

Decision No. 23595

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
UNITED TOWING CO., a corporation, for)
a permit authorizing the operation of)
"For-Hire vessels" for the transporta-)
tion of property for compensation or) Application No. 23595
hire on and about and between certain)
points on the inland waters of the)
State of California.)

BY THE COMMISSION:

OPINION AND ORDER

ORIGINAL

In the above entitled application United Towing Co., a corporation, seeks a permit under the For-Hire Vessel Act (Chapter 223, Statutes of 1933) authorizing the operation of for-hire vessels for transportation of liquid petroleum products in bulk on and about, and between points on, San Francisco Bay and inland waters tributary thereto west of the refinery of Shell Oil Company, Incorporated, at Martinez; and of liquid petroleum fuel oils, including Diesel fuel oil, on and about, and between points within, the Harbors of Los Angeles, San Pedro and Long Beach. The transportation will be performed by applicant as a private carrier, under contract with Shell Oil Company, Incorporated.

A description of each of the seven barges intended to be used in this service is set forth in Exhibit "A" attached to the application. Each of said barges is said to have a dead weight carrying capacity in excess of twenty (20) tons. Applicant proposes to charter or hire tugs for use in towing its barges. A statement of the rates to be charged and of the rules and regulations to be observed is also set forth in the application and in Exhibit "B" attached thereto. It is alleged, moreover, that applicant is not now engaged or authorized to engage in transportation of property as a common carrier over the whole or any portion of the routes involved in the

sought permit, or over any other routes or waters whatsoever.

It is stated in the application that Shell Oil Company, Incorporated, has been engaged for many years in supplying ocean-going vessels with fuel oil, including vessels of the United States Navy, and that applicant's proposed transportation services are desirable and essential for purposes of national defense and in carrying out the present plan of naval and military preparedness of the United States Government.

In all respects the application appears to meet the requirements of the For-Hire Vessel Act. The permit will be issued.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that United Towing Co., a corporation, be and it is hereby issued a permit under the For-Hire Vessel Act authorizing the operation of for-hire vessels for transportation as a private carrier for compensation or hire, under contract with Shell Oil Company, Incorporated, of

- (a) liquid petroleum products in bulk, on and about, and between points on, San Francisco Bay and inland waters tributary thereto west of the refinery of Shell Oil Company, Incorporated, at Martinez;
- (b) liquid fuel oils, including Diesel fuel oil, on and about, and between points within, the Harbors of Los Angeles, San Pedro and Long Beach.

IT IS HEREBY FURTHER ORDERED that the aforesaid permit shall be subject to the following conditions:

1. Applicant shall file its written acceptance of the permit herein granted within a period 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, rules and regulations which in volume and effect shall be identical to the rates, rules and regulations set forth in the application and in Exhibit "B" thereto, or other rates, rules and regulations satisfactory to the Commission.

3. This permit and the rights and privileges exercisable thereunder shall not be sold, leased, transferred or assigned unless the written consent of this Commission to such sale, lease, transfer or assignment has first been obtained.

IT IS HEREBY FURTHER ORDERED that applicant may from time to time substitute other vessels for those described in Exhibit "A" of the application, upon filing with the Commission descriptions of the vessels to be substituted.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 30th
day of July, 1940.

Frank W. ...
Robert ...
...
Justus J. Casner
Commissioners.