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Decision No. 12302.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of
F. F. NELLIST for certificate of public
convenience and necessity to operate
passenger, baggage and express between
Eureka and Korbek, California.

)
: Application No. 9129
)

BY THE COMMISSION,

ORDER

In this proceeding F. F. Nellist has filed an application with the Railroad Commission in which he petitions for a certificate of public convenience and necessity authorizing the operation of an automobile stage line as a common carrier of passengers, baggage and express between Eureka and Korbek and intermediate points, California.

The present application is not in effect an application for a new certificate as this applicant at the present time conducts a similar service between the same points. The present proceeding is for a certificate over what is known as the new State Highway between Arcata and Eureka, applicant's present route between the two points last above named being over what is known as the old County Road. Applicant proposes to make no changes whatsoever in existing rates, but will effect a saving of approximately four hours in running time by operating over the more direct State Highway instead of the old County Road. Inasmuch as there is a total of five passenger transportation companies operating between Eureka and Arcata over the route at present served by applicant, the abandonment of

service by applicant over the old route will not affect existing service to passenger traffic at intermediate points between Eureka and Arcata, but instead will enable traffic originating along the new State Highway to avail themselves of auto passenger service.

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 F. F. Nellist of an automobile passenger stage line over what is known as the new State Highway between Eureka and Arcata in lieu of his existing operative right over what is now known as the old County Road between the points hereinabove mentioned, 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:

It is distinctly understood that in accepting the certificate herein granted that said certificate is merely authorization for rerouting applicant's existing service between Eureka and Arcata and Korbek over what is known as the new State Highway between Eureka and Arcata and is not in addition to his existing operative right over the old County Road between Eureka and Arcata, but solely in lieu thereof.

Applicant shall file his written acceptance of the certificate herein granted within a period of not to exceed ten (10) days from date hereof which written acceptance shall contain a statement to the effect that applicant fully understands the conditions as hereinabove set out.

Dated at San Francisco, California, this 3rd day of July, 1923.

C. A. Seaver
H. B. Burdette
Egerton Shore
J. Whittier
Commissioners