

Decision No. 10521

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
of H.L. BOUTELL and H.S. FUQUA  
for certificate of public con-  
venience and necessity to operate  
freight truck service between  
Riverside and Beaumont via Moreno.

ORIGINAL

Application No. 7785.

H.L. Boutell, for Applicants  
T.A. Woods, for American Railway Express, Protestant  
A.E. Norrbom, for Pacific Electric Railway, Protestant.

BY THE COMMISSION:

O P I N I O N

H.L. Boutell and H.S. Fuqua have applied to the Railroad Commission for a certificate of public convenience and necessity to operate auto truck freight service between Riverside and Beaumont and intermediate points, by way of Moreno.

A public hearing was held by Examiner Williams at Los Angeles.

Applicants now operate a freight service between termini proposed by way of Colton and San Timoteo Canyon, under previous authorization. It is not proposed to discontinue this service but to add to it the route by way of Moreno, over which daily service is to be maintained. This route also is to be used when travel through San Timoteo Canyon becomes difficult, which is frequently the case when heavy fruit transportation cuts

the roadway, according to witnesses.

In addition, evidence of the need of service in the Moreno district was furnished by Benjamin Roberts, a merchant, J.W. McDwen and Elmer Moore, ranchers, who testified that there is no carrier between termini along the route proposed. These witnesses urged the service as a necessity for about 200 persons in and about Moreno who trade with Riverside and Los Angeles commercial establishments.

When the testimony was concluded American Railway Express and Pacific Electric Railway, protestants, withdrew all objection to the application.

Applicants expressed full understanding that the granting of this certificate will not permit them to discontinue service to those living along the route through San Timoteo Canyon.

Applicants' showing is convincing that public necessity and convenience require the service proposed.

#### O R D E R

H.L. Boutell and E.S. Fuqua having applied to the Railroad Commission for a certificate of public convenience and necessity to operate auto truck freight service between Riverside and Beaumont, by way of Moreno and Box Springs Grade and intermediate points,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA  
HEREBY DECLARES that public convenience and necessity require the operation of such service by applicant, over the following route:

By main County road from Riverside to Rose Arbor,  
thence by way of Moreno and Box Springs Grade to Beaumont,

And that a certificate of public convenience and necessity be and the same hereby is granted, on the following conditions:

- I - That applicants, H.L. Boutell and H.S. Fuqua, shall file within fifteen (15) days from date hereof, his written acceptance of the certificate herein granted, and shall file within thirty (30) days of the date hereof, duplicate tariff of rates and time schedules, in accordance with General Order No. 51 of the Railroad Commission, and shall begin operation within thirty (30) days from date hereof.
- II - That applicants H.L. Boutell and H.S. Fuqua, shall not sell, lease, assign or discontinue the service herein authorized, unless such sale, lease, assignment or discontinuance shall have been authorized by the Railroad Commission.
- III - That no vehicle shall be operated by applicants unless such vehicles are owned by said applicants, or are leased under an agreement satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 31<sup>st</sup>  
day of May, 1922.

H. G. Brundage

James Martin

Charles H. Rouse

J. J. McArthur  
Commissioners.