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Decision No. 7362

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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ORIGINAL

In the matter of the application
of ANTON NELSSON and MANUEL BARCIA
for certificate to operate automo-
bile service between Avila and San
Luis Obispo.

}
} Application No. 5332.
}

Albert Nelson for applicant.
C. P. Kaetzer for Pacific Coast Railway Co.
J. R. Allen for American Railway Express Co.
F. C. Lloyd for L & J Stage Company.

BY THE COMMISSION:

O P I N I O N.

Applicants apply for certificate of public convenience and necessity to operate an automobile service for the common carriage of freight, passengers and baggage between Avila and San Luis Obispo, a distance of 10 miles, serving San Luis Hot Sulphur Springs and Ontario Springs as intermediate points.

A public hearing on the application was held by Examiner Westover March 19th at San Luis Obispo.

At the hearing applicants withdrew their request to carry freight, whereupon the Pacific Coast Railway Company withdrew its protest and opposition.

Mr. J. H. Sims, superintendent of the

railroad, testified that his company operated but one passenger train each way daily upon a schedule, allowing but little time at Avila, and requiring passengers from Avila or Port San Luis, 2 miles distant, to remain overnight in San Luis Obispo, if they make the round trip by rail. He considered that public convenience required the service.

Applicants propose to operate two round trips daily with a third round trip on Sundays, Wednesdays and Saturdays.

Mr. Nelsson has the contract for carrying mail between San Luis Obispo and Port San Luis, a point on the coast about two miles beyond Avila. -

It appears from the testimony that there are an average of some 12 to 15 passengers per day to be transported in each direction and that the proposed service will prove to be of great public convenience.

O R D E R.

A public hearing having been held upon the above entitled application, the matter having been submitted and being now ready for decision,

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by Anton Nelsson and Manuel Barcia of an automobile stage line as a common carrier of passengers, baggage and light express between San Luis Obispo and Avila, serving as intermediate points San Luis Hot Sulphur Springs and Ontario Springs.

PROVIDED 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 procured.

IT IS HEREBY FURTHER ORDERED that no vehicle may be operated in said service unless said vehicle is owned by the applicants herein or is leased by said applicants under a contract or agreement satisfactory to the Railroad Commission.

IT IS HEREBY ORDERED that the applicants, Anton Nelsson and Manuel Garcia shall within 30 days from the date hereof file with the Railroad Commission their schedule and tariffs covering said proposed service, which shall be in addition to proposed schedule and tariff accompanying the application, and shall set forth the date upon which the operation of the line hereby authorized will commence, which date shall be within 90 days from date hereof, unless time to begin operation is extended by formal supplemental order.

The authority herein contained shall not become effective until and unless the above condition is complied with.

Dated at San Francisco, California, this

31 day of ^{April} ~~March~~, 1920.

E. J. Edgerton
H. J. [unclear]
Frank [unclear]
H. A. [unclear]

Commissioners.