

Decision No. 12485-

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the matter of the application of )  
 EARL F. BLUBAUGH for certificate of )  
 public convenience and necessity to )  
 operate auto truck freight service ) Application No. 9083.  
 between Los Angeles, Maricopa, Taft, )  
 Fellows, McKittrick, and west side )  
 oil fields, via Maricopa Flat Road. )

E. F. Blubaugh, applicant, in propria persona.

E. T. Lucey for A. T. & S. F. Railway and  
 Sunset Railway, protestant.

T. A. Woods for American Railway Express,  
 protestant.

BY THE COMMISSION:

O P I N I O N.

Earl F. Blubaugh has made application to the Railroad Commission for a certificate of public convenience and necessity to operate auto truck freight service between Los Angeles, Maricopa, Taft, Fellows, McKittrick, and west side oil fields, via Maricopa Flat Road, without change of rates.

A public hearing was herein conducted by Examiner Williams at Los Angeles.

Applicant now operates a freight transportation service between Los Angeles and the points named in the title, which by reason of county legislation in Kern County as to weight limits on certain roads has been made difficult. By

decision No. 11970 on application No. 8853, dated April 25, 1923, the Commission granted to applicant temporary permission to route his traffic over the Maricopa Flat Road and applicant now asks a permanent certificate for this routing as an alternative method of reaching the west side San Joaquin oil districts.

Applicant testified that the route via Maricopa road is ten miles shorter than via Old River road and that by shortening the distance in this manner, it would cause a saving of \$8.00 per trip. Applicant admitted that since the temporary permit was granted him in April, he had not made use of this route to reach his terminus, but that he had used it to transport oil field supplies to the new development work at Wheeler's Ridge about ten miles west of the State Highway (Ridge Route) at Grapevine Station.

E. W. Ostrupp, traffic rate clerk of the Standard Oil Company of Los Angeles, testified that this and other oil companies were exploring the Wheeler Ridge and were transporting large quantities of supplies from Los Angeles to this point. There was no proof of new service being needed along the Maricopa Flat road except to Wheeler's Ridge.

Under the testimony, it seems clear that the only public service required over the Maricopa Flat road is business confined to the Wheeler Ridge, and to that extent we find, as a fact, that public necessity requires the extension of applicant's operation to this point. Under the temporary certificate applicant may use this route to his terminus in the oil fields but has not elected so to do. A certificate should be granted applicant permitting him to traverse the

Maricopa Flat Road from its junction with the Ridge Route north of Grapevine Station to a point not more than ten miles west, in order to serve the Wheeler Ridge oil district.

Ø R D E R

Earl F. Blubaugh having made application to the Railroad Commission for a certificate of public convenience and necessity to operate his auto truck freight service between Los Angeles, Maricopa, Taft, Fellows, McKittrick, and west side oil fields, via Maricopa Flat Road, as an alternative route, a public hearing having been held, the matter having been duly submitted and now ready for decision,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA  
HEREBY DECLARES that a public convenience and necessity do not require the operation by applicant of the service herein proposed except between the junction of the Ridge Route and Maricopa Flat Road, north of Grapevine Station and a point ten miles west on the Maricopa Flat Road for the purpose of serving the Wheeler Ridge oil district and that a certificate of public convenience and necessity therefor, be and the same hereby is granted, subject to the following conditions:

- 1 - That applicant will within fifteen (15) days file with this Commission his written stipulation accepting the certificate herein granted as an extension of his present operating rights and not as a new or separate operating right.
- 2 - That applicant, Earl F. Blubaugh shall file within twenty (20) days from the date hereof, duplicate tariff of rates and time schedules in accordance

with General Order No. 51 of the Railroad Commission, and that operation of such service shall begin within a period of thirty (30) days from the date hereof.

III - That the applicant, Earl F. Blubaugh, shall not sell, lease, assign, or discontinue the service herein authorized, unless such sale, lease, assignment, or discontinuance shall have been authorized by the Railroad Commission.

IV - That no vehicle shall be operated by applicant unless such vehicles are owned by said applicant, or are leased under an agreement satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 14<sup>th</sup>  
day of August, 1923.

O. L. Shaver  
H. B. Brundage  
Irving Martin  
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