

Decision No. 24984

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 MT. LASSEN TRANSIT COMPANY, a corpor-
 ation, to sell, and MARTIN & PALEN, a
 copartnership, to purchase operative
 rights for the transportation of persons
 and property between Oroville and Keddie,
 and between Quincy and the California-
 Nevada State Line, east of Beckwith, and
 between Portola and Walker Mine; for the
 issuance of a new certificate in lieu of
 present certificates, and for enlargements
 of and changes in existing certificates
 covering said routes.

} Application
 No. 18082

BY THE COMMISSION -

ORIGINAL

FIRST SUPPLEMENTAL ORDER

Upon further consideration of the record in the above
 entitled proceeding and good cause appearing,

IT IS HEREBY ORDERED that our order, dated June 27,
 1932, in the above entitled proceeding, be and it is hereby
 amended to read as follows:

Application having been made to the Railroad Commission
 for an order authorizing Mt. Lassen Transit Company to transfer
 rights and properties to Feather River Stage Co., and authorizing
 Feather River Stage Co. to issue a \$2000. note and \$3700. of
 stock, and granting Feather River Stage Co. a new certificate
 in lieu of present certificates and permitting certain enlarge-
 ments of and changes in existing certificates, and a public hear-
 ing having been held and the Railroad Commission being of the
 opinion that the application should be granted as herein provided,
 and that the money, property or labor to be procured or paid for
 through the issue of the note and the stock is reasonably required
 for the purposes specified herein, which purposes are not, in whole

or in part, reasonably chargeable to operating expenses or to income.

IT IS HEREBY ORDERED that Feather River Stage Co. be and it is hereby granted, in lieu of all rights heretofore given, a certificate of public convenience and necessity to transport passengers, baggage and express as a consolidated and unified operation between Oroville, Keddle, Sloats, Mohawk, Graeagle, Walker Mine, Grizzly Ice Camp, California-Nevada State Line near Peavine and all intermediate points over and along the following routes:

(a) Between Oroville and Keddle via Merrimac, Buck's Lodge and Quincy;

(b) Between Quincy and the California-Nevada State Line east of Peavine, California, via the state highway through Spring Garden, Sloat's Junction, Cromberg, Feather River Inn, Blairsden, Portola Junction, thence via the connecting highway to Portola, thence via the same highway returning to Portola Junction, thence via the state highway to Beckwith, and thence via the main highway (now under state supervision) via Peavine to the California-Nevada State Line on the route to Reno, Nevada;

(c) Between Sloat's Junction and Sloat's via the main highway;

(d) Between Blairsden, Mohawk and Graeagle via the main highway to Feather River Inn to Mohawk and Graeagle, then continuing back to Blairsden via the old main Portola-Blairsden highway;

(e) Between Portola and Walker Mine via the main Portola-Reno highway to Remelli's Ranch, thence via the main highway through Grizzly Ice Camp Junction and Feather River Camp to Walker Mine;

(f) Between Grizzly Ice Camp Junction and Grizzly Ice Camp;

subject, however, to the following exceptions and conditions:

1. The transportation of express shall be limited to packages weighing not more than 100 pounds and carried on passenger vehicles only, except between Oroville and Keddle express may be transported without regard to weight and vehicle used.

2. Between Oroville and Quincy and intermediate points service may be rendered seasonally approximately between the dates of May and November of each year, beginning and terminating as road and climatic conditions shall permit.

3. Between Portola and Walker Mine service may be rendered seasonally approximately between the dates of May and November of each year, beginning and terminating as road and climatic conditions shall permit provided, however, that during the winter season service may be rendered between Portola and Grizzly Ice Camp on demand.

4. Between Sloat's Junction and Sloat's service may be rendered when demand is made for transportation to and from said point.

5. Service between Oroville and Quincy may be rendered on a tri-weekly basis until further order of the Commission.

IT IS HEREBY FURTHER ORDERED that the certificates of public convenience and necessity heretofore granted by the Railroad Commission of the State of California by Decision No.16555, dated April 23, 1926, on Application No.12745; Decision No.17215, dated August 13, 1926, on Application No.13066; Decision No.19032, dated November 12, 1927, on Application No.13797; Decision No.19177, dated December 23, 1927, on Application No.14077, be and they are hereby annulled and set aside.

IT IS HEREBY FURTHER ORDERED that Feather River Stage Co. be and it is hereby authorized to issue its promissory note in the principal amount of \$2000. payable on or before forty months after date of issue, with interest at the rate of six percent per annum, and to issue and sell at par \$3700. of its common capital stock for the purpose of paying in part for the operative rights, properties and equipment referred to in the foregoing opinion.

IT IS HEREBY FURTHER ORDERED that the authority herein granted is subject to the following conditions:

1. Feather River Stage Co. shall file its written acceptance of the certificate herein granted within a period of not to exceed fifteen (15) days from the date hereof.
2. Feather River Stage Co. shall file, in duplicate, and make effective within a period of not to exceed thirty (30) days from the date hereof, on not less than ten (10) days notice to the Commission and the public a tariff or tariffs constructed in accordance with the requirements of the Commission's General Orders and containing rates and rules which, in volume and effect, shall be identical with the rates and rules shown in the exhibit attached to the application insofar as they conform to the certificate herein granted.
3. Feather River Stage Co. shall file, in duplicate, and make effective within a period of not to exceed thirty (30) days from date hereof, on not less than five (5) days notice to the Commission and the public, time schedules, according to form provided in General Order No.83, covering the service herein authorized, in a form satisfactory to the Railroad Commission.
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.
6. Mt. Lassen Transit Company shall immediately file with this Commission its withdrawal of its tariff and time schedules now on file with this Commission covering service herein authorized to be transferred to applicant Feather River Stage Co.
7. Feather River Stage Co. shall keep such record of the issue of the note and stock herein authorized and of the disposition of the proceeds as will enable it to file within thirty (30) days thereafter a verified report as required by the Railroad Commission's General Order No.24, which order insofar as applicable, is made a part of this order.
8. The stock and note herein authorized to be issued shall not hereafter be urged before this Commission or other public body or court as a measure of value of the operative rights and properties for the purpose of fixing rates, or any purpose other than this proceeding.

9. The authority herein granted will become effective when Feather River Stage Co. has paid the minimum fee proscribed by Section 57 of the Public Utilities Act, which fee is \$25.00.

Dated at San Francisco, California, this 11th day
of July, 1932.

C. C. Seaver
Lon O. Whitell

Fred G. Stewart
COMMISSIONERS.

FEE PAID June 29, 1932.