

Decision No. 3454

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation on the Commission's own motion into the rates, rules, regulations, charges, classifications, contracts, practices and operations, or any of them, of Alameda Transportation Company, a corporation; W. J. Albach, an individual; Carl Anderson, an individual; Andersen Transportation Company, D. O. Donoghue, Secretary; Bay Cities Transportation Company, a corporation; Bay Shore Freight Lines, a copartnership; Bay Transport Company, a corporation; Berkeley Transportation Company, J. M. Atthowe, proprietor; Frank S. Brown, an individual; The California Transportation Company, a corporation; Channel Lighterage Company, a corporation; Peter Christensen, an individual; Colberg Motor Boats, Wm. C. Colberg, proprietor; Crowley Launch and Tugboat Company, a corporation; Delta Transportation Company, Capt. Benj. Walters, owner; Empire Barge Company, Wm. A. McCauley, owner; Erikson Navigation Company, a corporation; Fay Transportation Company, a copartnership; S. Frederickson, an individual; Ellen J. Freethy, an individual; Peter Hansen, an individual; The Harbor Tug and Barge Company, a corporation; Heringer and Scott, a copartnership; Higgins Transportation Company, a corporation; Hunt, Hatch Transportation Company, a corporation; Island Oil Transportation Company, Capt. Benjamin Walters, owner; Island Transportation Company, Capt. Benjamin Walters, owner; Chris Johansen, an individual; Johnson Launch Company, Charles S. Love and Arthur O. St. Clair, executors of estate of Harry Johnson, deceased; A. F. Johnston, an individual; Juhl Bros., a copartnership; M. Lange Launch Company, M. Lange, owner; Larkin Transportation Company, a corporation; Martinez, Benicia Ferry and Transportation Company, a corporation; John W. Myer Transportation Company, John W. Myer, owner; Miller Launch Company, E. W. Miller and Gussie I. Miller, owners, Napa Transportation and Navigation Company, R. E. Anderson and A. Nystrom, owners; Nickols Transportation Company, John Nickols; Oakley and Allen Boat Company, Egbert Allen and Frank Oakley, owners; Fred Olsen, an individual; Osborn and Bornholdt, a copartnership; Remco Steamship Company, a corporation; The Richmond and San Rafael Ferry and Transportation Company, a corporation; Richmond Navigation and Improvement Company, a copartnership; E. V. Rideout Company,

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E. V. Rideout, owner; Rio Vista Lighterage Company, Inc., a corporation; The California Transportation Company, Fay Transportation Company, Hunt, Hatch Transportation Company and Sacramento Navigation Company, doing business under the fictitious name of The River Lines; Sacramento Navigation Company, a corporation; San Rafael Freight and Transfer Company, Inc., a corporation; Martin Schmidt, an individual; Silveira Transportation Company, J. C. Silveira, owner; Southern Pacific Golden Gate Ferries, Ltd., a corporation; Stockton Transportation Company, a copartnership; Success Towage and Transportation Company, Jas. P. Peterson, owner; Thiemann and Johnston, a copartnership; E. A. Troberg, an individual; Vehmeyer Transportation Company, R. E. Vehmeyer, owner; George Wallenrod Company, a copartnership; Weyl-Zuckerman and Company, a corporation; Jim Wilder, an individual; P. F. Wood and R. W. Seitz, a copartnership; F. E. Booth Company, Inc., a corporation; E. V. Rideout, operating under the fictitious name of Enterprise Barge Company; Pioneer Line; Freethy Company; John Doe Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, Jane Doe Nos. 1, 2, 3 and 4; Doe and Doe, copartners, Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, The Doe Corporation, Nos. 1, 2, 3, 4 and 5, engaged in operating common carrier transportation service between points on San Francisco, San Pablo and Suisun Bays, and on the San Joaquin, Sacramento and Napa Rivers and Petaluma Creek and their tributaries.

BY THE COMMISSION:

ORDER DISCONTINUING INVESTIGATION

This proceeding is an investigation instituted by the Commission on its own motion to determine the lawfulness of the rates, rules, regulations, charges, classifications, contracts, practices and operations of common carriers by vessel engaged in transporting property between points on San Francisco, San Pablo and Suisun Bays, and on the San Joaquin, Sacramento and Napa Rivers and Petaluma Creek and their tributaries.

In Decision No. 25867, dated April 24, 1933, in this proceeding, respondents were required to make certain revisions in their tariffs and to cease and desist from collecting, demanding

or receiving any less or different rates than those shown in tariffs lawfully on file with the Commission. Respondents were also required, until further order of the Commission, to file under oath monthly statements showing the individual shipments handled, date of receipt, date of delivery, weight of shipment, point of origin, point of destination, rate assessed, charges collected, and the date such charges were collected. Thereafter numerous supplemental orders were issued affecting the rates and operations of certain individual respondents.

By Decision No. 29778, dated May 24, 1937, as amended, in Case No. 3824 and Case No. 4012, the Commission issued its order defining the operative rights of common carriers by vessel on the inland waters, including those of the respondents involved in this proceeding, and required tariff revisions in consonance with its findings. Moreover, in its investigation into the rates of common carriers generally (Case No. 4145) the Commission now has before it the propriety of the rates of the respondents in this proceeding. For these reasons, said respondents should now be relieved of the obligation of furnishing the monthly statements heretofore required, and this investigation should be discontinued. Therefore, good cause appearing,

IT IS HEREBY ORDERED that the fourth ordering paragraph of Decision No. 25867, dated April 24, 1933, in the above entitled proceeding be and it is hereby cancelled and set aside and that this investigation be and it is hereby discontinued.

Dated at <sup>Los Angeles</sup> ~~San Francisco~~, California, this 6<sup>th</sup> day of

June, 1938.

Walter W. [Signature]  
John [Signature]  
Frederic [Signature]  
Paul [Signature]  
Ray & [Signature]  
Commissioners.