

Decision No. 7294

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of  
Tibbotts and Hand for certificate of  
public convenience and necessity to  
operate passenger and freight service  
between Caliente and Kernville,  
California.

APPLICANT NO. 5684

By the Commission:

O R D E R

Tibbotts and Hand, partners in business, have petitioned the Railroad Commission of the State of California for an order declaring that public convenience and necessity require the operation by them of an automobile stage line as a common carrier of passengers and freight between Caliente and Kernville and intermediate points.

Applicants propose to charge rates in accordance with a schedule marked Exhibit "A" filed with the application in this proceeding, and to operate on a schedule of one round trip daily using equipment designated in Exhibit "C".

Applicants are possessors of route formerly owned by C.F. Bennett, operative rights of which were acquired by reason of his operation in good faith prior to May 1, 1917, which was the date recognized by the Legislature in the passage of Chapter 216, Laws of 1917, as that upon which a certificate of public convenience and necessity was not required from the Railroad Commission nor from the governing bodies of all political subdivisions through which a route passed.

Applicants have contract to carry United States Mail and have been operating since July 1, 1918, and desire the privilege of continuing service, there being no other method of regular transportation available for the public over the route.

We are of the opinion that this is not a matter in which a public hearing should be held, and that the application should be granted.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by W. E. Tibbetts and Chas. A. Hand, partners in business, of an automobile stage line as a common carrier for passengers and freight, between Caliente and Kernville and intermediate points; provided, however, 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 applicants herein or is leased by said applicants under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 22<sup>nd</sup> day of March, 1920.

*Edwin O. Edgerton*  
*H. A. Loveland*  
*Frank R. Egan*  
*H. V. Brundage*

COMMISSIONERS.