

Decision No. 13499

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

**ORIGINAL**

-----  
In the Matter of the Application of  
M. F. SMITH, for certificate of public  
convenience and necessity to operate  
freight service for the transportation  
of lumber between Etna Mills and Mills  
located in vicinity of same and  
Montague via Fort Jones.

)  
)  
)  
)  
) Application No. 9908  
)  
)

-----  
BY THE COMMISSION.

O R D E R

In this proceeding M. F. SMITH asks for authority to establish an automotive service for the transportation of lumber only between Etna Mills and Mills located in the vicinity of Etna Mills and Fort Jones via Fort Jones and serving Fort Jones as an intermediate point. The service he proposes is to be given on call of the mills, and will be governed more or less by weather and road conditions.

G. A. Reichman, who operates an auto service between Etna Mills, Fort Jones and Yreka in accordance with tariffs and time schedules on file with the Railroad Commission has advised the Commission that he has no objection to the establishment of the service proposed by Smith provided the commodity to be transported be limited to lumber.

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 M. F. Smith of an automotive truck line as a  
common carrier of lumber only between Etna Mills and Mills  
located in the vicinity of Etna Mills and Fort Jones, via  
Fort Jones and serving the last named point as an intermediate.

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.-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 and time schedules to  
be identical with those attached to the application  
herein; and shall commence operation of said service  
within a period of not to exceed thirty (30) days from  
date hereof.

2.-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.

3.-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 14<sup>th</sup> day  
of May, 1924.

*Chas. A. ...*

*Irving Martin*

*Egerton Shore*

*J. H. Whitting*