

Decision No. 25818

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of )  
PACIFIC MOTOR TRUCKING COMPANY for )  
certificate of public convenience and )  
necessity for the transportation of ) Application No. 18871.  
property by motor trucks under con- )  
tract for certain common carriers be- )  
tween Martinez and San Ramon and sta- )  
tions intermediate thereto )  
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In the Matter of the Application of )  
PACIFIC MOTOR TRUCKING COMPANY for cer- )  
tificate of public convenience and ) Application No. 18880.  
necessity for the transportation of )  
property by motor trucks under contract )  
for certain common carriers between )  
Marysville and Oroville and stations in- )  
termediate thereto. )  
----- )

ORIGINAL

In the Matter of Application of PACIFIC )  
MOTOR TRUCKING COMPANY for certificate )  
of public convenience and necessity for ) Application No. 18882.  
the transportation of property by motor )  
trucks under contract for certain common )  
carriers between Colusa and Williams )  
and stations intermediate thereto )  
----- )

E. J. Foulds and A.A. Jones, for Applicant.

Harry See for The Brotherhood of Railroad  
Trainmen, Protestant.

BY THE COMMISSION:

O P I N I O N

In the above applications, which were duly consolidated for the receiving of evidence and for decision, Pacific Motor Trucking Company, a corporation, has petitioned for an order of this Commission declaring that public convenience and necessity require the operation of truck lines for the transportation of property under contract for certain common carriers between Martinez and San Ramon and intermediate stations; between Marysville and Oroville and intermediate stations; and between Colusa and Williams and intermediate stations.

A public hearing on these applications was conducted

by Examiner Handford at San Francisco. The matters were duly submitted and are now ready for decision.

Applicant proposes to furnish service, daily except Sundays and holidays between Martinez and San Ramon, serving also the intermediate points of Avon, Concord, Hookston, Walnut Creek and Denville, using pneumatic tired trucks and transporting freight and/or express under contract with the Southern Pacific Company, Railway Express Agency, Inc., and Pacific Motor Transport Company.

Applicant proposes to furnish service daily except Sundays and holidays between Marysville and Oroville serving also the stations at Honcut and Palermo as intermediate points, using pneumatic tired trucks and/or trailers, and transporting freight and/or express under contract with Southern Pacific Company, Railway Express Agency, Inc., and Pacific Motor Transport Company.

Applicant proposes to furnish service, daily except Sundays and holidays, between Colusa and Williams, using pneumatic tired trucks and/or trailers and transporting freight and/or express under contract with Southern Pacific Company, Railway Express Agency, Inc., and Pacific Motor Transport Company.

It is proposed by applicant to provide a daily, except Sundays and holidays, service between the terminals above noted for the carriage of express and less than carload freight shipments. At present the following less-than-carload freight service is available. Between Martinez and San Ramon the present rail service is rendered by a mixed train operated twice a week. Between Marysville and Oroville the present rail service is a daily mixed train service. The present service to Colusa is now rendered twice weekly by switching service on the branch line, making a junction with the main line at Harrington. Service is rendered

to Colusa on Mondays and Fridays and from Colusa on Tuesdays and Saturdays, whereas by the proposed service freight and express will be transported daily except Sundays and holidays with the connection with the main line of the railroad at Williams. No change will be made or is contemplated in the handling of carload freight on any of these branch lines and carload freight will be handled as often as it offers in sufficient quantity to justify carload freight operation.

Exhibits were presented showing the out-of-pocket cost entailed in the present operation. These statements are summarized as follows, and also the expense estimated by the applicant to conduct the service herein proposed.

	<u>Per Annum</u>
Between Martinez and San Ramon . . . .	\$2,560.00
Applicants' estimate of Oper'n cost . .	<u>2,248.00</u>
Net Saving . . . . .	\$312.00
Between Marysville and Oroville . . . .	\$11,751.00
Applicants' Est. of Operating cost . .	<u>2,792.00</u>
Net saving . . . . .	\$8,959.00
Between Harrington and Colusa . . . . .	\$3,959.00
Applicants' Est. of Operating Cost . .	<u>1,195.00</u>
Net saving . . . . .	\$2,764.00

The volume of traffic as to less-than-carload freight moving over each of the branch lines of the railroad is exceptionally light and does not justify the daily operation which is here proposed by the applicant. There is no question that the daily service proposed is an advantage over the service now rendered by the railroad and that the shippers and receivers of less-than-carload freight will be benefited by the installation of the proposed service. There are no authorized truck lines which serve any of the territory comprised in the instant applications, and there was no evidence received as protesting the granting of the applications. No permission is hereby granted for the discon-

tinuance of any train service now rendered by the Southern Pacific Company as such should be the basis of future applications.

O R D E R

A public hearing having been held, the above matters having been duly submitted and the Commission being now fully advised,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by Pacific Motor Trucking Company, a corporation, of freight trucks as common carriers of property and merchandise as follows:

1. Between Martinez and San Ramon and intermediate points.
2. Between Marysville and Oroville and intermediate points.
3. Between Williams and Colusa and intermediate points, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity for such service be and the same is hereby granted to Pacific Motor Trucking 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 fifteen (15) days from the date hereof.
2. Applicant shall file, in triplicate, and make effective within a period of not to exceed thirty (30) days from the date hereof, on not less than ten (10) days notice to the Commission and the public, a tariff or tariffs constructed in accordance with the requirements of the Commission's General Orders and containing rates and rules which, in volume and effect, shall be identical with the rates and rules shown in the exhibit attached to the applications in so far as they conform to the certificate herein granted.
3. Applicant shall file in duplicate, and make effective within a period of not to exceed thirty (30) days from the date hereof on not less than five (5) days notice to the Commission and the public, time schedules covering the service herein authorized, in a form satisfactory to the Railroad Commission.

4. The rights and privileges herein authorized may not be discontinued, sold, leased, transferred or assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.
5. No vehicle may be operated by applicant herein unless said vehicle is owned by the applicant herein or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

For all other purposes the effective date of this order is hereby fixed as twenty (20) days from the date hereof.

Dated at San Francisco, California, this 11th day of December, 1933.

W. H. Leary  
Leon A. Dwyer  
W. H. Cunn  
W. B. Lewis  
W. H. Dwyer  
Commissioners.