

ORIGINAL

Decision No. 47106

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
CROSSLEY TRANSPORTATION CO., a)	
California corporation, to sell, and)	
SUNSET OIL COMPANY a California)	Application No. 33310
corporation, to buy petroleum irregular)	
route common carrier rights between)	
points in the State of California.)	

O P I N I O N

By Decision No. 44538, dated July 18, 1950, Crossley Transportation Co. was granted a certificate of public convenience and necessity authorizing it to transport petroleum and petroleum products in tank trucks and tank trailers between all points and places in the State of California, over irregular routes.

By this application authority is sought to sell and transfer said operating right to Sunset Oil Company, a California corporation, for a consideration of \$10.00. No other property is involved. The purchaser is a well-known local oil company, financially able to continue the said highway common carrier service.

The seller states that it will engage in transportation, as permitted carrier, of other kinds of bulk commodities. The purchaser desires to perform a for-hire transportation service for shippers of petroleum and petroleum products in tank trucks.

The transfer does not appear to be adverse to the public interest, and therefore the application will be granted.

A public hearing is not necessary.

Sunset Oil Company is hereby placed upon notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate-fixing, for any amount of money in excess of that originally paid to the state as the consideration for the grant of such rights. Aside from their purely permissive aspect, they extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be changed or destroyed at any time by the state, which is not, in any respect, limited to the number of rights which may be given.

O R D E R

Application having been made, the Commission being advised in the premises and good cause appearing,

IT IS ORDERED that Crossley Transportation Co., on or before June 30, 1952, may sell, and Sunset Oil Company, a California corporation, may purchase and thereafter operate the petroleum irregular route highway common carrier service

created by Decision No. 44538 on Application No. 31066,
upon the terms and conditions as set forth in said decision.

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

Dated at San Francisco, California, this 5th
day of May, 1952.

[Signature]
President
Justus J. Casper
Harold K. Kula
[Signature]
[Signature]
Commissioners