

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
SILAS J. BIVINS for certificate of )  
public convenience and necessity to ) Application No. 12970  
operate freight and truck service )  
between Blythe and Palo Verde. )

ORIGINAL

BY THE COMMISSION -

OPINION and ORDER

Silas J. Bivins has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile service for the transportation of freight between Blythe, Riverside County, and Palo Verde, Imperial County, and intermediate points.

Applicant proposes to charge rates and give service in accordance with Exhibits A and B, which are attached to the application herein and made a part thereof. Equipment proposed to be used is shown in Exhibit C, which is also attached to and made a part of the application.

Applicant Bivins transports mail under contract with the U.S. Government between the points between which he proposes, in the instant application, to establish an automobile service for the transportation of freight. He proposes to utilize his mail carrying equipment for the present for freight-carrying purposes and to later add such equipment as may be necessary to meet shipping demands. Part of the territory (between Blythe and Ripley), proposed to be served by applicant Bivins is served by The Atchison, Topeka & Santa Fe Railway Company. That company has advised the Commission, in writing, that it would not oppose the granting of the Bivins application.

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 Silas J. Bivins of an automobile service for the transportation of freight between Blythe and Palo Verde and intermediate points and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity for such a service be, and the same hereby is granted to Silas J. Bivins, 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.

2- Applicant shall file, in duplicate, within a period of not to exceed twenty (20) days from the date hereof, tariff of rates and time schedules, such tariffs of rates and time schedules to be identical with those attached to the application herein, or rates and time schedules satisfactory to the Railroad Commission, and shall commence operation of said service within a period of not to exceed sixty (60) days from the date hereof.

3- 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.

4- 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.

For all other purposes the effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 10<sup>th</sup> day of November, 1926.

H. H. B. ...  
C. ...  
E. ...  
Don ...

COMMISSIONERS.