

ORIGINAL

Decision No. 35135.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Petition of J.D. Chace)
 for Relief Under Section Eleven (11) of)
 the Highway Carriers' Act and Section)
 Ten (10) of the City Carriers' Act from)
 Minimum Rates Prescribed by the California) Application No. 23323
 Railroad Commission for Transportation of)
 Liquid Petroleum Products, namely, Fuel)
 Oil By Tank Truck between Points in the)
 State of California.)

BY THE COMMISSION:

SECOND SUPPLEMENTAL OPINION AND ORDER

By supplemental application, J.D. Chace, a city and highway contract carrier, seeks extension of the authority granted him by Decision No. 32928, as amended, in this proceeding, to transport petroleum fuel oil for Tide Water Associated Oil Company within the City of San Jose and designated contiguous territory at rates less than the established minimum rates. Chace's present authority will expire March 26, 1942. He proposes that it be extended for such further period as the Commission may deem appropriate.

It is alleged that while there have been some increases in operating costs since the granting of the authority in question there has been no substantial change in the general conditions surrounding the transportation involved; that despite the higher costs applicant is now experiencing the rates sought to be continued will return a reasonable profit; and that applicant believes these conditions will continue indefinitely.

It appears that this is a matter in which a public hearing is not necessary and that an extension of the authority is justified. Because the conditions under which this service is being rendered may change at any time the extension will be limited to a one-year period. Therefore, good cause appearing,

23323 NM

IT IS HEREBY ORDERED that the authority granted J.D. Chace by Decision No. 32928, as amended, in this proceeding, be and it is hereby extended to March 26, 1943, unless sooner changed, cancelled or extended by appropriate order of the Commission.

This order shall become effective March 26, 1942.

Dated at San Francisco, California, this 17th day of March, 1942.

Justus J. Casner
Ray C. Riley
H. Baker
Frank J. Havenor
Richard Chace
Commissioners.