

ORIGINAL

DECISION NO. _____

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application	}	
of I. L. PALMER and L. E. MARSHALL	}	
for certificate of public conven-	}	
ience and necessity to operate	}	APPLICATION NO. 3366.
truck service between San Diego	}	
and Descanso.	}	

I. L. Palmer, for Applicants.

BY THE COMMISSION

O P I N I O N

This is an application on behalf of I. L. Palmer and L. E. Marshall, partners in business, for a certificate of public convenience and necessity permitting the operation of an automobile truck service as a common carrier of freight between San Diego and Descanso via East San Diego, La Mesa, El Cajon and Alpine.

A public hearing was held at San Diego by Examiner Kn-cell on January 4, 1918, the matter was duly submitted and is now ready for decision.

Petitioners are engaged in the operation of a ranch and resort at Hurlburd Grove, Descanso, and desire to operate an automobile truck for the purpose of hauling supplies for such resort and also to serve such patrons who desire their service in the hauling of freight between San Diego and Descanso and intermediate points.

Petitioners propose to use in this service a Federal Truck, Model D. 914, one and one-half ton capacity, 30 horse power, licensed by State Motor Vehicle Department under No. 57794.

Petitioners propose to establish a regular schedule of one round trip between San Diego and Descanso on Tuesday of each week with such additional trips on other days as may be justified by the business offering.

Petitioners propose to charge rates in accordance with schedule filed as Exhibit "A" to the application in this proceeding.

It appears that applicants do not desire to enter into passenger service nor to handle freight for intermediate points between San Diego and Alpine, such portion of the route now being cared for by an existing freight and express auto truck line.

No protest was received from any existing transportation company against the establishment of the proposed auto truck service. We are of the opinion that the application should be granted in accordance with the conditions specified in the following order:

O R D E R

I. L. Palmer and L. E. Marshall, partners in business, having filed a petition asking that the Railroad Commission make its order declaring that public convenience and necessity require the operation by said Palmer and Marshall of an automobile truck service as a common carrier of freight between San Diego and Descanso via East San Diego, La Mesa, El Cajon and Alpine, a public hearing having been held, the matter having been submitted and being now ready for decision,

THE RAILROAD COMMISSION HEREBY FINDS AS A FACT that public convenience and necessity require the operation by I. L. Palmer and L. E. Marshall, partners in business, of an automobile

truck line for the carriage of freight between San Diego and Descanso via East San Diego, La Mesa, El Cajon and Alpine, but not between points both of which are between San Diego and Alpine, on the conditions hereinafter specified.

Basing its order on the foregoing finding of fact and on the other findings of fact contained in the opinion which precedes this order,

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by I. L. Palmer and L. E. Marshall, partners in business, of an automobile truck line as a common carrier of freight between San Diego and Descanso, via East San Diego, La Mesa, El Cajon and Alpine, but not between points both of which are between San Diego and Alpine, provided that this declaration shall not become effective until said Palmer and Marshall have secured from the Railroad Commission a supplemental order herein reciting that they have filed herein certified copies of permits from the Board of Supervisors of San Diego County, the Council of the City of San Diego, the Board of Trustees of the City of East San Diego, the Board of Trustees of the City of La Mesa and the Board of Trustees of the City of El Cajon, as provided by Section 3 of Chapter 213, Laws of 1917; and provided, further, that the rights and privileges herein granted shall not be assigned or transferred unless the written consent of the Railroad Commission to such assignment or transfer has first been secured.

IT IS HEREBY ORDERED that no vehicle may be operated under this certificate unless such vehicle is owned by the applicants herein or is leased by such applicants under a contract or agreement on a basis satisfactory to the Railroad Commission.

IT IS HEREBY FURTHER ORDERED that no passengers shall

be carried on any freight truck operated by applicants on the route hereinabove specified.

Dated at San Francisco, California, this 9th day of January, 1918.

Max Heelan
J. H. K. ...
...
Edwin O. Edgerton
Frank ...

Commissioners.