A. 23997 RLC

Decision No. ______

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of) HIGHWAY TRANSPORT, INC., a corporation,) for clarification of certain of its) operative rights and a finding that it) is authorized to render service between) all points on its system on the one hand) and Camp McQuaide, U.S. Military Reservation,) on the other hand; or in the alternative) for a certificate of public convenience) and necessity to operate motor vehicles) for the transportation of property over) the public highways between all points) on its system, on the one hand, and) Camp McQuaide, U.S. Military Reservation,) on the other hand.)

BY THE COMMISSION:

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Highway Transport, Inc. by the above-entitled application asks the Commission to clarify applicant's operative rights in so far as they relate to operations to Camp McQuaide and to declare that Highway Transport, Inc. has authority to serve such camp, or to grant applicant a certificate authorizing it to operate to and from Camp McQuaide.

It appears from consideration of the certificates pursuant to which applicant operates that Highway Transport, Inc. does not have the right to serve Camp McQuaide at the present time.

Camp McQuaide is located approximately 5.5 miles northwest of Watsonville which latter point is on applicant's route. The Federal Government is engaged in constructing a large military reservation at such camp as part of the national defense

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program.

It is alleged in the application that considerable traffic is now moving to Camp McQuaide and that the amount of traffic will substantially increase in the near future. Applicant asserts that much of the tonnage moving to the camp is and will be from points along its line. It is asserted by applicant that there is a need for the service of Highway Transport, Inc. to Camp McQuaide.

Pacific Motor Trucking Company and Clark Bros. now operate to the camp. The Commission has been advised that these two carriers are not opposed to the granting of the certificate to applicant to serve the camp.

Full consideration has been given to this application. The Commission is of the opinion that this is a matter in which a public hearing is unnecessary and that public convenience and necessity require the granting of the application.

<u>order</u>

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IT IS ORDERED that a certificate be and it is granted to Highway Transport, Inc. authorizing it to operate as a highway common carrier, as that term is defined in section 2-3/4 of the Public Utilities Act, between Watsonville and Camp McQuaide and to consolidate said CETTIFICATE with that granted by Decision No. 17469, in Application No. 12134.

IT IS FURTHER ORDERED that in the operation of said highway common carrier service pursuant to the foregoing certificate Highway Transport, Inc. shall comply with and observe the

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following service regulations:

- 1. File a written acceptance of the certificate herein granted within a period of not to exceed thirty (30) days from the date hereof.
- 2. File, in triplicate, and concurrently make effective within a period of not to exceed sixty (60) days from the effective date of this order, on not less than five (5) 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, rules, and regulations which in volume and effect shall be identical with the proposed rates, rules and regulations shown in the exhibit attached to Application No. 23997 in so far as they conform to the certificate herein granted, or rates, rules, and regulations satisfactory to the Railroad Commission.
- 3. File, in triplicate, and make effective within a period of not to exceed sixty(60) days from the effective date of this order, 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 this Commission.

The effective date of this order shall be the date

hereof.

Dated at San Francisco, California, this 1/ day of March, 1941.

COMM