

ORIGINAL

Decision No. 7078.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
J. E. MOORE for certificate of public)
convenience and necessity to operate)
stage or truck service between Lindsay)
and Hanford, via Tulare.)
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Application No. 4244.

Earl A. Bagby, for Applicant.

Murray Bourne for Joseph Miller, Protestant.

BY THE COMMISSION:

O R D E R

J. E. MOORE has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile stage service as a common carrier of passengers and packages between Lindsay and Hanford, via Tulare.

A public hearing on the above entitled application was conducted by Examiner Hanford at Fresno, 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 two round trips daily serving as intermediate the community at Tulare; using as equipment one Packard twin six automobile, ten passenger capacity and such other equipment as may be warranted

by the demands of traffic.

Applicant relies as justification for the granting of the desired certificate upon the alleged fact that there is no stage line operating directly between the points proposed to be served nor any direct operation by steam or electric railroad over the proposed route; indirect connection from Lindsay to Tulare is possible by the use of the Southern Pacific and Visalia Electric, again by using the present stage line of applicant from Lindsay to Visalia and the line of the Tulare-Visalia Stage Company from Visalia to Tulare; indirect connection may also be made from Tulare to Hanford by the use of The Atchison, Topeka and Santa Fe by Corcoran or by the stage line of the Tulare-Visalia Stage Company from Tulare to Visalia and by the Visalia-Hanford-Lemoore Stage Line from Visalia to Hanford.

Witnesses for applicant testified as to the desirability of a stage line between the points proposed to be served by applicant, the present stage lines giving an indirect service via Exeter and Visalia and from Tulare to Hanford via Visalia.

The granting of this application is protested by Joseph Miller, operating a stage line from Tulare to Hanford via Visalia and requiring a transfer at such point. The territory from Lindsay to Hanford is served by the stage lines operated by J. F. Scott, Lindsay to Visalia via Exeter and Farmersville connecting at Visalia with the stage line of Joseph Miller, the latter line operating from Visalia to Hanford.

A comparison of the rates of applicant over the proposed route with those now existing is as follows:

	<u>Applicant's Rates</u>	<u>Present Rates</u>
Between Lindsay and Tulare	.60	1.00
	R. T. 1.00	1.60
Between Lindsay and Hanford	1.20	1.30
	R. T. 2.00	2.25
Between Tulare and Hanford	.75	1.10
	R. T. 1.25	1.85

The above comparison of rates indicates that a considerable saving is offered the public by the use of a direct route as against the circuitous route necessary to accomplish the journey between the points proposed to be served by applicant herein and the public will receive the benefit of substantially lower rates than those which are now in existence over the circuitous route and requiring a combination of local rates as existing on the lines of the local stage companies forming the through route.

After careful consideration of all the evidence in this proceeding, we are of the opinion and find as a fact that the public desiring stage transportation between the points proposed to be served by applicant herein are entitled to the advantages of a direct route and the benefits accruing from the considerable reduction in the fares as proposed by the applicant.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity requires the operation by J. E. Moore of an automobile stage line as a common carrier of passengers and express between Lindsay and Hanford via Tulare and Coshen Junction; provided, however, that the rights and privileges hereby 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 on a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 5th day of February, 1920.

Edwin O. Edgerton
A. D. Loveland
Frank D. Davis
H. M. Brundage

Commissioners.