

Decision No. 17981

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 U. G. SMITH, and I. S. NEWLAN, co -
 partners, doing business under the
 firm name and style of the SMITH
 AUTOMOBILE COMPANY, for a certificate
 of public convenience and necessity
 to operate a freight service between
 Mammoth, Mono County, California, June
 Lake, and Silver Lake, Mono County,
 California, as an extension to the pres-
 ent service now rendered by these appli-
 cants under authority and by permission
 of the Railroad Commission of the
 State of California, between Bishop,
 Inyo County, and Mammoth, Mono County.

ORIGINAL

Application
No. 13516

BY THE COMMISSION -

OPINION and ORDER

U. G. Smith and I. S. Newlan, co-partners, doing business under the firm name and style of Smith Automobile Company, have petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by them of an automobile trucking service between Mammoth, in Mono County, and June Lake and Silver Lake, also in Mono County, said service to be operated as an extension of and in connection with the service applicants are now operating under authority of the Railroad Commission between Bishop and Mammoth.

Applicants propose to charge rates and to operate under the rules and regulations shown in Exhibit "A", which is attached to the application herein and made a part thereof. The proposed service, as shown by Exhibit "B", also attached to the application, is to be tri-weekly and seasonal, that is, between May 1st and October 1st of each year.

Justifying their claim that public convenience and necessity require the proposed service, applicants point out that the points proposed to be served have no public freight transportation facilities; that the development of the territory as a resort section has attracted a large number of people and that because of the influx

of visitors there has been created a demand for facilities to transport freight.

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 U. G. Smith and I. S. Newlan, co-partners, operating under the firm name and style of Smith Automobile Company, of an automobile service for the transportation of freight between Mammoth and June Lake and Silver Lake, as an extension of and in connection with the service now being given by applicants between Bishop and Mammoth, said operation to be seasonal, namely, between May 1st and October 1st of each year 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 U. G. Smith and I. S. Newlan, co-partners, subject to the following conditions:

1- Applicants shall file their written acceptance of the certificate herein granted within a period of not to exceed twenty (20) days from date hereof.

2- Applicants 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 similar to those attached to the application herein, or rates and time schedules satisfactory to the Railroad Commission, and shall commence operation of said service on May 1, 1927.

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 applicants herein unless such vehicle is owned by said 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 days from the date hereof.

Dated at San Francisco, California, this ^{8th} day of February, 1927.

Ernest C. Smith
Robert B. Brundage
Charles E. Weaver
Lucy C. Churchill
John C. Rowland