

ORIGINAL

Decision No. 15535-

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of O. J. BLAKESLEY for a certif-)
icate permitting him to operate an)
automobile truck service for the)
hauling of certain commodities be-)
tween Rivera, Los Nietos, Santa Fe)
Springs, Laguna, Cudahy and Bell)
Districts, and Los Angeles.)

APPLICATION NO. 11239.

Phil Jacobson, for Applicant.

L. W. Butterfield and W. F. Brooks,
for Atchison, Topeka & Santa Fe
Railway, Protestant.

BY THE COMMISSION:

O P I N I O N

O. J. Blakesley has made application to the Railroad Commission for a certificate of public convenience and necessity to operate an automobile truck service for the transportation of certain commodities between the Rivera, Los Nietos, Santa Fe Springs, Laguna, Cudahy and Bell Districts, and the city of Los Angeles.

A public hearing herein was conducted by Examiner Williams at Los Angeles.

Applicant proposes to collect milk from dairies at the points named in his application and transport the same to creameries in Los Angeles, and to conduct a return movement

of feed and dairy supplies. Milk collected west of the Rio Hondo will be carried at a rate of 13 cents per 10-gallon can, and east of the Rio Hondo at 15 cents per can, empty containers to be returned free of charge.

Applicant proposes to continue the service he has been giving as successor to Jennie A. Wells, who conducted the service previous to the purchase of same by applicant on December 4, 1923, subsequent to the effective date of the amendment to Section 5 of the Auto Transportation Act, commonly known as the Crittenden Amendment, which exempted from regulation the movement of farm products and farm necessities. Applicant, acting under legal advice, tendered to this Commission, under date of March 2, 1925, rates for the transportation proposed in the instant application, with the exception that he provided a \$1.00 per ton rate on back-haul to the Cudahy district. By amendment at the hearing herein, applicant asked authority to make the rate uniformly \$1.50 per ton on all back haul, because of the small quantity transported. Applicant also amended his application to request permission to make deliveries at creameries in Huntington Park, a service which he had already performed in the past. He accepted the restriction that his service should be confined to points east and south of Bandini and Telegraph Road.

Applicant transports milk for eleven dairies, with an approximate daily output of 140 cans, which is transported an average distance of 25 miles.

H. B. Crawford of Santa Fe Springs, Jean Lescoulie, near Santa Fe Springs, H. J. Grimes of Cudahy and A. C. Fernandez of Bell, all dairymen and shippers of milk to Hunting-

ton Park and Los Angeles, testified that the service given by applicant in the past had been satisfactory and that there was need for a continuance of his service.

Protest of the Atchison, Topeka & Santa Fe Railway was withdrawn after the examination of applicant.

From the record herein we find as a fact that public convenience and necessity require the operation of the service as proposed by applicant, and an order granting the certificate applied for accordingly will be entered.

O R D E R

O. J. Blakesley having made application to the Railroad Commission for a certificate of public convenience and necessity to operate an automobile truck service for the transportation of certain commodities between the Rivera, Los Nietos, Santa Fe Springs, Cudahy and Bell districts, and the city of Los Angeles and the city of Huntington Park, a public hearing having been held, the matter having been duly submitted and now being ready for decision,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation of an automobile truck service as proposed by applicant herein, for the transportation of milk and other dairy products between the Rivera, Los Nietos, Santa Fe Springs, Cudahy and Bell districts, and the city of Los Angeles and the city of Huntington Park, and for a return haul of feed and dairy supplies to the ranches served by applicant, over and along the following route:

Starting from Belvedere, going east on Telegraph Road to Bandini, from Bandini east on Telegraph Road to the junction of Rivera and Barlow Road; thence north to Rivera to first pick-up, half-mile west of Rivera; returning to Rivera and Barlow Road, going one mile north on same road to second pick-up half-mile west of said road; return, going south on Rivera and Barlow Road to Rivera, thence east on River Road along the Santa Fe railroad, to one mile east of Los Nietos, south on road (no name) to Telegraph Road; east on Telegraph Road one and one-half miles. Return, going west on Telegraph Road to junction of Bell and Tweedy Road, thence south on Bell and Tweedy Road to junction of Hunt's Crossing road, now called Clara Street; west on Clara Street to Wilcox Avenue, south on Wilcox Avenue to Ann Street; return, going north on Wilcox Avenue to Florence Avenue, thence west on Florence Avenue, through Huntington Park to Santa Fe Avenue, thence north on Santa Fe Avenue to 38th Street in Vernon, west on 38th Street to Alameda Street in Los Angeles, to Towne Avenue, to destination;

Provided, that no service is authorized under this routing west or north of the junction of Bandini and Telegraph Roads; and

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

- I. That applicant, O. J. Blakesley, shall file with this Commission, within fifteen (15) days from date hereof, his written acceptance of the certificate herein granted; shall file within thirty (30) days of the date hereof, duplicate time schedules and tariff of rates, in accordance with General Order No. 51 of the Railroad Commission, and shall begin the service herein authorized within sixty (60) days from date hereof.
- II. That applicant shall not sell, lease, transfer, assign or discontinue the service herein authorized unless such sale, lease, transfer, assignment or discontinuance shall have been authorized by the Railroad Commission.
- III. That no vehicle shall be operated by applicant under the authority hereby granted unless such vehicle is owned by said applicant or is leased by him under an agreement on a basis satisfactory to the Railroad Commission.

For all other purposes the effective date of this
order shall be twenty (20) days from and after the date hereof.

Dated at San Francisco, California, this 17th
day of October 1925.

H. B. Bannard
C. C. Seaver
George D. Squire

Commissioners.