

Decision No. 19412

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 PICKWICK STAGES SYSTEM, a corporation,
 and A. HARWOOD, for the former to lease
 to the latter, and the latter to hire
 from the former, certain operative
 rights of the former for the transportation
 of freight between Willits and Garberville
 and intermediate points.

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) Application
) No. 14318
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BY THE COMMISSION -

OPINION and ORDER

This is an application by Pickwick Stages System, a corporation, engaged in the business of transporting persons and property between various points in California, to lease to A. Harwood a part of the operating right under which Pickwick Stages System is operating between Willits and Garberville a service for the transportation of passengers, express and freight, Pickwick proposing to continue the service of transporting passengers and express on its passenger stages, and Harwood, who has joined in the application, proposing to take over the freight transportation service.

The right of Pickwick Stages System authorizing the transportation of passengers, freight and express between Willits and Garberville was established in the following manner:

Under Decision No. 7888, dated July 22, 1920, on Application No. 5297, Hy Nelson was granted a certificate of public convenience and necessity for the transportation of passengers, express and freight between Willits and Garberville, serving as intermediate points Outlet, Arnold, Longvale, Laytonville, Twin Rock, Cummings, Leggett Valley, Rock Creek, Redwood Flat, Bridges Creek, Red Mountain Creek, Wards Flat, Mc Coy Creek, Andersonia and Smiths.

Under Decision No. 8871, dated April 16, 1921, on Application No. 6729 Hy Nelson was authorized to transfer to Thomas B. Riley the rights obtained by Nelson in Application No. 5297.

Under Decision No.13435, dated April 18, 1924, on Application No.9807, Thomas B. Riley was authorized to transfer to West Coast Transit Company, Inc., his right for the transportation of passengers, freight and express (as corrected by Supplemental Order, Decision No.18952) between Willits and Garberville and intermediate points, which right was secured by Riley through purchase from Hy Nelson under Application No.6729.

Pickwick Stages System was authorized to acquire the above described right by Decision No.17078, on Application No.12927.

The lease provides for the payment of a yearly rental of \$1 and it is to remain in effect for one year and thereafter from year to year until notice of its termination has been filed with the Railroad Commission. Harwood is to charge and collect the rates now shown by Pickwick Stages System in its tariff covering service for the transportation of freight between Willits and Garberville and intermediate points.

Applicant Pickwick Stages System claims that it is primarily an operator of an automotive passenger stage service; that it does not desire to operate a freight carrying service and for these reasons desires to lease that part of its operating right between Willits and Garberville requiring it to transport property other than express carried on its passenger stages.

The statements in this matter by Pickwick Stages Company lead to the conclusion that it desires to divest itself of the obligation to carry freight and that being the case it should apply to this Commission to abandon such service.

We are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be denied.

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

Dated at San Francisco, California, this 25th day of
February, 1928.

Leon Whitwell

W. Seavey

Wm. J. Quinn

W. J. Quinn

COMMISSIONERS.