

Decision No. 5142

ORIGINAL

DECISION NO. _____

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application
of C. METZLER, JR., for certifi-
cate of public convenience and
necessity to operate a stage line
between the Town of Riverdale and
the City of Fresno through Caru-
thers and Riverdale.

APPLICATION NO. 3480.

Lewis H. Smith, for Applicant.
D. T. Winne, for D. M. Rife,
Protestant.
M. K. Wilde of Everts & Ewing,
for A. Frisch.

GORDON, Commissioner.

O P I N I O N

C. Metzler, Jr., has applied to the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile stage line as a common carrier of passengers, baggage, parcels and packages between Fresno and Riverdale via Raisin City and Caruthers.

A public hearing was held at Fresno on February 13, 1918, the matter was duly submitted and is now ready for decision.

Applicant proposes to operate two round trips daily over the proposed route between Fresno and Riverdale and to use as equipment one eight-cylinder Cadillac Touring car, type 51 (1915), with seating capacity of seven passengers, licensed by State Motor Vehicle Department under license No. 322004.

Applicant proposes a schedule of fares between Fresno, Riverdale and intermediate points as follows:

BETWEEN	RAISIN CITY	CARUTHERS	RIVERDALE.
FRESNO	\$1.08	\$1.08	\$1.62
RAISIN CITY	--	0.25	0.79
CARUTHERS	0.25	--	0.54

(The above fares include War Tax)

BAGGAGE: 100 pounds free baggage to each passenger; one bicycle free to each passenger, but not more than two bicycles carried on any one stage; any trunk or bundle weighing over 150 pounds will not be taken.

EXCESS BAGGAGE:

All baggage exceeding 100 pounds will be charged for at the rate of 40 cents per 100 pounds between all points, minimum charge 25 cents.

CHILDREN'S FARE:

Under 5 years of age, free; between 5 and 12 years, half-fare.

PARCELS AND PACKAGES:

The rate for parcels and packages will be 40 cents per 100 pounds between all points, minimum charge 25 cents.

Applicant commenced operation on January 5, 1918, after discontinuance of service by A. S. Frisch who formerly had operated between Fresno and Riverdale via Bowles, Oleander and Monmouth. Applicant has secured permits from the Board of Supervisors of Fresno County and from the Board of Trustees of the City of Fresno as required by Section 3 of Chapter 213, Laws of 1917.

The Southern Pacific Company serves the communities at Riverdale and Caruthers but requires a higher fare than that proposed by applicant and passengers from Fresno are carried over

a longer route than is possible by the use of the county roads over which applicant proposes to operate.

Another line now serves the travel between Fresno, Caruthers and Riverdale but such line does not follow the same route that is proposed by applicant, and as both lines began operating at the same time and are now desirous of placing their operation on a proper legal basis, I am of the opinion that both lines should be accorded a certificate of public convenience and necessity for the reason that the travel during the month of January represents the minimum public demand for automobile stage transportation and reliable service will undoubtedly develop sufficient business to justify the operation of the two lines which serve the same terminals by different routes.

I recommend that the application be granted subject to the conditions contained in the following form of order:

O R D E R

C. Metzler, Jr., having petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile stage line as a common carrier of passengers, baggage, parcels and packages between Fresno and Riverdale via Raisin City and Caruthers, a public hearing having been held, the matter having been duly submitted and the Commission being fully advised,

THE RAILROAD COMMISSION HEREBY DECLARES, That public convenience and necessity require the operation by C. Metzler, Jr., of an automobile stage line as a common carrier of passengers,

baggage, parcels and packages between Fresno and Riverdale via Raisin City and Caruthers; provided, 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 applicant herein or is leased by such applicant under a contract or agreement on a basis satisfactory to the Railroad Commission.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 20th day of February, 1918.

Max Thelen
A. D. Loveland
H. J. Gordon
Edwin O. Edgerton
Samuel R. Decker

Commissioners.