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Decision No. 11607

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of )  
W. A. GILLETT, for certificate of )  
public convenience and necessity to : Application No. 8441  
operate a passenger and express )  
service between Colusa and Grimes, )  
California.

W. A. Gillett in propria persona.

BY THE COMMISSION,

O P I N I O N

The above application was heard before Examiner Eddy at Colusa on February 1, 1923.

The applicant has a contract for carrying the United States Mail between Colusa and Sycamore, a distance of about seven miles. By this application he seeks a certificate of public convenience and necessity to operate a passenger and express service between Colusa and Grimes, the latter a community of some 300 people, distant from Sycamore some seven miles over the highway. Both Sycamore and Grimes are located on a branch line of the Southern Pacific Company. Grimes is twelve miles from Colusa by rail and the station of the Southern Pacific at Sycamore is more than a mile distant from the Post Office. But one train a day is operated in each direction, which schedule does not meet the convenience of residents of Grimes and Sycamore, who wish to transact business in Colusa. The train leaves Grimes for Colusa at 12:30 P. M. and there is no return train until 10:00 o'clock the following morning.

The stage of the applicant will leave Colusa daily except Sunday at 2:15 P. M. reaching Grimes an hour later, thus enabling residents of Grimes and Sycamore to journey to Colusa on the morning train and return to their homes by stage early that afternoon if they so desire. The passenger traffic will be very light, however, and is estimated by the applicant to be not more than six or seven persons a week.

No express service is operated to Grimes and receivers of express at that point must now journey to Arbuckle, fifteen miles distant or to Colusa, in order to obtain their shipments. In the application the rate for package service is shown at "50¢ per 100 lbs; small packages, 15¢ to 25¢ each." At the hearing, request was made that the application be so amended as to charge for,

Packages weighing 10 lbs. and under	15¢
Over 10 lbs. and up to and including 25 lbs	25¢
25 lbs to and including 100 lbs	50¢
Packages weighing in excess of 100 lbs. will be charged at the rate of 50¢ per 100 lbs.	

No one appeared to protest the granting of the application and in view of the showing made at the hearing, the application will be granted as prayed for, subject to the rate modifications expressed in this decision.

#### O R D E R

A public hearing having been held in the above entitled proceeding, evidence submitted and the Commission being fully advised,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by W. A. Gillett of an automobile stage line as a common carrier of passengers and express packages between Colusa

and Grimes serving Sycamore as an intermediate point, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be, and the same hereby is granted, subject to the following conditions:

1. That no express shall be handled by applicant herein where a shipment from one consignor to one consignee weighs in excess of 150 pounds.

2. Applicant shall file his written acceptance of the certificate herein granted within a period of not to exceed ten (10) days from date hereof; shall file, in duplicate, tariff of rates and time schedules, within a period of not to exceed twenty (20) days from date hereof, such tariff of rates to be identical with Exhibit "A", attached to the application herein, with the exception of express rates which shall be identical with those as set forth in the Opinion preceding this Order. Time schedules to be in accordance with Exhibit "B" attached to the application herein; service as herein authorized shall be commenced with a period of not to exceed thirty (30) days from date hereof.

3. The rights and privileges herein authorized may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.

4. No vehicle may be operated by applicant herein unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 6<sup>th</sup> day of February, 1923.

Clarence

Iving Martin

J. T. Whittney  
Commissioners