

Decision No. 22607

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
MARINE SERVICE CORPORATION, a corpora-
tion, for a permit under the For-Hire
Vessel Act of the State of California
to operate vehicles for the transpor-
tation of commodities for compensation
on the inland waters of the State of
California as specifically set forth
in this application.)

) Application No. 22607

BY THE COMMISSION:

OPINION AND ORDER

Applicant seeks a permit under the For-Hire Vessel Act to operate vessels on the inland waters of the state for the transportation of general commodities between San Francisco and San Quentin and for the transportation of coal and coke from San Francisco, Oakland, Alameda and Richmond to San Quentin. It alleges that the proposed service will be performed for only one shipper, namely, the State of California, State Board of Prison Directors; that such transportation will be performed under a written contract, bilateral in form; that the proposed operation will not be over the whole or any part of the route operated by applicant as a common carrier; that such operation will not in any way interfere with the common carrier operations or the other for-hire vessel operations of applicant; and that the rates proposed to be charged will be compensatory. The equipment applicant proposes to operate, the rates, rules and regulations it proposes to charge and observe, a statement of the estimated revenues and expenses under the proposed operation, and a copy of a proposed form of contract between applicant and the State of California, State Board of Prison Directors, are set forth in exhibits attached to the application.

It appears that this is not a matter in which a public hearing is necessary and that the permit should be issued.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that a permit be issued to the Marine Service Corporation to operate the barges "Richmond No. 1," "Richmond No. 2" and "M.S.C. No. 8," the tugs "Rover" and "Governor" and the motorship "Harriet," as for-hire vessels for the transportation of general commodities between San Francisco and San Quentin and for the transportation of coal and coke from San Francisco, Oakland, Alameda and Richmond to San Quentin, for the State of California, State Board of Prison Directors, subject to the following conditions:

1. Applicant shall file its written acceptance of the permit herein granted within a period of not to exceed fifteen (15) days from the date hereof.

2. Applicant shall file in duplicate with its acceptance of the permit and on not less than one (1) day's notice to the Commission and the public, a tariff specifying the shipper to be served as herein authorized and containing rates and rules which in volume and effect shall be identical with the rates and rules set forth in amended Exhibit "B" of its application, or rates and rules satisfactory to the Commission.

3. The applicant shall, in instances where the vessel or vessels used under the authority here granted are also used in common carrier service, or in other for-hire vessel services, maintain records that will disclose clearly the revenues and expenses attributable to operation under this permit.

4. This permit and the rights and privileges exercisable thereunder shall not be sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such sale, lease, transfer or assignment has first been obtained.

This order shall become effective five (5) days from the date hereof.

Dated at San Francisco, California, this 4th day of April, 1939.

Randolph
Francis

H. Baker

Justus D. Casner

Commissioners.