

ORIGINAL

Decision No. 34978

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of SANTA FE TRANSPORTATION COMPANY, a corporation, to sell, and RAILWAY EXPRESS AGENCY, INC., OF CALIFORNIA, a corporation, to purchase freight line operated between San Diego and National City, California.	}	Application No. 24612
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BY THE COMMISSION:

O P I N I O N

In this application Santa Fe Transportation Company requests authorization from the Commission for the transfer by it to Railway Express Agency Inc. of California of a highway common carrier operative right for the transportation of freight and baggage between San Diego and National City. Railway Express Agency, Inc. of California in turn requests authorization to acquire said operative right. No consideration other than the mutual convenience of the parties to the transfer is involved.

By Decision No. 29119, on Application No. 20615, Santa Fe Transportation Company was granted the right to operate an automotive service for the transportation of freight and baggage as a highway common carrier between the depot of The Atchison, Topeka and Santa Fe Railway Company in San Diego, on the one hand, and the depots of The Atchison Topeka and Santa Fe Railway Company and the San Diego and Arizona Railway Company, respectively, in National City, on the other hand, including the right to perform pickup and delivery service in National City, where provided for under existing or future tariffs of the carrier whose traffic will be handled by applicant, such operation to be over and along the following route:

Commencing at the Atchison, Topeka and Santa Fe Railway Company Depot in San Diego located at Broadway and Pacific Boulevard, south on Pacific Boulevard to Market Street, east on Market Street to 12th Street, south on 12th Street to National Avenue, southeast on National Avenue to Sigsbee Street, southwest on Sigsbee Street to Main Street, southeast on Main Street to Roosevelt Avenue, thence to National City.

Copy of an agreement between the parties is filed with the application. It is therein set forth that, in consideration of said transfer, Railway Express Agency, Inc. of California agrees to do all of the things contained in said certificate which are, by the terms thereof, to be performed by Santa Fe Transportation Company.

After full consideration of the matter the Commission is of the opinion, and so finds, that authorization for the transfer is in the public interest and should be granted. It will be so ordered. There appears no necessity for a public hearing.

O R D E R

Application having been filed in the above entitled matter, and the Commission being duly advised, and hereby finding that public convenience and necessity so require:

IT IS ORDERED that Santa Fe Transportation Company is hereby authorized to transfer to Railway Express Agency, Inc. of California, the operative right referred to in the foregoing opinion, and Railway Express Agency, Inc. of California is hereby authorized to acquire said operative right and to operate thereunder after such acquisition.

IT IS FURTHER ORDERED that applicants herein shall comply with the Commission's General Orders Nos. 79 and 80 and Part IV of the Commission's General Order No. 93-A by filing in triplicate and making effective concurrently, tariffs and time schedules satisfactory to the Commission within sixty (60) days from the effective date hereof and on not less than ten (10) days' notice to the Commission and the public.

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

Dated at San Francisco, California, this 3rd day of February, 1942.

Justus P. Casper  
Ray S. Wiley  
A. J. Smith  
Francis D. Havens  
Richard K. Baker  
COMMISSIONERS