

ORIGINAL

Decision No. 34805

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of PACIFIC MOTOR TRUCKING COMPANY, a corporation, for a certificate of public convenience and necessity for the transportation of property by motor truck between Marysville, Ostrom and Wheatland, on the one hand, and the Marysville Army Cantonment, on the other hand. (1)

Application No. 24548

BY THE COMMISSION:

O P I N I O N

By its application as amended, Pacific Motor Trucking Company, a corporation, 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 Marysville, Ostrom and Wheatland, on the one hand, and the Marysville Army Cantonment, on the other. For the transportation of property between these points applicant proposes to observe the rates prescribed as minimum by the Commission in its Decision No. 31606, as amended in Case No. 4246; and applicant also proposes to enter into joint rates with rail carriers. Equipment suitable for the purpose, now stationed at Marysville, would be used to furnish the service.

Applicant, a wholly owned subsidiary of Southern Pacific Company, now provides at various points throughout the State a motor truck service conducted in co-ordination with the rail operations. Pursuant to certificates previously granted by this Commission, applicant thus serves certain points within the General area involved, and particularly, between Marysville and Oroville and intermediate points; between Marysville and

(1) By the amended application, Ostrom was added to the title.

Colusa via Yuba City, Sutter and Meridian, and between Marysville and Chico and intermediate points.

Under its proposal, applicant would operate between Marysville and Wheatland via Highway No. 99E, paralleling the Southern Pacific lines between those two points, and reaching the Marysville Army Cantonment over county highways extending easterly from Ostrom and northerly from Wheatland, respectively. Rail shipments consigned to the cantonment would break bulk at either Wheatland or Marysville, where they would be transferred to applicant's trucks. No local service would be performed between Marysville and Wheatland and intermediate points. Pickup and delivery service would be provided throughout the cantonment.

In pursuance of the national defense program, the Marysville Army Cantonment, embracing approximately 70,000 acres, will be established at a location situated approximately ten miles east of Marysville. Ultimately, some 35,000 trainees will be stationed there. The construction of this project, it is estimated, will require an outlay of \$35,000,000. During the construction period, it is alleged, a transportation service such as that proposed should be provided to accommodate the inbound movement of materials and supplies. Following the completion of the cantonment, there will be a steady movement of materials, traffic and subsistence supplies.

No other common carrier now serves these points. No public hearing appears to be necessary. In our judgment, the application should be granted, and such will be the order.

O R D E R

Application having been made as above entitled; and the Commission being of the opinion, and hereby finding, 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 Pacific Motor Trucking Company, a corporation, authorizing operation as a highway common carrier, as defined by Section 2-3/4, Public Utilities Act, between Marysville, Ostrom and Wheatland on the one hand, and the Marysville Army Cantonment on the other hand, and the performance of store-door pickup and delivery service within the boundaries of said cantonment, subject to the following conditions:

- (a) The service to be performed by applicant shall be limited to that which is auxiliary to or supplemental of the rail service of Southern Pacific Company, and to service rendered as an underlying carrier for any express corporation authorized to operate between the points which applicant is herein authorized to serve.
- (b) Applicant's service shall be limited to the transportation of shipments which it may receive from or deliver to Southern Pacific Company, and to shipments which it may transport for any express corporation described in paragraph (a) hereof. All of said shipments shall receive, in addition to the movement by applicant, a prior or subsequent movement by rail.
- (c) Pacific Motor Trucking Company, 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 said highway common carrier service pursuant to the foregoing certificate, Pacific Motor Trucking Company shall comply with and observe the following service regulations:

