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Decision No. 14040

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
TURNER LILLIE for a certificate of)
public convenience and necessity to :
establish an automobile passenger line)
for the transportation of passengers and)
baggage, between Angels Camp and Dor- : Application No. 10,000
rington and intermediate points, pro-)
posed service to be an extension of)
present service now operating between)
Stockton and Angels Camp, and to be :
seasonal, approximately April 1st to :
October 1st of each year.)

BY THE COMMISSION,

O R D E R

In this proceeding Turner Lillie applies for a certificate of public convenience and necessity authorizing the operation of automotive stage service for the transportation of passengers and baggage between Angels Camp and Dorrington, serving Murphys as an intermediate point, such service to be rendered as an extension to, and in conjunction with applicant's existing service between Stockton and Angels Camp, operation to be carried on seasonal only, that is, between April 1st and October 1st of each year.

Applicant proposes to operate one round trip per day charging a rate of \$1.00 to Murphys and \$3.00 to Dorrington and to use in such service one seven passenger Packard automobile.

The application sets forth as justification for the granting of the certificate prayed for the allegation that there will be shortly commenced construction of a new Federal highway

between Murphys and Dorrrington which will connect with the present highway from Nevada; that this construction will necessitate the employment of a large force of men who will need the proposed service going to and from their work; that further after the road is completed there will be a large volume of traffic to the Big Trees for which there are no transportation facilities.

Actual conditions show that the road construction as stated in the application has not as yet begun, nor is there any prospect of such construction commencing within some period of time to come; further that until such road is constructed and open to travel there will be no traffic to the so-called Big Trees over this road, accordingly, there is no public necessity at this time for operation as herein proposed. It may be further pointed out that the operator of the mail stage between the points herein proposed to be served holds a certificate from this Commission authorizing operation of stages for the transportation of passengers for compensation; that the said mail stage operator is obliged, under his mail contract, to operate daily service and irrespective of the fact that such service has been a daily operation, complaint has been made to this Commission to the effect that applicant herein has failed to turn over passengers at the terminus of his line at Angels to the mail stage operator, but has persistently operated his stages over the route covered by the franchise held by the holder of the mail contract whenever he has had passengers destined beyond his own terminus.

In view of the foregoing we are of the opinion that public convenience and necessity do not require extension of applicant's line as proposed and the application should accordingly

be denied.

IT IS HEREBY ORDERED that the above entitled application
be, and the same hereby is denied.

Dated at San Francisco, California, this 10th day of
September
1924, 1924.

O. Seaver

H. B. G. ...

Irving Masten

Carlton Shaw

J. V. Whitting

Commissioners