

Decision No: 34626

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Valley Motor Lines, Inc., for a certificate of public convenience and necessity to operate as a highway common carrier between Yettem, Visalia and intermediate points, via the Visalia-Dinuba Highway, serving also the Visalia-Dinuba Aeronautical Training School situated approximately two miles west of the Visalia-Dinuba Highway on a county road known as Oilwell Road, as an extension and enlargement of applicant's existing operative rights.)
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) Application No. 24398
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BY THE COMMISSION:

O P I N I O N

ORIGINAL

By its application in this proceeding Valley Motor Lines, Inc. seeks a certificate of public convenience and necessity under section 50-3/4, Public Utilities Act, authorizing operation as a highway common carrier, as defined by section 2-3/4, between Yettem and Visalia and intermediate points serving, also, by diversion the Visalia-Dinuba Aeronautical Training School. Applicant requests this certificate as an extension and enlargement of its present operative rights between Fresno, Dinuba and Yettem and certain intermediate points; and between Fresno and Visalia and certain intermediate points.

Applicant now operates as a highway common carrier within this territory. (Decision No. 23151, in Application No. 17044, dated December 10, 1930; Decision No. 25790, in Application No. 18765, dated April 3, 1933; Decision No. 27699, in Application No. 19768, dated January 28, 1935; and Decision No. 24675, in Application No. 18080, dated April 11, 1932.) It appears that a need exists for the extension of this service to the Visalia-Dinuba Aeronautical Training School. The common carriers now serving this area, viz., Southern Pacific Company, Pacific Motor

Trucking Company, Atchison, Topeka & Santa Fe Railway Company, and Santa Fe Transportation Company, have advised the Commission that they have no objection to applicant's proposal.

In our judgment, public convenience and necessity require the granting of the certificate sought and, accordingly, it will be granted. No public hearing appears to be necessary.

O R D E R

Application having been made as above-entitled, and the Commission being now fully advised:

IT IS ORDERED that a certificate of public convenience and necessity be and it hereby is granted to Valley Motor Lines, Inc., a corporation, authorizing the establishment and operation of a service as a highway common carrier, as defined by section 2-3/4, Public Utilities Act, between Yettam and Visalia, and intermediate points via the Visalia-Dinuba Highway, serving also by diversion the Visalia-Dinuba Aeronautical Training School, situated approximately two miles west of the Visalia-Dinuba Highway on Oilwell Road, a county highway, as an extension and enlargement of the operative rights described in Decision No. 23151, in Application No. 17044; Decision No. 25790, in Application No. 18765; Decision No. 27699, in Application No. 19768; and Decision No. 24675, in Application No. 18080.

Said certificate is granted subject to the following condition:

Valley Motor Lines, Inc., its successors or assigns, shall never claim before this Commission, or any court or other public body, a value for the authority hereby granted in excess of the actual cost thereof.

IT IS FURTHER ORDERED that, in the operation of the highway common carrier service pursuant to the foregoing certificate, the following service regulations shall be observed:

1. Applicant shall file a written acceptance of the certificate herein granted within a period of not to exceed thirty (30) days from the effective date hereof.
2. Applicant shall comply with the rules of the Commission's General Order No. 80 and Part IV of General Order No. 93-A by filing, in triplicate, and concurrently making effective tariffs and time schedules satisfactory to the Commission within sixty (60) days from the effective date hereof and on not less than one (1) day's notice to the Commission and the public.
3. Applicant shall conduct said highway common carrier service over and along the following routes, subject to the authority of the Railroad Commission to change or modify them at any time by further order:

From Yettam to Visalia, via the Visalia-Dinuba Highway, and diverging from the latter via Oilwell Road, a county highway, to the Visalia-Dinuba Aeronautical Training School situated approximately two miles west of said Visalia-Dinuba Highway; returning over the same route in the reverse direction.

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

Dated at San Francisco, California, this 30th day of

September, 1941.

W. G. B. Smith
W. G. B. Smith
Francis D. Havenner
Richard K. Hulse
 COMMISSIONERS