

Decision No. 17888.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application)
of KERNVILLE STAGE COMPANY for cer-)
tificate of public convenience and)
necessity to operate passenger, ex-)
press, baggage and freight service)
between Bakersfield and Bodfish,)
Isabella and Kernville by way of)
K. E. No. 1 Power House, Democrat)
Hot Springs, Hobo Springs and Borel)
Power House, and to discontinue)
service over present route by way)
of Walker's Basin and Havilah.)

ORIGINAL

APPLICATION NO. 13258.

Charles A. Hand, Applicant, in Propria
Persona.

BY THE COMMISSION:

O P I N I O N

Charles A. Hand and W. A. Fugitt, co-partners, doing
business under the fictitious name of Kernville Stage Company,
have made application to the Railroad Commission for a certifi-
cate of public convenience and necessity to operate passenger,
express, baggage and freight service between Bakersfield, Bod-
fish, Isabella and Kernville, by way of Democrat Hot Springs
and Borel Power House, and for authority to discontinue serv-
ice by way of Walker's Basin and Havilah.

A public hearing herein was conducted by Examiner Wil-
liams at Bakersfield.

Applicants now operate over an unimproved road by way
of Caliente (which they do not serve), thence by way of Walker's

Basin and Havilah to Bodfish and points beyond. Recently a cut-off road has been constructed by the Board of Supervisors of Kern County, reducing the distance between Bakersfield and Bodfish by 14 miles and passing through Kern River Power House No. 1, Democrat Hot Springs, Hobo Springs and Borel Power House, in a region having more inhabitants than that traversed by applicants' present service.

Applicants propose no change in their service except the re-routing, which would mean a discontinuance of service to the community of Havilah and to ranchers along the route in Walker's Basin; but in view of the shorter distance and the improved but not paved highway available, applicants offer a reduction of approximately \$1.00 in passenger fares and \$2.00 per ton on freight. The schedule of reduced fares is made an exhibit in this proceeding (Exhibit "A") and is to be the schedule followed by applicants.

Applicants propose one round trip daily, leaving Kernville at 8:00 a. m. and reaching Bakersfield at 10:30 a. m., and returning, leaving Bakersfield at 1:15 p. m. and reaching Kernville at 4:00 p. m. This schedule connects with the stages for Onyx and Weldon.

No one appeared to protest the granting of the application.

There seems to be no reason why applicants should not receive a certificate authorizing the new routing proposed, especially as the distance between the more important points to be served will thereby be shortened and applicants propose to confer a benefit upon the public by a reduction in rates, due to the advantages of a better highway and shorter distance.

The only question is as to the withdrawal of service, long established, from Walker's Basin and Havilah. However, applicants filed with the Commission a written statement from twelve shippers along this route, expressing a willingness to have the stage service discontinued provided applicants would, upon request, make deliveries of freight to them. At the hearing applicant Hand expressed willingness to meet this condition and to undertake delivery of freight to Walker's Basin and Havilah upon request. With this agreement between applicants and their patrons, there remains no obstacle to the granting of the certificate sought.

O R D E R

Charles A. Hand and W. A. Fugitt, co-partners, doing business under the fictitious name of Kernville Stage Company, having made application to the Railroad Commission for a certificate of public convenience and necessity to operate passenger, express, baggage and freight service between Bakersfield, Bodfish, Isabella and Kernville by way of Kern River Power House No. 1, Democrat Hot Springs, Hobo Springs and Borel Power House, and for authority to discontinue service over their present route by way of Walker's Basin and Havilah, a public hearing having been conducted, the matter having been duly submitted and now being ready for decision,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA
HEREBY DECLARES that public convenience and necessity require the establishment and operation by Charles A. Hand and W. A.

Fugitt, co-partners, doing business under the fictitious name of Kernville Stage Company, of passenger, express, baggage and freight service between Bakersfield and Kernville via Kern River Power House No. 1, Democrat Hot Springs, Hobo Springs and Borel Power House, in lieu of the service heretofore conducted by applicants between Bakersfield and Kernville by way of Walker's Basin and Havilah; provided, however, that applicants shall, upon request of shippers, make deliveries of freight to Havilah and Walker's Basin, over and along the following route:

Between Bakersfield and Kernville over the county highway via Kern River Power House No. 1, Democrat Hot Springs, Hobo Springs, Borel Power House, Bodfish and Isabella; and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity for such service be and the same is hereby granted to said Charles A. Hand and W. A. Fugitt, co-partners, doing business under the fictitious name of Kernville Stage Company, subject to the following conditions:

- I. Applicants shall file with this Commission, within a period of not to exceed ten (10) days from date hereof, their written acceptance of the certificate herein granted.
- II. Applicants shall withdraw tariff of rates and time schedules now on file with this Commission, covering service as heretofore conducted by them, and shall file, in duplicate, within a period of not to exceed twenty (20) days from date hereof, tariff of rates and time schedules identical with those attached to the application herein, or rates and time schedules satisfactory to the Railroad Commission, and shall commence operation of the service hereby authorized within a period of not to exceed thirty (30) days from date hereof.
- III. The rights and privileges herein granted may not be sold, leased, transferred nor assigned, nor service thereunder discontinued, unless the written consent of the Railroad

Commission to such sale, lease, transfer, assignment or discontinuance has first been secured.

IV. No vehicle may be operated by applicants under the authority hereby granted unless such vehicle is owned by applicants or is leased by them 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 and after the date hereof.

Dated at San Francisco, California, this 12th
day of January 1927.

Ernest J. Galt
H. B. ...
C. ...
Leon ...

Commissioners.