

ORIGINAL

Decision No. 36178

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 ) Application No. 25444  
 one hand, and on the other hand, the )  
 Lathrop Holding and Reconsignment Depot )  
 of the U. S. Army situated approximately )  
 2.2 miles from French Camp, California. )

BY THE COMMISSION:

O P I N I O N

Valley Motor Lines, Inc., applicant herein, now provides service as a highway common carrier between Manteca and French Camp as well as between other points not directly involved.

In the above-entitled proceeding said Valley Motor Lines, Inc. requests authority to establish a highway common carrier service between Manteca, on the one hand, and the Lathrop Holding and Reconsignment Depot, on the other hand. This depot is situated about five miles northwesterly from Manteca and about two miles southerly from French Camp. It is proposed to render an on-call service.

As justification for the authority sought, applicant asserts that Lathrop Holding and Reconsignment Depot is a recent military installation to and from which a substantial volume of essential material must be transported, and that it has been requested by military authorities to extend its service as proposed.

Applicant further states that it is presently operating between Manteca and French Camp over a route which passes within approximately one mile of the Depot.

The other carriers serving the Reconsignment Depot are Southern Pacific Company, Pacific Motor Trucking Company, Western Pacific Railroad Company and Railway Express Agency. Each of those carriers has indicated that it does not desire to offer any protest to the granting of the application.

After due consideration, the authority sought appears to be in the public interest and will be granted. No public hearing is 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, Inc. authorizing the establishment and operation of service as a highway common carrier, as defined by section 2-3/4, Public Utilities Act, for the transportation of property between Manteca and the Lathrop Holding and Reconsignment Depot, subject to the following condition:

Valley Motor Lines, its successors or assigns, may never claim before this Commission or any court or other public body, a value, for any purpose for the certificate herein granted in excess of the actual cost incurred by it in securing said operative authority.

IT IS FURTHER ORDERED that in providing service pursuant to the foregoing certificate, Valley Motor Lines, Inc. shall observe and comply with 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 five (5) days' notice to the Commission and the public.
3. Subject to the authority of the Commission to change or modify it at any time by further order, applicant shall conduct said operation over and along the following route:

From Manteca via U.S. Highway 120 to the intersection of the Durham Ferry Road, thence northerly along the Durham Ferry Road to the intersection of Lathrop Road, approximately 2.1 miles, thence westerly along the Lathrop Road to the Lathrop Holding and Reconsignment Depot, approximately 1.1 miles.

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

Dated at San Francisco, California, this 16<sup>th</sup> day of February, 1943.

Francis K. Havener  
J. J. [unclear]  
Justin J. [unclear]  
Edward [unclear]  
James [unclear]

COMMISSIONERS