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Decision No. 60175

BEFORE THE RAILROAD COMMISSION  
OF THE STATE OF CALIFORNIA.

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ORIGINAL

In the Matter of the Application of  
J. R. MARTIN for certificate of public  
convenience and necessity to  
operate stage or truck service between  
Lakeport and Upper Lake and Ukiah.

)  
:  
) Application No. 3614.  
:  
)

C. E. Tyndall by H. B. Churchill,  
for applicant.

BY THE COMMISSION.

O P I N I O N

Applicant in this proceeding requests a certificate of this Commission that public convenience and necessity require an establishment of service for the transportation of passenger and freight between Lakeport and Upper Lake and Ukiah and intermediate points.

Attached to the application were the schedule of fares to be charged and a time table.

The reasons relied upon by applicant for granting this application as to freight service are that there is a necessity to transfer the dairy products along this route to Ukiah for shipment and that the present stage line over that route does not desire to handle these products.

As to passenger service sought to be rendered between Lakeport and Ukiah, there is no direct means of transportation

except the one that applicant is now offering to provide. At the present time transportation for passengers between Lakeport and Ukiah is either by way of Upper Lake or by way of Hopland. Either route is circuitous and indirect.

At the present time a stage is being operated from Upper Lake to Ukiah by one W. H. Miller who appeared to protest the granting of the application of applicant herein. Applicant requested a dismissal of his application in reference to Upper Lake and now makes application for the right to carry passengers from Lakeport to Ukiah via Laurel Dell, through Scotts Valley; it being distinctly understood that applicant would not take on any passengers at points between Laurel Dell and Ukiah, which service would bring him into direct competition with Mr. Miller.

Testimony in our opinion shows a public necessity for the establishment by applicant of a freight service for the purpose of hauling milk and other dairy products between Lakeport and Upper Lake and Ukiah and of a passenger service between Lakeport and Ukiah which traffic originates at points between Lakeport and Laurel Dell.

#### O R D E R

J. R. MARTIN having filed application with this Commission for an order declaring that public convenience and necessity require the operation by him of an automobile stage and truck service between Lakeport and Upper Lake and Ukiah, public hearing having been held, the matter having been duly submitted and being now ready for decision,

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by J. R. Martin

of a passenger and freight service between Lakeport and Upper Lake and Ukiah and of a passenger service between Lakeport and Ukiah for such travel only as may originate at points between Lakeport and Laurel Dell; provided, however, that this order shall not become effective until said J. R. Martin shall have secured from the Railroad Commission a supplemental order herein reciting that said J. R. Martin has filed herein certified copies of permits issued by the governing bodies of all political subdivisions through which the proposed route passes, in accordance with the requirements of Section 3 of Chapter 213, Laws of 1917; and provided further that the rights and privileges herein granted may not be transferred nor assigned unless the written consent of the Railroad Commission to such transfer or assignment 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.

Dated at San Francisco, California, this 4th  
day of ~~February~~, 1919.

*March*

*H. D. Loveland*  
*Frank Doherty*  
*J. R. Martin*

Commissioners