

Decision No. 18704

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
TURNER LILLIE for a certificate of  
public convenience and necessity  
authorizing the establishment and  
operation of an automobile motor  
stage line for the carriage of ex-  
press matter between Angels Camp  
and Dorrington, and for the trans-  
portation of passengers, baggage and  
express matter between Dorrington  
and Lake Alpine; the proposed ser-  
vice being an extension of appli-  
cant's present service now in oper-  
ation between Stockton, Angels Camp  
and Dorrington; said proposed service  
to be seasonal, approximately from  
May 1st to October 1st, each year.

Application No. 13656.

ORIGINAL

Lafayette J. Smallpage, by  
Charles H. Epperson,  
for Applicant.

BY THE COMMISSION:

O P I N I O N.

In this proceeding the applicant, Turner Lillie, pe-  
titions the Railroad Commission for an order declaring that  
public convenience and necessity require the operation by  
him of an automobile motor stage line for the transportation  
of express between Angels Camp and Dorrington and for the  
transportation of passengers, baggage and express between  
Dorrington and Lake Alpine, the proposed service being an  
extension of applicant's present service between Stockton,  
Angels Camp and Dorrington; said service to be seasonal,  
approximately from May 1st to October 1st.

Applicant proposes to charge rates and to operate on a time schedule as set forth in exhibits "D" and "C" and to use the equipment described in exhibit "B".

A public hearing on this application was conducted by Examiner Gannon at Stockton, the matter was duly submitted and is now ready for decision.

Applicant, by virtue of authority heretofore granted him by this Commission, now operates a motor stage passenger baggage and express service between Stockton and Angels Camp with passenger and baggage service only between Angels Camp and Dorrington, serving intermediate points. He now petitions the Railroad Commission for a certificate of public convenience and necessity, authorizing the extension of the foregoing service so as to permit him to carry express between Angels Camp and Lake Alpine by way of Dorrington, and likewise for a certificate authorizing the operation of passenger and baggage service between Dorrington and Lake Alpine, serving intermediate points. The granting of this application will thus establish a continuous automobile stage service for the transportation of passengers, baggage and express between Stockton and Lake Alpine.

B. R. Gianelli was sworn as a witness favoring the application, and testified that he is constructing a summer resort at Lake Alpine which is now practically completed and which will afford accommodations for 150 persons. Over one hundred summer home sites have been surveyed by the United States Forest Reserve on the banks of this reservoir half of them having been already reserved by prospective tenants. The stage service sought is, in the opinion of the witness, necessary for the transporta-

tion of perishable fruits, vegetables, meats, etc.

Robert J. Charles, General Secretary of the Y.M.C.A. at Stockton, also testified as to the necessity for the proposed service. The summer camp of the Y.M.C.A. is situated close to the Gianelli resort and approximately 50 boys are cared for during the season. Within a few miles is located the Boy Scout camp with an equal number of young men. It has been a serious problem to provide these camps with necessities during the season and the proposed service is, in the opinion of the witness, urgently required.

A privately owned telephone service now terminates at Blood's, three miles south of the Y.M.C.A. camp and it is the intention of Gianelli to repair this line and extend service through to Lake Alpine, thus placing the eastern terminus of the proposed route in direct communication with Stockton.

Harry R. Barden, postmaster at Angels Camp for the last five years, testified that the proposed extension would bring mail and express service 23 miles nearer to points in the vicinity of Lake Alpine. The United States Postoffice Department has advertised for proposals to carry the mail from Angels Camp to Lake Alpine via Vallecito, Douglas Flat, Murphys, Avery, Big Trees and Dorrington, the service to be daily, by motor vehicle, from May 16th to October 31st.

A careful review of the evidence in this proceeding leads the Commission to the conclusion that public convenience and necessity require the authorization of the proposed service as an adjunct to applicant's present operative rights and that the application should be granted.

O R D E R

A public hearing having been held in the above entitled application, the matter having been submitted and being now ready for decision,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA hereby declares that public convenience and necessity require the operation by Turner Lillie of an automobile stage line for the transportation of express between Angels Camp and Dorrington, and for the transportation of passengers, baggage and express between Dorrington and Lake Alpine, the proposed service being an extension of the present operative rights of said applicant between Stockton, Angels Camp and Dorrington and intermediate points, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity for the foregoing service be and the same is hereby granted to Turner Lillie 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.

The effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 13<sup>th</sup> day of August, 1927.

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*Leon White*  
*Thos. S. Rutter*  
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*M. A. Carr*  
Commissioners.