

Decision No. 51958

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
BELYEA TRUCK CO., a corporation, for )  
authority to depart from the rates, )  
rules and regulations of Highway )  
Carriers' Tariff No. 2, City )  
Carriers' Tariff No. 4 - Highway )  
Carriers' Tariff No. 5, under the )  
provisions of the Highway Carriers' )  
Act and the City Carriers' Act. )

Application No. 33161

FOURTH SUPPLEMENTAL OPINION AND ORDER

For the past several years Eldred Northrup, J. L. Belyea, John MacLeod and Highland Corporation, doing business as Belyea Truck Co., under highway contract carrier permit authority, have been authorized in this proceeding to quote rates and assess charges on the basis of units of measurement differing from those in which the minimum rates are stated.

By Decision No. 51659 dated July 12, 1955, in Application No. 37027, the partnership was authorized to transfer its highway common carrier operating rights and tangible properties to Belyea Truck Co., a corporation. The transfer was accomplished as of August 1, 1955. The highway contract permit was transferred to the corporation on August 2, 1955.

The new corporation, Belyea Truck Co., now seeks to acquire the authority granted to the partnership in Application No. 33161. Decision No. 51659, supra, stated that the corporation is carrying on the same business.

It appears that the conditions and circumstances which required such authority by the partnership continue to exist insofar as the corporation is concerned, and that the authority to deviate from the minimum rates should be transferred from the partnership to the corporation.

Therefore, good cause appearing,

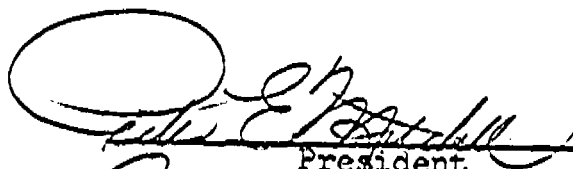
IT IS HEREBY ORDERED:

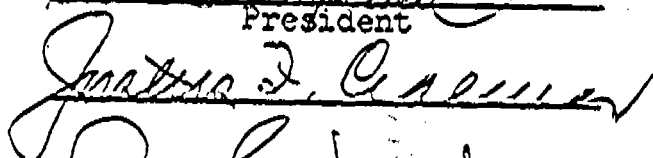
(1) That Decision No. 47201 of May 27, 1952, as amended, in this proceeding, be and it is hereby further amended by substituting "Belyea Truck Co., a corporation," for "Eldred Northrup, J. L. Belyea, John MacLeod and Highland Corporation, doing business as Belyea Truck Co.," in the order thereof.

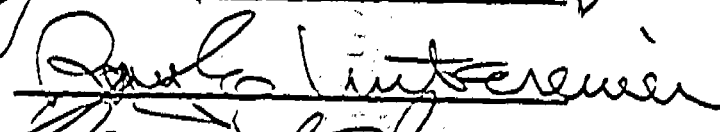
(2) That in all other respects the conditions and expiration date of said Decision No. 47201, as amended, shall remain in full force and effect.

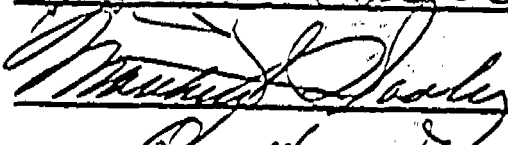
This order shall become effective twenty days after the date hereof.

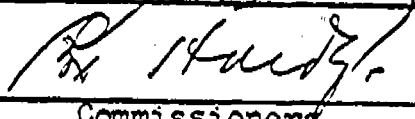
Dated at San Francisco, California, this 13<sup>th</sup> day of September, 1955.

  
\_\_\_\_\_  
President

  
\_\_\_\_\_  
James J. Cameron

  
\_\_\_\_\_  
Paul L. Lintzenmeier

  
\_\_\_\_\_  
William J. Dooly

  
\_\_\_\_\_  
R. H. Hurd

Commissioners