$\qquad$ 21075

BEFORE TEE RAIIROAD COMEISSION OF TEE STATE OE CAITFORNIA

In the Natter of the Appilcation of REX B. CLARK (as sole omner of Lake Norconian Stage Inne) for a certiricate or public convenience and necessity for the conduct of an automobile stage line for the transportetion of passengers, their basfoge and express between corona and jake Norconien Club, Cajiromina, and all points intermediate tiereto.


Application 2 MO .15588

3T TEE CONOISSION -

## OPINION and ORDER

Tais is an application by Rex 3. Clark for an order of the Railroad Comission declaring that public convenience and necessity require the operation by him of an automotive passenger stage service for the transportation of passengers, baggage and express between Corona and Lake Norcomian club and all points interemediate thereto.

It is proposed to cherge rates and iares and to operate in accordance fith exbibits attached to the application herein and made a part thereof, mhich exhibits are mariced Exhibits a sad $B$ and $C$. Mine equipment to be used is of the parlor car type.

Accordins to applicant, Laike Norconien Club bas been constructed by him at a cost of approximetely four million dollars. It is jocated in the county of Riverside between the cities of Riverside and Corona. It is a recreation center and inciudes among its attactions an artificial lake of considerable dimensions, mineral baths, golt, horseback riding, lam tennis, swimming and boating, as well as first class club accommodations. It is also equipped with large restaurants and ballrooms, has sieeping accomodations for several hundred guests and is risited daily by lerge numbers of persons coming
from practicaliy all portions of Southern California. A substantial number of guests Fisiting the club use their own automobiles but there is also, applicant deciares, a demand for transportation to and from the club by means of a common carrier or pubiic transportation service.

The city of corona is the nearest point. to the club Which cen be reached at present. The Atchison, Topeka \& Santa Fe Railroad operates into and through Corona, as well as the Paciric Electric Rarlmay, also the stage innes of the letor Transit Compeny. but there is no serfice between Corona and Lake Norconian club.

For some time applicant, for the pirpose of accomnodating the public, has operated a Iree bus or stage service between Corona and the Leke Norconian Club, and now desires to make the service permanent.

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

Rex B. Clark is hereby placed upon notice that "operative rights" do not constitute a class of property which scould be capitalized or used as an element of value in determining reasonable rates. Asice from their pureif permissive aspect, they extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly featine may be changed or destroyed at any time by the state wiich is not in any respect 2 imited to the number of fights which mey be given.

TEE RATHROAD COMASSION OF TEE STATE OF CELIFORNAA ERRESY DECLARES that public comvenience and recessity require the operation by Rex 3. Clark of an automotive passenger stage service for the tramportation of passengers, basgage and express betrreen Corona and Lake Norconian Club and intermediate points orer and aions the folioning route:

Leaving the $\dot{\text { Lotor }}$ tor Transit Company's depot at the intersection of wain and Seventh Streets in the City of corona and proceeding northerly on man Street to Remona Street, and thence to Eamer Avenue gnd thence on Eammer avenue in a northerly direction to its intersection with Firth Avenue, and thence in a generalnortheastriflicection on Firtin Avenue to its intersection with the private road leading into the grounds of the Leike Norconian Glub, and thence in a general southerly direction to the Lake Norconian Club Eouse.

IT IS FEREBY ORDERED that a certiricate of public convenience
and necessity for such a service be, and the same hereby is granted to Rex 3. Clark, suoject to the following conditions:

1. Applicant skail ilie bis written acceptence of the certilicate herein grented within a period of not to exceed ten (10) days from date hereof.
2. dppilcant sbail ille, in duplicate, within a period of not to exceed trenty (20) days from the date iereot, taritt of rates and time schedules, such tarifl's of rates and time schecules to be identical with those attached to the application herein, or rates and time schedules satisiactory to the Railroad Comission, and shall comence operation of said service within a period of not to exceed tintry (30) deys 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 Comission to such discontinuance, saie, lease, tramsfer or assignment has inist been securea.
4. No vehicle may be operated by appiicant herein unless such vehicle is ormed by seid applicant or is leased by him Luder a contract or agreement on a basis satistactory to the Railroad Comission.
5. The authority to transport express and baseage herein granted shail not be construed as authority to establish a separate trucking service. Ofly such express as can be transported on passenger vehicies operated by appilicant may be transported, and such express shall be Inmited to packages welfhing not more then 100 pounds each.

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

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Dated at San Francisco, CaIirornja ibiscto day of Nay, 1929.


