

Decision No. 10815

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Application of
A. J. LESTER and S. S. GILLESPIE for
a certificate of public convenience
and necessity to operate an express
package service between Santa Maria
and Guadalupe, in the County of Santa
Barbara, State of California.

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Application No. 7809
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F. J. Goble for Applicant

W. T. Masengill for Pacific Coast Railway.

BY THE COMMISSION,

O P I N I O N

A public hearing was held by Examiner Westover at Santa Maria on the above application for certificate of public convenience and necessity authorizing the transportation of express matter by automobile stage between Santa Maria and Guadalupe, a distance of nine miles.

Applicant A. J. Lester at the present time operates an automobile passenger stage line between the points hereinaabove mentioned and the present proceeding was filed in the name of Lester and Gillespie due to the fact that at the time said application was filed there was pending before the Commission an application for an order authorizing the transfer of the automobile passenger stage line from Gillespie to Lester. This transfer was authorized under Decision No. 10432 on May 10th, 1922. It was understood at the time of filing of the present application that should the transfer be authorized, the application would be amended so as to be made in the name of A. J. Lester only.

Points proposed to be served in the transportation of express matter are now served by Pacific Coast Railway, but its terminal at the Southern Pacific station at Guadalupe is a half mile from the town, and rail shipments also require drayage at each point.

The principal need shown by the testimony is for quick transportation of ice cream and containers, meat and tamales, and for small packages, to which service the Pacific Coast Railway offers no protest if the traffic is so limited.

ORDER

A public hearing having been held upon the above entitled application, the matter being submitted, and now ready for decision,

THE RAILROAD COMMISSION HEREBY CERTIFIES that public convenience and necessity require the operation by A. J. Lester of an automotive freight service between Santa Maria and Guadalupe: but nothing herein contained shall be construed to authorize the transportation of packages weighing over 10 pounds each, except those containing meat, tamales or ice cream, or ice cream containers.

1. IT IS HEREBY ORDERED that applicant shall file within ten (10) days from date hereof his written acceptance of the certificate herein granted, which written acceptance shall contain a statement to the effect that he fully understands the limitations contained in the certificate herein granted and will operate strictly in accord therewith.

Applicant shall also file within a period of not to exceed twenty (20) days from date hereof, time schedule and tariff of rates covering said proposed service which shall be in addition to the proposed schedules and tariffs accompanying the application and shall show each point proposed to be served and quote rates to and from each such point; and shall set forth the date upon which the operation of the line herein authorized will commence, which date shall be within thirty (30) days from date hereof, unless time to begin operation is extended by formal supplemental order.

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2. The rights and privileges hereby 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.

3. No vehicle may be operated in said service unless said vehicle is owned by the applicant herein or is leased by said applicant under a contract or agreement satisfactory to the Railroad Commission.

4. The authority herein contained shall not become effective until and unless the above mentioned schedules and tariffs are filed within the time herein limited.

Dated at San Francisco, California, this 3d
day of August, 1922.

W. H. Brundage
James M. Martin
Charles A. Tracey

Commissioners