

ORIGINAL

Decision No. 6529.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application)
of WILLIAM B. WHITESIDE for certificate)
of public convenience and necessity to)
operate an automobile and light freight)
stage service between Lemoore, Kings Co.,)
Calif., and San Luis Obispo, California.)

Application No. 4577.

Clark Clement for Applicant

S. V. Wright for J. E. Price and E. L. McConnell,
Protestants.

BY THE COMMISSION

O R D E R

William B. Whiteside has 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 and light freight between Lemoore and San Luis Obispo and intermediate points.

A public hearing on this application was conducted by Examiner Handford at San Luis Obispo on June 24, 1919, the matter was duly submitted and is now ready for decision.

Applicant proposes to charge rates in accordance with a schedule marked exhibit "A" and filed with the application in this proceeding, and to operate on a schedule of three round trips per week serving the intermediate communities of Stratford, Dudley, Antelope Valley, Chalome, Shandon, Creston and Santa Margarita, using as equipment one Studebaker Motor Bus, 1917 model, eleven passenger capacity, licensed by State Motor Vehicle Department under License No. 345702.

Applicant relies as a reason why his request for a certificate should be granted upon the fact that there is at present no regular transportation service via the route for which certificate is requested and that sheepmen, cattlemen and ranchers along the proposed route would be served by the establishment of the proposed service. Applicant is of the opinion that many persons residing at Lemoore and other intermediate points will patronize the line, especially in the summer, as a means of reaching the beach resorts in the vicinity of San Luis Obispo. Residents of San Luis Obispo testified as to the difficulty experienced and the time consumed in reaching points in the San Joaquin Valley via the existing rail and stage transportation, particularly as to points intermediate on the route herein sought.

The evidence in this proceeding does not indicate that applicant is particularly well equipped to undertake the rendering of service over a route some 120 miles in length, a considerable portion of which is over unimproved highways, nor do the prospects of substantial business appear to be present. The district proposed to be served is, however, without regular transportation and may develop a sufficient amount of business to return a moderate compensation to the applicant.

The proposed route will parallel the passenger stage route of J. E. Price as regards a portion of his line operating between Paso Robles and San Luis Obispo, and also the freight truck line of E. L. McConnell operating between the same points and the order in this proceeding will be conditioned in that no local service will be permitted, either freight or passenger, over the portion of the route paralleling the operation of J. E. Price and E. L. McConnell, there having been no evidence

indicating that ample facilities were not now available for the public.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by William B. Whiteside of an automobile stage line between Lemoore, Kings County and San Luis Obispo, San Luis Obispo County; provided, however, that the rights and privileges hereby granted may not be transferred nor assigned unless the written permission of the Railroad Commission to such transfer or assignment has first been secured.

IT IS HEREBY ORDERED that no passengers, baggage, packages or freight may be carried locally between San Luis Obispo and any point on the proposed route paralleled by the passenger stage route operated by J. E. Price or the automobile track line of E. L. McConnell, and 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 30th day of July, 1919.

Edwin A. Edgerton
H. J. ...
Frank ...

Commissioners.