

Decision No. 18392

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BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
MOTOR TRANSIT COMPANY for a certificate )  
of public convenience and necessity )  
authorizing it to conduct a motor freight ) Application  
service between Victorville, California, ) No. 13764  
and Big Bear Valley points. )

BY THE COMMISSION -

OPINION and ORDER

Motor Transit Company, a corporation, engaged in the business of transporting persons and property, under authority of the Railroad Commission between various points in Southern California, in this proceeding has asked for an order of the Railroad Commission declaring that public convenience and necessity require the operation by it of an automobile service for the transportation of property between Victorville and points in what is known as Big Bear Valley in the San Bernardino mountains.

Applicant proposes to charge rates for the transportation of general freight between Victorville and Big Bear Valley points in accordance with an exhibit marked "A", which exhibit is attached to the application herein and made a part thereof. For the transportation of gasoline, kerosene and distillate applicant proposes to charge the rates set forth on Page 4 of the application herein.

The instant application is, in effect, an application for a certificate of public convenience and necessity authorizing Motor Transit Company to enlarge an existing operating right. The company now operates an automobile freight service, as an alternate route, between San Bernardino and Big Bear Valley points, via Victorville, with, however, no authority to pick up freight

at Victorville destined to Big Bear Valley points. If the instant application be granted, applicant declares, it will be in a position to meet many demands for service made by merchants and resort owners and others along the Victorville-Big Bear Valley road who would elect, at times, to make Victorville the source of their supplies, and who are now denied such service because of the limitations on the operating right of applicant affecting property destined to or originating in Victorville.

With regard to the service as proposed for the transportation of kerosene, gasoline and distillates, the applicant points out that under the present operating arrangement it cannot load at Victorville from storage tanks located at that point kerosene, gasoline and distillates, but must, in maintaining a full supply at Big Bear Valley Storage points, transport the commodities from San Bernardino. Loading at Victorville, for Big Bear Valley, applicant says will mean a saving of 80 miles on each round trip of the 1500-gallon tank car now used in transporting the three commodities named between San Bernardino and Big Bear Valley points. The shippers of these commodities to Big Bear Valley points, applicant declares, are willing and desire, in many cases, to make delivery of those commodities designed for Big Bear Valley use to applicant from the shippers' storage tanks at Victorville, under the rate schedule proposed herein in which applicant's charges for the haul of such commodities from Victorville to Big Bear Valley points are sufficiently lower than its rate for such hauls from San Bernardino to Big Bear Valley points to take care of the differential in rail rates on such commodities between San Bernardino and Victorville. While applicant's revenues from the hauling from Victorville will be less than it would receive were the transportation conducted by applicant in all cases from San Bernardino to Big Bear Valley points, applicant will be able to make more trips with its tank car and thus fill the storage facilities for such commodities for

Big Bear Valley much faster than would be the case were applicant required to conduct the hauling in all instances from San Bernardino to Big Bear Valley.

We are of the opinion, and hereby find as a fact, that public convenience and necessity require the operation by Motor Transit Company, a corporation, of an auto trucking service, for the transportation of general freight and kerosene, gasoline and distillates between Victorville and Big Bear Valley points and points intermediate between Victorville and Big Bear Valley along the route now followed by Motor Transit Company in its San Bernardino-Big Bear Valley route, via Victorville, said operation to be confined to the transportation of property destined to or originating in Victorville.

We are of the further opinion that this is a matter in which a public hearing is not necessary.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by Motor Transit Company, a corporation, of an automobile service for the transportation, as a common carrier, of general freight and kerosene, gasoline and distillates originating at or destined to Victorville between Victorville and points in the Big Bear Valley now served by said Motor Transit Company, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity for such a service be and the same hereby is granted to said Motor Transit Company, a corporation, subject to the following conditions:

1- Applicant shall file its written acceptance of the certificate herein granted within a period of not to exceed ten (10) days from date hereof.

2- Applicant shall file, in duplicate, within a period of not to exceed twenty (20) days from the date hereof, tariff of rates and time schedules, such tariffs of rates and time schedules to be those attached to the application herein, or rates and time schedules satisfactory to the Railroad Commission, and shall commence operation of said service within a period of not to exceed thirty (30) days from the date hereof.

3- The rights and privileges herein authorized may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.

4- No vehicle may be operated by applicant herein unless such vehicle is owned by said applicant or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

5- The order herein shall not be construed as eliminating in any way restrictions covering freight operations by Motor Transit Company between San Bernardino and Victorville.

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

Dated at San Francisco, California, this 25<sup>th</sup> day of May, 1927.

Ernest J. Smith  
H. B. Brouder  
C. Seavey  
Thos. D. Rowlett  
COMMISSIONERS.