

Decision No. 11715

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
H. H. Hessig for Certificate of
Public Convenience and Necessity to
operate Passenger and Freight Service
between Beswick and Ager.

ORIGINAL

APPLICATION NO. 8236.

H. H. Hessig, In propria persona.

BY THE COMMISSION:

O P I N I O N

This is an application on behalf of H. H. Hessig for certificate of public convenience and necessity, under the provisions of Section 5, Chapter 213, Statutes of the State of California as approved May 10, 1917 and as amended.

A public hearing was held on the application at Yreka on Wednesday, October 11, 1922 before Examiner W. P. Geary, the matter was duly submitted and is now ready for decision.

The applicant has a contract from the U.S. Government to carry the mail between Beswick and Ager and desires by this application authority to establish passenger and freight service in connection with the contract. The equipment to be employed consists of one touring car for use during the Summer months, supplemented by horse-drawn vehicles during the Winter months when the roads are impassable for the automobile. The schedule contemplated will be daily, except Sundays, leaving Beswick at

6:45 a.m.; arriving at Ager at 12:15 p.m.; leaving Ager at 1 p.m., or upon arrival of the mail train, and arriving at Beswick about five hours later. The distance between Beswick and Ager is twenty miles, the passenger fare to be \$2.50 and the freight rate to be 2 cents per pound.

At the hearing the applicant stated there is but little passenger travel between the points of operation except during the vacation period of the year when the resorts along the route are open, and that were it not for the mail contract the service would not be inaugurated.

Prior to July 1, 1922 the mail contract was held by the Klamath Hot Springs Stage Line, which company, the testimony indicated, has ceased to operate and is no longer interested in the route. That company was notified of the hearing, but failed to enter an appearance either by attorney or through witnesses. Subsequent to the hearing a letter was addressed to the manager of the former operating company and the Commission was advised that the Klamath Hot Springs Stage Line, having discontinued operations, has no objection to the granting of a certificate to the applicant in this proceeding.

After careful consideration of the evidence in this proceeding, we are of the opinion and find as a fact that public convenience and necessity require the establishment of the proposed Anotmotive stage line between Beswick and Ager for the transportation of passengers and freight.

O R D E R

A public hearing having been held in the above entitled proceeding, the matter having been duly submitted and the Commission

being fully advised in the premises,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA
HEREBY DECLARES that public convenience and necessity require
the operation by H. E. Hessig of an automobile stage line
as a common carrier of passengers and freight between Beswick
and Ager, California, and

IT IS HEREBY ORDERED that a certificate of public
convenience and necessity be, and the same hereby is granted,
subject to the following conditions:

1. Applicant herein shall file within a
period of not to exceed ten (10) days from date hereof
his written acceptance of the certificate herein
granted; shall file within a period of not to exceed
twenty (20) days from date hereof, tariff of rates
and time schedules, in duplicate, such tariff of rates
and time schedules to be identical with those filed as
an exhibit and attached to the application herein,
and shall commence operation of the service herein
authorized within a period of not to exceed thirty (30)
days from date hereof.

2. The rights and privileges herein authorized
may not be discontinued, sold, leased, transferred nor
assigned unless the written consent of the Railroad Com-
mission to such discontinuance, sale, lease, transfer
or assignment has first been secured.

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

Dated at San Francisco, California, this 10th
day of November, 1922.

H. E. Hessig
Iving Martin
J. F. Redier

Commissioners.