

ORIGINAL

Decision No. 35458

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
VALLEY EXPRESS CO. and VALLEY MOTOR)	
LINES, INC., for authority to extend)	Application No. 24956
operations to Eagle Field, near)	
South Dos Palos.)	

BY THE COMMISSION:

O P I N I O N

By their application in this proceeding, Valley Express Co. and Valley Motor Lines, Inc. severally seek certificates of public convenience and necessity authorizing the operation of common carrier service between South Dos Palos and Eagle Field, approximately seven miles west of the former, where an Army Basic Flying school, now in course of construction, is to be located. Such transportation service is essential, so applicants allege, to facilitate the transportation of building materials; and following completion of the project, it will be needed for the movement of materiel and subsistence supplies.

At South Dos Palos, Valley Motor Lines, Inc. is limited to transportation performed as an underlying highway common carrier for Valley Express Co., an express corporation. ⁽¹⁾ It is in

(1) By Decision No. 27898, rendered April 22, 1935, in Application No. 18237, Valley Motor Lines, Inc. was authorized to conduct a highway common carrier service between Vernalis and Fresno, as an underlying carrier for Valley Express Co. South Dos Palos is an intermediate point upon this line.

this restricted capacity, therefore, that Valley Motor Lines, Inc. proposes to extend its service. Since Valley Express Co. is not now authorized to serve Eagle Field, an extension of its operative right is also sought.

In our opinion a public need exists for the proposed service and the application, accordingly, 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 of the opinion, and now finding, that public convenience and necessity so require:

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be and it hereby is granted to Valley Motor Lines, Inc. authorizing the establishment and operation of a service as a highway common carrier as defined by section 2-3/4, Public Utilities Act, between South Dos Palos and Eagle Field, limited to the transportation of property as an underlying carrier for Valley Express Co., an express corporation.

(2) That a certificate of public convenience and necessity be and it hereby is granted to Valley Express Co., a corporation, authorizing operation as an express corporation as defined by section 2(k), Public Utilities Act, between South Dos Palos and Eagle Field, which may be conducted only through the instrumentality of Valley Motor Lines, Inc., as the underlying carrier.

Said certificates are granted subject to the following condition:

Neither Valley Motor Lines, Inc. nor Valley Express Co., their respective successors or assigns, may ever 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.

(3) That in the operation of the said common carrier services, the following service regulations shall be observed:

1. Applicants shall severally file an acceptance of the certificates herein granted, within a period of not to exceed thirty (30) days from the effective date hereof.
2. Applicants Valley Express Co. and Valley Motor Lines, Inc. shall severally comply with the provisions of General Order No. 80 by filing, in triplicate, and concurrently making effective tariffs 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 Valley Motor Lines, Inc. shall comply with the provisions of General Order No. 93-A by filing, in triplicate, and concurrently making effective 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.
4. Applicants shall file, in triplicate, within sixty (60) days after the effective date hereof, copies of any contract entered into between them, relating to the operation of the service authorized hereunder.
5. Subject to the authority of this Commission to modify it at any time by further order, applicants shall conduct said service over and along the following route:

From South Dos Palos via an unnumbered county road (known as Russell Avenue), extending southwesterly therefrom to its intersection with Mercy Hot Springs Road; thence via Mercy Hot Springs Road to Eagle Field, a total distance of approximately seven miles. Returning via the same route.

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

Dated at San Francisco, California, this 9th day of June, 1942.

Justin F. Casper
W. E. Riley
H. C. Baker

Richard L. Baker
COMMISSIONERS