

Decision No. 5879-

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application)
of C. T. LANG for certificate of)
public convenience and necessity)
to operate a stage service between) Application No. 3929.
the City Limits of the City of La)
Mesa, California, to the business)
district thereof.)

Warren E. Libby for applicant.
R. G. Dilworth for San Diego & Arizona
Railway.
J. E. O'Keefe, City Attorney, for City of
La Mesa.

BY THE COMMISSION:

O P I N I O N

C. T. Lang, who now operates passenger stage between East San Diego and the westerly limits of La Mesa over the State Highway, applies for authority to extend operation to the business district of La Mesa, a total distance of five and one-half miles. He proposes to operate 5 round trips daily with a one way fare of 20¢, but without round trip or commutation rates. His proposed scheduled time is 20 minutes.

A public hearing on the application was held by Examiner Westover at San Diego.

Applicant began operation about March, 1916, between East San Diego and the business district of La Mesa. In March, 1918, the city authorities declined

to further license his operation in the city, since which time he has operated only to the westerly city limits.

The only means of transportation between East San Diego and the business part of La Mesa is now via San Diego and Arizona Railway between La Mesa and San Diego, and street cars between San Diego and East San Diego, a distance of about 11 miles. The San Diego and Arizona line is about 3 miles south of applicant's route.

The one way fare by rail from La Mesa to San Diego is 35¢, round trip 60¢, with commutation rates ranging from 15.2 to 22 cents per ride, with a rate to school children of about 12¢ per ride. The railroad operates 9 round trips a day, the scheduled running time being 45 to 50 minutes. The testimony is to the effect that the total elapsed time by rail between La Mesa and East San Diego is about two hours. Street car fare from San Diego to East San Diego is 5¢.

Many persons living in La Mesa go to San Diego daily for business reasons and others go frequently for other reasons. A number of these persons live as much as a mile from the railway station. For some months there was a local bus operating between the railway station and various parts of La Mesa charging a 10¢ fare, but its operations ceased the day before the hearing.

At the time of the hearing the railway's three gas-electric cars were in the shops for repairs, a condition which we are advised still continues. The railway appears to have been able to render rather indifferent service upon its line.

In view of the fact that applicant serves a

different territory from that of the railway and that his service between La Mesa and East San Diego is more direct and rapid and at a lower fare in many instances, we grant the authority applied for.

O R D E R

C. T. LANG having applied to the Railroad Commission for authority to extend operation of his passenger stage service into the City of La Mesa in San Diego County, and a public hearing having been held thereon, and the matter being submitted and ready for decision,

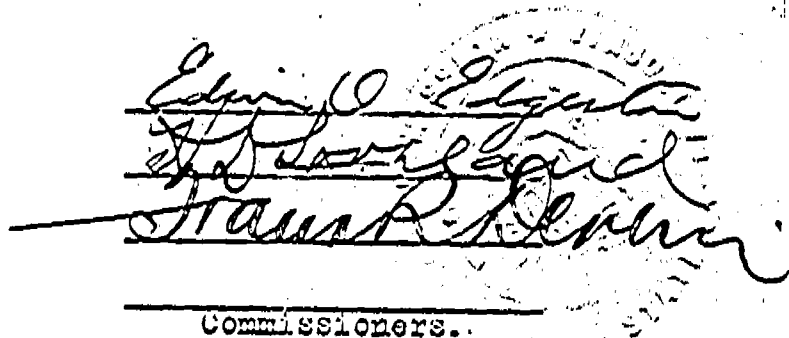
THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by C. T. Lang of an automobile stage line as a common carrier of passengers between East San Diego and La Mesa;

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 has been filed herein certified copy of permit issued by the Board of Trustees of the City of La Mesa, 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 of the Railroad Commission 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 28th day of October, 1918.


Commissioners.