

Decision No. 36302

**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of	)	
PACIFIC MOTOR TRUCKING COMPANY for	)	
a certificate of public convenience	)	
and necessity to operate motor	)	
vehicles over the public highway	)	Application No. 19598
between the stations of Tracy and	)	9th Supplemental
Merced, Tracy and Los Banos, and	)	
between Fresno and Dos Palos, on the	)	
line of the Southern Pacific Company.)	)	

BY THE COMMISSION:

NINTH SUPPLEMENTAL OPINION

In the above entitled supplemental application Pacific Motor Trucking Company seeks authority to establish and operate a highway common carrier service to and from Rockfield and Cromir, two non-agency stations located on Southern Pacific Company's rail line, the former on the Clovis branch between Clovis and Friant and the latter on the main line between Firebaugh and Mendota on routes over which applicant now operates motor vehicles under its existing operative rights. (Decision No. 27744, in Application No. 19598)

The reasons urged in support of the application are that the plant of Tide Water Associated Oil Company is situated at Cromir and the plant of Grant Pacific Rock Company is situated at Rockfield; that there are no freight house facilities maintained at said points to permit an interchange between rail and truck and that no contract drayman is available to perform pickup and delivery of less-than-carload rail shipments.

Valley Motor Lines is the only other common carrier serving the points involved. It has informed the Commission in writing that it does not desire to offer any protest to the application.

The authority sought herein appears to be in the public interest and will be granted. No public hearing is necessary. Permission will be granted to applicant to serve Cromir and Rockfield and the territory within a radius of one mile of each of said rail stations subject, however, to the limitations imposed by Decision No. 27744, as amended, in the original application herein.

NINTH SUPPLEMENTAL ORDER

IT IS ORDERED that a certificate of public convenience and necessity is hereby granted to Pacific Motor Trucking Company to establish and operate a highway common carrier service, as that term is defined by section 2-3/4 of the Public Utilities Act, for the transportation of property between Clovis and Rockfield and points within a radius of one mile of the rail station at Rockfield, and between Firebaugh and Cromir and points within a radius of one mile of the Southern Pacific rail station at Cromir, as an extension and enlargement of and consolidation with the operative right heretofore created by the Commission's Decision No. 27744, subject to the limitations therein contained, provided that

Pacific Motor Trucking Company, 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 Pacific Motor Trucking Company in providing service pursuant to the foregoing certificate 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 five (5) 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 20<sup>th</sup> day of April, 1943.

Frank R. Havens

Justin F. Casper

Richard H. Halse

Myron L. Cook

COMMISSIONERS