



It is alleged that the proposed transfer will permit applicant buyer to make better use of its equipment with resulting economies and an improved service to its customers.

After consideration, the Commission finds that the proposed transfer would not be adverse to the public interest. A public hearing is not necessary. The order which follows will provide for, in the event the transfer is consummated, the revocation of the certificates presently held by Ray F. Maher and C-Line Express and the issuance of an in-lieu certificate in appendix form to C-Line Express.

C-Line Express is hereby placed on 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, such rights extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be modified or canceled at any time by the State, which is not, in any respect, limited as to the number of rights which may be given.

The authorization herein granted shall not be construed as a finding of the value of the rights and properties herein authorized to be transferred.

O R D E R

IT IS ORDERED that:

1. On or before August 1, 1967, Ray F. Maher may sell and transfer, and C-Line Express may purchase and acquire, the operative rights and property referred to in the application.

2. Within thirty days after the consummation of the transfer herein authorized, C-Line Express shall notify the Commission, in writing, of the fact; and within said period shall file with the Commission a true copy of any bill of sale or other instrument of transfer which may be executed to effect said transfer.

3. C-Line Express shall amend or reissue the tariffs on file with the Commission, naming rates and rules governing the common carrier operations herein to show that it has adopted or established, as its own, said rates and rules. The tariff filings shall be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the consummation of the transfer herein authorized. The tariff filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 80-A.

4. On or before the end of the third month after the consummation of the transfer as herein authorized, C-Line Express shall cause to be filed with the Commission, in such form as the Commission may prescribe, an annual report, or reports, related to the operations of the seller for the period commencing with the first day of the current year to and including the effective date of the transfer.

5. Concurrently with the tariff filings required by ordering paragraph 3 hereof, the operating authorities granted by Decision No. 53879, in Application No. 36093 and acquired by Decision

A.49000 NB

No. 66392, in Application No. 45939, as amended by Decisions Nos. 70299 and 70742, in Application No. 47598, are hereby revoked and in their place and stead a certificate of public convenience and necessity is hereby granted to C-Line Express, a corporation, authorizing it to operate as a highway common carrier, as defined in Section 213 of the Public Utilities Code, between the points and over the routes more particularly set forth in Appendix A attached hereto and made a part hereof.

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

Dated at San Francisco, California, this 15<sup>th</sup> day of FEBRUARY, 1967.

*Robert E. [Signature]*  
President  
*William [Signature]*  
August  
*William [Signature]*  
*Paul P. [Signature]*  
Commissioners

C-Line Express, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport:

I. The following commodities:

1. AUTOMOBILE PARTS OR ACCESSORIES, as listed under that heading in Items Nos. 2805 through 3505 of Western Classification No. 75, Cal.P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
2. CELLULOSE DERIVATIVE PLASTICS, as listed under that heading in Items Nos. 9655 through 9685 of Western Classification No. 75, Cal.P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplement No. 41 thereto.
3. ELECTRICAL APPLIANCES OR EQUIPMENT, OR PARTS NAMED, as listed under that heading in Items Nos. 15605 through 16250 of Western Classification No. 75, Cal.P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46, 48 and 50 thereto.
4. PLUMBERS' GOODS, OR BATHROOM OR LAVATORY FIXTURES, as listed under that heading in Items Nos. 36560 through 37010 of Western Classification No. 75, Cal.P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 41, 46 and 48 thereto.
5. PRINTED MATTER, as listed under that heading in Items Nos. 37390 through 37460 of Western Classification No. 75, Cal.P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplements Nos. 46 and 50 thereto.
6. PRINTERS' EQUIPMENT, FURNITURE OR SUPPLIES, as listed under that heading in Items Nos. 37465 through 37655 of Western Classification No. 75, Cal.P.U.C. No. 8, George H. Dumas, Agent, on the issue date thereof and Supplement No. 48 thereto.

Issued by California Public Utilities Commission.  
Decision No. 72017, Application No. 49000.

