

Decision No. 5713-

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BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of E. V. WHITLEY for a certificate of public convenience and necessity to operate an automobile stage service between Red Bluff, Paynes Creek and Manton, all in Tehama County, State of California.

) Application No. 3897.
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)

A. E. Ludeman for applicant.

BY THE COMMISSION:

O P I N I O N

H. V. Whitley applies for authority to operate an automobile stage service as a common carrier of passengers, baggage and express between Red Bluff, Paynes Creek and Manton, and intermediate points, all in Tehama County, a distance of about 42 miles over mountainous roads.

A public hearing upon the application was held by Examiner Westover at Red Bluff, August 20th.

Applicant, who is carrying U. S. Mail under contract for four years from July 1, 1916, makes convenient connection in Red Bluff with Southern Pacific trains and at Paynes Creek with stages of J. T. Gibbins for Westwood, Lassen County and intermediate points. 5-passenger Ford touring cars are to be used. No other common carrier is now operating over the route in question. Applications for

local permits have been prepared and filed but have not yet been granted.

O R D E R

E. V. Whitley having applied to the Railroad Commission for certificate of public convenience and necessity herein described, public hearing having been held thereon and the matter being ready for decision,

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by E. V. Whitley of an automobile stage line as a common carrier of passengers, baggage and express between Red Bluff, Paynes Creek, Manton and intermediate points, all in Tehama County;

PROVIDED, HOWEVER, that this declaration shall not become effective until applicant herein shall have received a supplemental order from the Railroad Commission reciting that there have been filed herein certified copies of permits issued by the legislative or other governing board or body of each incorporated city or town or county within or through which applicant intends to operate, as required 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 to such assignment or transfer has first been procured.

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 contract or agreement in form satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 26th
day of August, 1918.

Erwin C. Edgerton
H. L. Hayward
W. H. Gordon

Commissioners.