

ORIGINAL

Decision No. 8040.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of James R. Morgan for Certificate of Public Convenience and Necessity to Operate Automobile Truck Milk Route between Territory adjacent to Smeltzer, Wintersburg and Talbert and Los Angeles, California.
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) Application No. 5900.

BY THE COMMISSION:

O R D E R

James R. Morgan has petitioned the Railroad Commission for a certificate of public convenience and necessity to extend his automobile truck milk service from its present terminus, Westminster to territory adjacent to Smeltzer, Wintersburg and Talbert.

Applicant is now operating between Los Angeles and Westminster under a certificate of transfer in Application No. 5231, Decision No. 7004, of January 8, 1920, and that on account of repeated requests from shippers to extend his service to Smeltzer, Wintersburg and Talbert, which would eliminate necessity of delivering milk and cream to present terminus at Westminster, and furthermore would result in a saving of time, and rehandling, has proved to the Railroad Commission that public convenience and necessity require the establishment of such service.

The Commission is of the opinion that this is a matter in which a public hearing is not necessary and that the application

should be granted.

IT IS HEREBY ORDERED that public convenience and necessity require that James R. Morgan extend his present service from Westminister to include dairies located in the vicinity of Smeltzer, Wintersburg and Talbert, and that a certificate of public convenience and necessity be and the same is hereby granted for the operation of said line between Westminister and dairies located in vicinity of Smeltzer, Wintersburg and Talbert, subject to the following conditions.

1- That this certificate does not grant authority to serve any intermediate points other than those named and is confined to the transportation of milk, cream and dairy supplies.

2- That applicant, James R. Morgan, will, within twenty (20) days from the date hereof, file with the Railroad Commission a written acceptance of this order and that operation of this service will commence within ninety (90) days from the date of service hereof.

3- That the applicant, James R. Morgan, will be required to immediately file a tariff of rates, rules and regulations and a time schedule in accordance with the provisions of General Order No. 51, and other regulations of the Railroad Commission.

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

5- That no vehicle may be operated by the applicant, James R. Morgan, unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 27th day of
August, 1920.

Edwin C. Eegerton
A. J. Howard
Frank C. Brown
H. W. Bondage

Commissioners.