

Decision No. 22116

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 UNION PACIFIC STAGE COMPANY, a cor-  
 poration organized under the laws of  
 the State of California, for a certi-  
 ficate of public convenience and  
 necessity authorizing it to operate a  
 motor bus service in Death Valley,  
 Inyo County, California. )  
 )  
 )  
 )  
 ) Application  
 ) No.16283  
 )

BY THE COMMISSION -

OPINION and ORDER

**ORIGINAL**

This is an application by Union Pacific Stage Company, a corporation, seeking authority to operate an automotive stage service for the transportation of passengers and baggage between Death Valley Junction and Furnace Creek Junction, said proposed service to be seasonal and operated as an extension of the service now performed by applicant under authority of Railroad Commission Decision No.18537, No.18429, No.18712, No.20342 and No.20548, issued on Application No.13474 and Application No.15205. Applicant is also seeking authority to abandon service between a point near Furnace Creek Junction and Ryan.

Applicant proposes to operate from November 1st of each year to April 30th of each following year, to follow the route shown in Exhibit A, to charge the fares and rates shown in Exhibit C and to give service in accordance with Exhibit B. All of said exhibits are attached to the application herein and made a part thereof.

Applicant has been operating a stage service out of Ryan to points in Death Valley, the operation being conducted only during the cool months of the year. Ryan is the terminus of the Death Valley Railroad, which operates from Death Valley Junction, a point at which it connects with the Tonopah and

Tidewater Railroad. Death Valley Railroad has been providing transportation by means of a gasoline motor car. The railroad, according to applicant, contemplates discontinuing its service between Death Valley Junction and Ryan and intends to abandon its hotel and other facilities at Ryan. Such discontinuance will leave applicants existing stage line without rail connection with the outside. The closing of the hotel at Ryan will make unnecessary service to that point. It therefore proposes to operate directly from a highway point near Furnace Creek Junction to Death Valley Junction, eliminating Ryan. Such change, applicant states, will not affect the public or change present tariff charges.

Under the circumstances, 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. Therefore,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation, during the period from November 1st to April 30th, approximately, by Union Pacific Stage Company, of an automotive service for the transportation of passengers and baggage between a point on the highway near Furnace Creek Junction and Death Valley Junction and intermediate points, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity for such a service be and the same is hereby granted to Union Pacific Stage Company, a corporation; provided that said service shall be performed as an extension of its existing service and that the operating right herein granted shall be accepted as an extension of its existing rights and not as a separate right, and provided further

1- That applicant shall file its written acceptance of the certificate herein granted within a period of not to exceed ten (10) days from date hereof.

2- That applicant shall file within twenty (20) days from the date hereof, in duplicate, such tariffs and time schedules as are necessary to cover service as authorized by the order herein, said tariffs and time schedules to be satisfactory in form and substance to the Railroad Commission and in accordance with its General Orders.

3- That 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- That no vehicle may be operated by applicant herein unless such vehicle is owned by said applicant or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

IT IS HEREBY FURTHER ORDERED that said Union Pacific Stage Company be and it is hereby authorized to discontinue service to the community of Ryan.

IT IS HEREBY FURTHER ORDERED that the order herein shall become effective only if and when said Death Valley Railroad shall obtain from the Railroad Commission authority to discontinue its service between Death Valley Junction and Ryan.

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

Dated at San Francisco, California, this 11<sup>th</sup> day of February, 1930.

C. S. Sawyer  
Edmund C. Cook

Wm. J. C. ...

W. J. C. ...  
COMMISSIONERS.