of the Public Utilities Act for a certificate of public convenience and necessity authorizing the operation of vessels for the transportation of property between points now served by applicant on the Sacramento River and its tributaries on the one hand, and points on the western waterfront and estuary waterfront, in the city of Oakland, and Encinal Terminal wharves, located in the city of Alameda, on the Oakland Estuary, on the other hand.

The petition shows that applicant now owns and operates a fleet of vessels between points on the Sacramento River and its tributaries, and San Francisco and other points on the San Francisco Bay under rates contained in its Local Freight Tariff No.2-A, C.R.C. No.5; Local Freight Tariff 3-A, C.R.C. No.6, and Grain Tariff No.1, C.R.C. No.3; that there has recently been opened large terminal facilities known as the Encinal Terminal in the city of Alameda, on the Oakland Estuary and that in order to adequately serve the frequent demands of the public applicant requests authority to arrange for the transportation of freight and cargo to and from the said terminal facilities.

The freight rates and charges to be assessed for transportation of freight between all points will be those now in effect from and to San Francisco.

A public hearing was held at San Francisco April 13, 1925 before Examiner Coary, and the matter having been duly submitted is now ready for a decision.

A stipulation was entered in the record of Application No. 10842. Bunt, Hatch & Company, heard on the same day as the instant application, and also for a certificate to operate to the Encinal Terminal, that the testimony so far as it applies to the Terminal would apply to this application. The following is from our decision in Application No. 10842:

"The testimony shows that the Encinal Terminal has extensive properties in Alameda and a complete terminal service is being organized and developed for the transferring of tonnage between cars and vessels, the refrigerating and cooling of perishables, the sorting and grading of fruits and vegetables, re-coopering and reshipping; in fact, all service necessary and proper for

the terminal handling of commerce, not only involving transportation within the State of California, but also between points throughout the world. The acreage controlled will permit of docks approximating two miles in length, and applicant's witness was of the opinion there could be no congestion by reason of local boats using the terminal facilities.

The testimony in the instant case was, by stipulation, made a part of the record in Application No.10843 of Sacramento Navigation Company, and Application No.10851 of Benjamin Walters (Island Transportation), which applications were heard the same date."

We are of the opinion and find as a fact that public convenience and necessity require the establishment of service between points on the Sacramento River and its tributaries, now served by applicant, on the one hand, and points on the western waterfront and estuary waterfront, in the city of Oakland, and Encinal Terminal, in the city of Alameda, located on the Oakland Estuary, on the other hand, as set forth in applicant's petition and that a certificate should be granted.

#### O R D E R

A public hearing having been held in the above entitled proceeding, the case having been duly submitted and now ready for a decision, the Railroad Commission of the State of California hereby declares that public convenience and necessity require the operating by Sacramento Navigation Company, a corporation, of vessels

for the transportation of property, for compensation, upon the inland waters of the State of California, between points on the Sacramento River and its tributaries now served by applicant, on the one hand, and points on the western waterfront and estuary waterfront, in the city of Oakland, and Encinal Terminal, in the city of Alameda, on the Oakland Estuary, on the other hand, as set forth in the application.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and the same is hereby granted, subject to the following conditions:

Applicant shall file written acceptance of the certificate herein granted within a period not to exceed ten (10) days from the date hereof and shall file tariffs according to the rules of this Commission, setting forth the rates, rules and regulations governing the transportation of property, which shall be those now in effect between points on the Sacramento River and its tributaries, now served by applicant, on the one hand, and San Francisco, on the other hand, as set forth in Sacramento Navigation Company's Local Freight Tariff No. 2-A, C.R.C. No. 5; Local Freight Tariff No. 3-A, C.R.C. No. 6, and Grain Tariff No. 1, C.R.C. No. 3.

Dated at San Francisco, California, this 15<sup>th</sup> day of April, 1925.

H. B. Brundage  
Chairman  
George D. Squires  
Commissioners.