7. MISCELLANEOUS COMMODITIES, VIZ.:
- Boot or shoe findings
  - Broilers, cookers or roasters, electric
  - Brushes
  - Compounds, cleaning or scouring, liquid
  - Cotton piece goods
  - Lamps, electric
  - Paint
  - Roasters, meat
  - Sealing tape, cloth or paper combined, gummed
  - Shafts, steel
  - Wall paper
  - Wire

## Between:

- A. Oakland, on the one hand, and Alameda, on the other hand.
- B. San Francisco, Oakland and San Pablo and intermediate points on U. S. Highway 40.
- C. Oakland, on the one hand, and Martinez, Lafayette, Walnut Creek, Orinda, Concord, Pittsburg and Antioch, on the other hand.
- D. Oakland and Berkeley, on the one hand, and San Leandro, San Lorenzo, Castro Valley, Hayward, Pleasanton, Livermore, Centerville, Niles and Newark, on the other hand.

Applicant shall not establish through routes and joint rates, charges and classifications as to the separate authorities hereof set forth in A, B, C and D of paragraph I.

Issued by California Public Utilities Commission.

Decision No. 72017, Application No. 49000.

## II. GENERAL COMMODITIES. (See Exception):

Between San Francisco and Oakland, on the one hand, and Calistoga, on the other hand. Service is authorized to all intermediate points on U. S. Highway 40 between San Francisco-Oakland and the junction of U. S. Highway 40 and State Highway 29, on said Highway 29 between its junction with U. S. Highway 40 and Calistoga. Service is also authorized to the off-route points of Benicia and Mont La Salle.

EXCEPTION: No local service is authorized between San Francisco, Oakland and San Pablo and intermediate points.

## III. GENERAL COMMODITIES. (See Exception):

Between all points and places specified in paragraph II, on the one hand, and, on the other hand, all points and places on and within five miles laterally of the following highways including all of the Lake Berryessa resort area:

- a. State Highway 121 between Napa and Moskowitz's Corners, inclusive;
- b. State Highway 128 between Moskowitz's Corners and the junction of said highway with Knoxville Road, inclusive;
- c. Knoxville Road between the junction of said road and State Highway 128 and Knoxville, inclusive;
- d. Knoxville Road between Knoxville and Pope Valley Junction, inclusive;
- e. Pope Canyon Road between Pope Valley Junction and Pope Valley, inclusive;
- f. Unnumbered highways between Pope Valley and St. Helena, inclusive;
- g. State Highway 128 between Moskowitz's Corners and Rutherford, inclusive;
- h. Steele Canyon Road between Moskowitz's Corners and Steele Canyon Park, inclusive;

Issued by California Public Utilities Commission.

Decision No. 72017, Application No. 49000.

- i. State Highway 128 between Moskowitz's Corners and Monticello Dam, inclusive;
- j. State Highway 128 between Monticello Dam and the junction of said highway with Pleasants Valley Road, inclusive;
- k. Pleasants Valley Road between the junctions of said road with State Highway 128 and U.S. Highway 40, inclusive;
- l. U.S. Highway 40 between Vallejo and the junction of said highway with Pleasants Valley Road, inclusive;
- m. Suisun Valley Road between the junctions of said road with U.S. Highway 40 and Wooden Valley Road, inclusive, including the off-route point of Mankas Corner; and
- n. Wooden Valley Road between the junctions of said road with Suisun Valley Road and State Highway 121, inclusive.

EXCEPTION: No service is authorized to or from Cordelia.

Applicant may use the highways named and any other public roadways necessary or convenient to perform the service authorized in paragraphs II and III hereof.

Applicant shall not transport any shipments of:

1. Used household goods and personal effects not packed in accordance with the definition of crated property as set forth in Item No. 5 of Minimum Rate Tariff No. 4-B.
2. Automobiles, trucks and buses, viz.: New and used, finished or unfinished passenger automobiles (including jeeps), ambulances, hearses and taxis; freight automobiles, automobile chassis, trucks, truck chassis, truck trailers, trucks and trailers combined, buses and bus chassis.
3. Livestock, viz.: Bucks, bulls, calves, cattle, cows, dairy cattle, ewes, goats, hogs, horses, kids, lambs, oxen, pigs, sheep, sheep camp outfits, sows, steers, stags or swine.
4. Commodities requiring protection from heat by the use of ice (either water or solidified carbon dioxide) or by mechanical refrigeration.

Issued by California Public Utilities Commission.

Decision No. 72017, Application No. 49000.



5. Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers or a combination of such highway vehicles.
6. Commodities when transported in bulk in dump trucks or in hopper-type trucks.
7. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.
3. High explosives.

End of Appendix A

Issued by California Public Utilities Commission.

Decision No. 72017, Application No. 49000.