

Decision No. 42884

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
CLARK BROS. MOTOR TRANSPORT, INC., )  
a corporation, for a certificate of )  
public convenience and necessity )  
authorizing it to operate over cer- )  
tain alternate routes, and to correct )  
wording of a certificate of public )  
convenience and necessity. )

Application No. 30059

O P I N I O N

In the above entitled proceeding Clark Bros. Motor Transport, Inc. requests the Commission

1. To grant a certificate authorizing highway common carrier operations over the direct route between Salinas and Watsonville;
2. To clarify the highway common carrier certificate heretofore granted by Decision No. 22276; to modify one of the routes of that certificate and to authorize the use of an alternate route between Aptos and Watsonville for operating convenience only;
3. To authorize abandonment of a portion of the route on the San Juan Grade route as defined in Decision No. 22552;
4. To authorize the use of an alternate route for operating convenience only over State Highway 156 and State Highway 1 between Prunedale and Fort Ord;
5. To authorize the use of a route from the junction of Chittenden Pass Road and U. S. Highway 101, thence over Chittenden Pass Road and State Highway 1 to Fort Ord for direct service between San Francisco and Fort Ord;
6. To authorize the use of U. S. Highway 101 By-Pass (Bay Shore Highway) between San Francisco and a point five miles north of Coyote to be used for operating convenience only.

In support of the authority sought, applicant states that it has been providing a direct service between Salinas and Watsonville for the transportation of property but has been advised by counsel that there might be some doubt as to applicant's authority therefor. As a consequence of such advice, applicant has been transporting shipments originating in Salinas and destined to Watsonville by the way of San Francisco which requires transportation of approximately 200 miles between the two points which are only 21 miles apart over the direct route. Use of the direct service would result in considerable savings to applicant. In support of the authority to abandon operations over a portion of the old San Juan Grade it is stated that subsequent to the issuance of the certificate authorizing use of that road, U. S. Highway No. 101 has been reconstructed between San Juan Junction and Salinas through Prunedale and that there is no need existing for continued service over the portion of the route proposed to be abandoned.

The request for amendments of the certificate and routes described in Decision No. 29276 is for the purpose of removing certain ambiguities therein.

Each of the carriers operating between any of the points involved herein has been furnished with a copy of the application and has informed the Commission that they do not desire to protest the granting of the authority sought. No public hearing is necessary.

After full consideration of the evidence of record it is hereby found that public convenience and necessity require service between Salinas and Watsonville over the route proposed. It also appears to be in the public interest to clarify the

ambiguities of said Decision No. 22276 by restating and regranteeing that authority and revoking the operative right heretofore granted by said Decision No. 22276. Therefore, an appropriate order will be entered.

O R D E R

An application therefor having been filed, the Commission being fully informed therein and it having been found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is hereby granted to Clark Bros. Motor Transport, Inc., authorizing the establishment and operation of service as a highway common carrier, as defined in Section 2-3/4 of the Public Utilities Act, for the transportation of property between Watsonville and Salinas.

(2) That in the place and stead of the certificate of public convenience and necessity heretofore granted by Decision No. 22276, in Application No. 16388, a certificate of public convenience and necessity is hereby granted to Clark Bros. Motor Transport, Inc., authorizing operation of service as a highway common carrier, as defined in Section 2-3/4 of the Public Utilities Act, for the transportation of berries, green fruit and vegetables, northbound between Pajaro Valley points, including Aptos, Aromas, Watsonville, Betabel, and San Juan, on the one hand, and San Francisco, Oakland, Mountain View and San Jose, on the other hand; also, general freight between Watsonville and San Jose and San Francisco, and between Watsonville and Betabel and points east of Aptos Creek; also, general freight between Oakland, Emeryville and

San Leandro, on the one hand, and Watsonville, Aptos and Betabel and other points in the Pajaro Valley, on the other hand; also, petroleum products in metal containers and drums, but not in tanks, between refineries located at and in the vicinity of Richmond, Martinez and Oleum, on the one hand, and Watsonville and Aptos and Betabel and all other points in the Pajaro Valley, on the other hand.

(3) That in providing service pursuant to the certificates granted in paragraphs (1) and (2) hereof, applicant shall comply with and observe the following service regulations:

- a. Applicant shall file a written acceptance of the certificates herein granted within a period of not to exceed 30 days from the effective date hereof.
- b. Within 60 days from the effective date hereof and on not less than 5 days' notice to the Commission and the public, applicant shall establish the service herein authorized and 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, appropriate tariffs and time tables.
- c. Subject to the authority of this Commission to change or modify them by further order, applicant shall conduct operations pursuant to the certificates herein granted over and along the following routes:

Route to be followed in conducting operations pursuant to certificate granted in paragraph (1) hereof:

From Salinas, northwesterly along the Salinas-Watsonville highway to Castroville, thence northerly via State Highway No. 1 to Watsonville.

Routes to be followed in conducting operations pursuant to certificate granted in paragraph (2) hereof:

Via Santa Cruz Highway from Watsonville to its junction with U. S. Highway 101 at San Juan Junction, thence over U. S. Highway 101 to San Jose and San Francisco. Via the San Francisco Bay Bridge between San Francisco and Oakland. Via the main highway from San Jose to Oakland and to refineries at and in the vicinity of Richmond, Martinez and Oleum.

Via the old highway in Pajaro Valley from Aptos to Watsonville via Freedom and via the main highway from Watsonville to Betabel serving all points located within 6 miles on either side of said highways between Aptos and Betabel. Also via the new State Highway No. 1 between Aptos and Watsonville as an alternate route for operating convenience only.

(4) That the route marked (a) in the order of Decision No. 22552, in Application No. 25858 is hereby amended to read:

"(a) Beginning at the intersection of the San Juan Grade Road and the northeasterly boundary of Monterey County, thence southwesterly along said road to its intersection with U. S. Highway 101 approximately 3 miles north of Salinas, thence along U. S. Highway 101 to the City of Salinas, thence along the Salinas-Monterey Highway to its intersection with the Marina-Hilltown Road, including all points within 3 miles of said road."

(5) That applicant is hereby authorized to use the following alternate route, for operating convenience only, between Prunedale and Fort Ord:

From Prunedale, thence along U. S. Highway 101, State Highway 156 and State Highway 1 to Fort Ord.

(6) That applicant is hereby authorized to use the following alternate route, for operating convenience only, for the transportation of property between San Francisco and Fort Ord:

From the junction of U. S. Highway 101 and Chittenden Pass Road, thence along Chittenden Pass Road and State Highway 1 to Fort Ord.

(7) That applicant is hereby authorized to use U. S. Highway 101 By-Pass (Bay Shore Highway) as an alternate route, for operating convenience only, between San Francisco and a point approximately 5 miles north of Coyote where said By-Pass rejoins U. S. Highway 101.

(8) That the operative right heretofore granted by Decision No. 22276, in Application No. 16388, is hereby revoked and annulled.

The effective date of this order shall be 20 days after the date hereof.

Dated at San Francisco, California, this 17<sup>th</sup> day of May, 1949.

R. J. [Signature]  
Justus F. [Signature]  
[Signature]

COMMISSIONERS