

Decision No. 22960

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 MOTOR TRANSIT COMPANY, a corporation,)
 for authority to partially reroute its)
 motor coach service in the City of)
 Orange, Orange County, and partially)
 reroute its motor coach service in the)
 City of Santa Ana, Orange County.)

ORIGINAL
 Application
 No. 16930

BY THE COMMISSION -

OPINION and ORDER

In this proceeding Motor Transit Company, a corporation, seeks permission to operate an automotive passenger stage service in the cities of Orange and Santa Ana, Orange County. In the City of Orange it is proposed to operate on South Lemon Street between West Chapman Avenue and West La Veta Avenue and on La Veta Avenue between South Lemon Street and Main Street. In the City of Santa Ana it is proposed to operate on Fourth Street between Spurgeon Street and Grand Avenue. The proposed operation in each instance is to be conducted in connection with and as part of the existing service of applicant in each of the communities named. The extensions proposed herein do not involve a change in rates.

Applicant alleges that the proposed service in the City of Orange is urged by the city, as is evidenced by Resolution No. 430 of its City Council. As to the proposed service in the City of Santa Ana, the Chamber of Commerce has petitioned the Motor Transit Company for the proposed service on Fourth Street.

It is alleged in the application that there are no other common carriers that will be affected, in any manner whatsoever, if this application be granted.

The Railroad Commission, by its Decision No. 22610, dated June 30, 1930, authorized Pacific Electric Railway Company to discontinue its unprofitable local passenger rail service in the Cities of Orange and Santa Ana. Authority to discontinue this local service was based, to a large extent, on the fact that the Motor Transit Company is providing a somewhat duplicate local service to the same district as that served by the local rail lines and could, by making certain extensions, meet public requirements for local transportation in this district. The present application provides for such additional 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 granted.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the operation by Motor Transit Company, a corporation, of an automotive service for the transportation of passengers, baggage and express, serving all intermediate points, over and along the following streets in the City of Orange:

Beginning at the intersection of Lemon Street and Chapman Avenue in the City of Orange, thence southerly on Lemon Street to La Veta Avenue, thence westerly on La Veta Avenue to Main Street, thence southerly on Main Street to the City of Santa Ana,

and in the City of Santa Ana over and along the following streets:

Beginning at the intersection of Fourth Street and Spurgeon Street, thence easterly along Fourth Street to Grand Avenue, and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity for such a service be and it is hereby granted to said Motor Transit Company, a corporation, provided that said service shall be operated as an extension of the service now operated by applicant under authority of certificates heretofore granted by this Commission and not as a separate service, and

subject to the following conditions:

- 1- That restrictions as to express and baggage imposed on the existing rights hereby extended, shall be observed.
- 2- Applicant shall file its written acceptance of the certificate herein granted within a period of not to exceed ten (10) days from date hereof.
- 3- Applicant shall, in duplicate, within a period of not to exceed twenty (20) days from the date hereof, make such time schedule filings as are necessary to cover the extensions herein authorized, said schedules to be satisfactory to the Railroad Commission, and shall commence operation of said service within a period of not to exceed thirty (30) days from the date hereof.
- 4- 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.
- 5- 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.

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 9th day of October, 1930.

John A. [unclear]
George [unclear]
Leon [unclear]

W. A. [unclear]
Commissioners.