

Decision No. 36065

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of VALLEY MOTOR LINES, INC., a California corporation, for a certificate of public convenience and necessity to extend its operations as a highway common carrier between Manteca, on the one hand, and on the other hand, California Quartermaster Depot, Lyoth, situated approximately five miles southwest of Tracy.

ORIGINAL

Application No. 25431

BY THE COMMISSION:

O P I N I O N

Among the operative rights of applicant Valley Motor Lines, a corporation, is one created by Decision No. 23949, dated August 17, 1931, in Application No. 16176. In part, it authorized a highway common carrier service between San Francisco, on the one hand, and all intermediate points in the territory between Manteca and Fresno, including Manteca, on the other hand, subject to certain restrictions all as more particularly defined in the order of that decision.

In the application here considered, applicant desires authority to extend its operations as a highway common carrier between Manteca, on the one hand, and on the other hand, California Quartermaster Depot, at Lyoth, which is situated approximately five miles southwesterly of Tracy.

As justification for the authority sought it is asserted that the California Quartermaster Depot, at Lyoth, is a recent military installation to and from which a substantial volume of essential materials must be moved. It is further stated that applicant has been requested by representatives of the United States armed forces to extend its service to and from that depot.

After due consideration the Commission is of the opinion that the authority sought is in the public interest and should be granted. No public hearing appears to be necessary.

O R D E R

It being hereby found that public convenience and necessity so require:

IT IS ORDERED that a certificate of public convenience and necessity is hereby granted to Valley Motor Lines, a corporation, authorizing the establishment and operation of service as a highway common carrier, as defined in section 2-3/4 of the Public Utilities Act, between Manteca and the California Quartermaster Depot, at Lyoth, situated approximately five miles southwesterly of Tracy, without intermediate points, as an extension and enlargement of the operative right created by Decision No. 23949, subject to the condition that:

Valley Motor Lines, 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 a highway common carrier service pursuant to the foregoing certificate, Valley Motor Lines shall comply with and observe the following service regulations:

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 provisions of 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. Subject to the authority of this Commission to change or modify them at any time by further order, applicant shall conduct said highway common carrier operations over and along the following routes:

Beginning at Manteca, thence over State Highway 120, U. S. Highway 50, State Highway 33 and unnumbered county roads to Lyoth.

Beginning at Lyoth, thence over unnumbered county roads, State Highway 33 to Vernales, thence State Highway 132 to Modesto and U. S. Highway 99 to Manteca.

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

Dated at San Francisco, California, this 22nd day of
December, 1942.

Justus D. Casman

Francis L. Haverling
Richard Jackson
COMMISSIONERS