

ORIGINAL

Decision No. 12013

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
 DAGGETT & MOORE for certificate of)
 public convenience and necessity to : Application No. 8810
 operate passenger and freight service)
 between Hornbrook and Copco, California.)

BY THE COMMISSION.

ORDER

G. A. Daggett and C. F. Moore, co-partners, have filed an application with the Railroad Commission in which they petition for a certificate of public convenience and necessity authorizing the operation of an automobile stage line as a common carrier of passengers and freight between Hornbrook and Copco and intermediate points, California.

Applicants are at the present time engaged in the transportation of U. S. Mail over the route herein proposed to be served and desire in connection therewith to also transport passengers and freight at rates as set forth in Exhibit "A" attached to the application herein. Applicants have both automobiles and teams to be used in connection with the service proposed; horse drawn vehicles to be used during the winter months when the operation of automotive service is impracticable. They propose to make three round trips per week, the schedule required under their contract with the Government for the transportation of mail.

One Harry Huenesgardt heretofore operated a passenger and freight service over this route under a right claimed to have been secured in accordance with the provisions of Section 5 of Chapter 213, Statutes of 1917, through operation in good

faith prior to May 1st, 1917, and continuously thereafter. This applicant abandoned service in July 1922 due to the loss of his contract for the transportation of mail which was secured by the present applicants, who now desire to also transport passengers and freight.

We are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by G. A. Daggett and C. F. Moore, co-partners, of an automotive stage line as a common carrier of passengers and freight between Hornbrook and Copco, and intermediate points, California, 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:

Applicants shall file their written acceptance of the certificate herein granted within a period of not to exceed twenty (20) days from date hereof; shall file, in duplicate, tariff of rates and time schedules identical with those shown in Exhibits "A" and "B" attached to the application herein, within a period of not to exceed forty (40) days from date hereof; and shall commence operation of the service herein authorized within a period of not to exceed fifty (50) days from date hereof.

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.

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

Dated at San Francisco, California, this 21 day of May, 1923.

C. H. ...
W. B. ...
Waring Martin

Commissioners