

Decision No. 40483**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Applications of)	
CLARK SEARGEANT, an individual,)	
doing business as SEARGEANT TRANS-)	
PORTATION CO., for authority to)	
charge less than minimum rates under)	Applications Nos. 28538
the provisions of the Highway Carriers))	and 28539
Act for transportation of petroleum)	
crude oil from vicinity of Fillmore)	
to Ventura.)	

OPINION AND ORDER

These applications involve rates for the transportation of petroleum crude oil in tank truck equipment from facilities of The Texas Company and Tide Water Associated Oil Company located in the vicinity of Fillmore to Ventura. The minimum rate for this transportation, established by Decision No. 32608, as amended, in Case No. 4246, in re Rate of All Common and Highway Carriers, is 7 cents per 100 pounds. Applicant seeks authority, under Section 11 of the Highway Carriers' Act, to observe a 5½-cent rate. The authorization sought in Application No. 28538 is for transportation for The Texas Company and is proposed to be limited to a six-month period; that sought in Application No. 28539 is for transportation for Tide Water Associated Oil Company and is proposed to be limited to a one-year period.

The verified applications show that the 7-cent minimum rate is a so-called "group" or "zone" rate applicable between all points in the Fillmore and Carpentaria areas, and that that rate is in excess of, and the proposed rate the same as, the mileage rate applicable under the minimum rate order between points not situated in zoned territory. The applications also show that a

substantial volume of traffic is involved; that loading and unloading facilities will be available to applicant 24 hours a day, instead of the usual 9 or 10 hours; that applicant is an experienced tank truck operator; and that the transportation involved can be handled on a profitable basis under the sought rate. The hauling for The Texas Company is expected to be completed within six months, while that for Tide Water Associated Oil Company is expected to continue for a longer period.

The Tank Truck Operators Association has been notified of the filing of these applications and does not object to their being granted.

Under the circumstance, it appears that this is a matter in which a public hearing is not necessary and that the sought authority is justified and should be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Clark Seargeant be and he is hereby authorized to transport petroleum crude oil, in bulk, in tank truck equipment, for The Texas Company from its facilities situated approximately one-half mile from Fillmore to Ventura, and for Tide Water Associated Oil Company from its facilities at San Marino, some four miles from Fillmore, to Ventura at a rate of not less than $5\frac{1}{2}$ cents per 100 pounds; that in all other respects the transportation involved shall be subject to the provisions of Decision No. 32608, as amended, in Case No. 4246; and that, unless sooner changed, canceled or extended by order of the Commission, this authority shall expire six (6) months from the effective date of this order in so far as transportation for The Texas Company is concerned and one (1) year from the

effective date of this order in so far as transportation for Tide Water Associated Oil Company is concerned.

This order shall become effective twenty (20) days from the date hereof.

Dated at San Francisco, California, this 28th day of June, 1947.

Harold Kula

Justin J. Calver
Grant Russell

A. J. Anderson

Kenneth Potter
Commissioners