

ORIGINALDecision No. 51095

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 OILFIELDS TRUCKING COMPANY, a corpor-)
 ation, for a certificate of public) Application No. 30691
 convenience and necessity to operate)
 as a highway common carrier for the)
 transportation of property.)

In the Matter of the Application of)
 JOHN A. LACEY, doing business under)
 the firm name of LACEY TRUCKING COMPANY,)
 for a certificate of public convenience) Application No. 30806
 and necessity to operate as a highway)
 common carrier for the transportation)
 of property.)

S U P P L E M E N T A R Y O P I N I O N

By Decision No. 44262 in Applications Nos. 30691 and 30806, dated May 26, 1950, this Commission granted certificates to Oilfields Trucking Company, a Corporation, and John A. Lacey, doing business under the firm name of Lacey Trucking Company, authorizing each to conduct operations as a highway common carrier "for the transportation of property necessary or incidental to the establishment, maintenance, or dismantling of oil, gas, or water wells, pipe lines, refineries, and cracking or casing head plants, equipment and material used in construction and equipment used in farming," over specified routes and between points and places generally covering the entire State of California.

Subsequently, by Decision No. 44873 in Applications Nos. 30308 and 30309, 30691 and 30806, dated October 3, 1950, similar rights were issued to Rush Swoape, an individual, and Elmer Daigh and W. H. Stewart, doing business as Daigh & Stewart

Truck Co. In that decision reference was made to Decision No. 44262 supra, it being the expressed intent therein to grant authority to Rush Swoape and Elmer Daigh and W. H. Stewart, doing business as Daigh & Stewart Truck Co., similar to that previously granted in Decision No. 44262. A review of these two decisions discloses that the authorities therein contained are substantially identical. However, there is a variation in one of the restrictions in that in Decision No. 44873, in describing the limits of the authority, the phrase "construction site, or farm" is included, whereas such phrase is not contained in a similar restriction in Decision No. 44262.

Specifically, the two restrictions referred to are as follows:

Decision No. 44262:

"(b) Transportation performed under the authority herein granted shall be limited to commodities originating at or destined to an oil-well site or originating at or destined to a storage yard."

Decision No. 44873:

"(b) Transportation performed under the authority herein granted shall be limited to commodities originating at or destined to an oil-well site, construction site, or farm or originating at or destined to a storage yard."

Since it was intended to have these two restrictions identical and inasmuch as this matter has been called to the attention of the Commission by counsel for Oilfields Trucking Company and Lacey Trucking Company, the restriction in Decision No. 44262 will be amended to include the terms contained in the restriction in Decision No. 44873.

O R D E R

The Commission being fully advised in the premises,
and good cause appearing,

IT IS ORDERED that restriction (2)(b) contained in
the order part of Decision No. 44262 on Applications Nos. 30691
and 30806, dated May 26, 1950 be, and it hereby is amended to
readsas follows:

Transportation performed under the authority herein
granted shall be limited to commodities originating
at or destined to an oil-well site, construction
site, or farm or originating at or destined to a
storage yard.

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

Dated at San Francisco, California,
this 7th day of February, 1955.

[Signature]
President
[Signature]
[Signature]

Commissioners