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Decision No. 13691 .

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
HAROLD FRASHER for authority to
change route and reduce tariffs as : Application No. 9564
to certain commodities on Fresno-San
Joaquin automobile freight truck line.)

BY THE COMMISSION,

ORDER

In this proceeding Harold Frasher applies for an order of the Railroad Commission authorizing him to operate automotive truck service between Fresno and San Joaquin via a different route than he is now operating under certificate between the same termini. His present route runs via Rolinda and it is proposed to change such route eliminating Rolinda and operating via Barstow, Biola and Vinland.

The application sets forth that there is only one store at Rolinda which is served by a truck owned and operated by the store owner for the transportation of his own property and that during the entire year of 1923 the applicant did not receive nor transport any property whatsoever from or to such point; that a necessity exists for the establishment of the service to Barstow, Biola and Vinland evidenced by repeated requests made upon applicant to transport property to or from such points. Biola is at the present time served by the Southern Pacific Company through branch line service which is operated semi-weekly. This service it is contended is insufficient to meet the needs

of shippers or receivers of freight who require immediate deliveries from warehouses located in Fresno.

Applicant requests also permission to establish a reduced schedule of rates covering his proposed service. In view of the fact that the rates proposed are reductions, no formal authorization for their establishment will be required.

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 Harold Frasher of an automotive truck line as a common carrier of freight between Fresno and San Joaquin via Barstow, Biola, Vinland and Kerman in lieu of and not in addition to his existing operative right between the same termini via Rolinda, which operative right be, and the same hereby is revoked, 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. Applicant shall file within a period of not to exceed ten (10) days from date hereof his written acceptance of the certificate herein authorized, which written acceptance shall contain a statement to the effect that said certificate is accepted in lieu of and not in addition to applicant's existing operative right between Fresno and San Joaquin, which operative right applicant shall relinquish all claim to; shall file within a period of not to exceed twenty (20) days from date hereof tariff of rates as set forth in Exhibit "A" attached to the application herein and shall commence operation under the certificate herein authorized 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 under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this

12th day of June, 1924.

C. Leary
H. B. Burdige
James H. Martin
Commissioners