

Decision No. 31150

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
DELTA TUG CO., an unincorporated
association, for permit to operate
vessels for the transportation of
freight for compensation between
points on the inland waters of the
State of California.

)
)
) Application No. 20480
)

ORIGINAL

BY THE COMMISSION:

THIRD SUPPLEMENTAL OPINION AND ORDER

By Decision No. 30967 dated June 13, 1938, in the above entitled proceeding, the Commission granted to William Q. Wright and L. M. Dervin, doing business as Delta Tug Co., a for-hire vessel permit to operate Barge No. 1, Barge No. 3 and the motor boat "Yolo" as for-hire vessels for the transportation of commodities and between the points set forth in Appendix "A" of said decision for Golden Eagle Milling Company, Sperry Flour Company and Taylor Milling Company, in lieu of a permit theretofore granted by Decisions Nos. 29963 and 30014 in this proceeding.

By separate petitions for amendment of the Commission's order in said Decision No. 30967, authority is sought (1) to operate Barge No. 3 in lieu of Barge No. 1, and motor boat "Merit" in lieu of motor boat "Yolo" as for-hire vessels; and (2) to redefine the terms "San Joaquin Delta" and "Sacramento Delta" as described in Appendix "A" in said decision.

It appears that the operation of Barge No. 1 has been abandoned. Decision No. 30967 authorizes the operation of Barges Nos. 1 and 3 and there appears to be no necessity for additional authority, except to permit the substitution of the motor boat "Merit" for the motor boat "Yolo."

The proposed redefinitions of the terms "San Joaquin Delta" and "Sacramento Delta" serve merely to clarify the territorial scope of petitioner's service defined in Appendix "A" of Decision No. 30967 without increasing the geographical area of petitioner's present operations.

Upon consideration of all of the facts of record, we are of the opinion that this is not a matter in which a public hearing is necessary and that Decision No. 30967 should be amended to authorize the substitution of the motor vessel named and to redefine the terms "San Joaquin Delta" and "Sacramento Delta." Therefore, good cause appearing,

IT IS HEREBY ORDERED that William Q. Wright and L. M. Dervin, doing business as Delta Tug Co., be and they are hereby authorized to operate the motor boat "Merit" in lieu of the motor boat "Yolo" as a for-hire vessel for the transportation of commodities and between points set forth in Appendix "A" of Decision No. 30967 for Golden Eagle Milling Company, Sperry Flour Company and Taylor Milling Company.

IT IS HEREBY FURTHER ORDERED that Appendix "A" of Decision No. 30967 be and it is hereby amended to substitute for the descriptions of "San Joaquin Delta" and "Sacramento Delta" therein contained the following descriptions:

"The term 'San Joaquin Delta', when used in this appendix, refers to the following:

All landings on the San Joaquin River and navigable waters tributary thereto, below the city limits of Stockton and above Antioch, but not including landings on Georgiana Slough nor landings on Three-Mile Slough."

"The term 'Sacramento Delta', when used in this appendix, refers to the following:

All landings on the main stream of the Sacramento River and navigable waters tributary thereto below the city limits of Sacramento and above Collinsville, also landings on Georgiana Slough and Three-Mile Slough."

In all other respects, Decision No. 30967 shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 1st day of August, 1938.

Raymond W. Johnson
John A. ...
Grant ...
Ray L. Tracy

Commissioners.