

Decision No. \_\_\_\_\_

34273

**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 PACIFIC MOTOR TRUCKING COMPANY for a )  
 certificate of public convenience and )  
 necessity to operate motor vehicles ) Supplemental  
 over the public highways between the ) Application No. 19598  
 stations of Tracy and Merced, Tracy )  
 and Los Banos, and between Fresno and )  
 Dos Palos, on the line of the Southern )  
 Pacific Company. )

BY THE COMMISSION:

O P I N I O N

By this application the Pacific Motor Trucking Company seeks authority to operate its line-haul trucking equipment in pickup and delivery service at Las Palmas and Varris, two non-agency rail stations located on the Southern Pacific Company's Clovis branch intermediate between Fresno, Clovis and Friant which the applicant now serves by motor vehicles under existing operative rights. (Decisions Nos. 27744 and 29301, in Application No. 19598).

The reasons urged in support of this application are that the United States Army is establishing an army bomber base at the Fresno Airport in connection with the National Defense Program; that the Fresno Airport is located adjacent to the right-of-way of the Southern Pacific Company between the rail stations at Las Palmas and Varris; that there are no communities at Las Palmas or Varris at the present time; that said points are unincorporated and have no local draymen to perform pickup and delivery service for the public or for the applicant; that construction of hangars, runways, supply depots and various other

buildings is now going on at said bomber base, and that the Southern Pacific Company is building a spur track into the Fresno Airport for the purpose of handling carload traffic, but that no facilities are now available for door-to-door shipments of less-carload or merchandise traffic; and finally, that the applicant's truck now operating between Fresno, Clovis and Friant can properly handle said less-carload traffic if the authority herein sought is granted by the Commission.

It is urged, moreover, that there are no designated entrances to said Fresno Airport as yet; that said airport covers a large area adjacent to the rail stations of Las Palmas and Vanris and that if the permission herein sought is granted the applicant will be able to serve Fresno Airport and perform pickup and delivery service within a one-mile radius from each of said rail stations regardless of where the entrances and supply depots may be eventually established at said airport.

This application is similar to recent applications filed by other highway common carriers to extend operative rights to serve military camps and national defense industrial projects which have been granted by ex parte orders. This matter does not appear to require a public hearing.

The authority sought herein appears to be in the public interest. Permission will be granted to the applicant to serve the rail stations of Las Palmas and Vanris and to perform pickup and delivery service within a radius of one mile of each of said rail stations with line haul equipment, subject, however, to the conditions and restrictions imposed by Decision No. 27744 as amended in this proceeding, namely, that service shall be limited to the transportation of freight which receives a prior or a

subsequent haul over the rail lines of the Southern Pacific Company and is received by or delivered to the applicant at railroad stations of said company.

O R D E R

Upon a consideration of the foregoing application, and it being found as a fact that public convenience and necessity so require,

IT IS ORDERED that a certificate of public convenience and necessity be and it hereby is granted to the Pacific Motor Trucking Company to operate an automotive service as a highway common carrier, as that term is defined in Section 2-3/4 of the Public Utilities Act, for the transportation of property between Fresno, on the one hand, and Las Palmas and Vanris, on the other hand, with the right to perform store-door pickup and delivery service at points located within a radius of one (1) mile of the Southern Pacific Company's rail stations at Las Palmas and Vanris, subject, however, to the limitations and conditions hereinafter set forth.

IT IS FURTHER ORDERED that the foregoing certificate granted to the Pacific Motor Trucking Company be and it hereby is made subject to the following conditions:

1. No shipments may be transported under the authority herein granted unless they shall have had, or will have, a prior or a subsequent haul via the rail lines of the Southern Pacific Company and are received by or delivered to applicant at a rail station of said company.
2. Pickup and delivery service herein authorized may not be performed unless and until appropriate tariff authority therefor shall have been provided in the tariffs of the Southern Pacific Company or Pacific Motor Trucking Company, or both of said carriers.

3. The certificate herein granted is subject to all conditions and restrictions imposed by Decision No. 27744, as amended, in Application No. 19598.

IT IS FURTHER ORDERED that the Pacific Motor Trucking Company shall comply with the following service regulations:

1. File a written acceptance of the certificate herein granted within fifteen (15) days from the effective date of this order.
2. Commence the service herein authorized within thirty (30) days from the date of this order and file appropriate tariffs and time schedules therefor on not less than five (5) days' notice to the Commission and to the public in a manner satisfactory to the Commission.

The effective date of this order shall be ten (10) days from the date hereof.

Dated at San Francisco, California, this 27<sup>th</sup> day of June, 1941.

Ray H. Riley  
Justus F. Cameron  
Frank L. Havens  
Ed. H. Hachse  
COMMISSIONERS