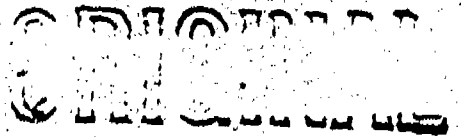


Decision No. 7428



BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of  
STANLEY BERRY for certificate of public  
convenience and necessity to operate  
passenger and freight service between  
Auto Rest, Trinity County, and Eureka,  
Humboldt County, California.  
.....

Application No. 5545.

BY THE COMMISSION:

O R D E R

Stanley Berry 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 freight between Eureka, Humboldt County, and Auto Rest, Trinity County, and intermediate points.

Applicant proposes to charge rates in accordance with a schedule marked exhibit "A" and attached to the application in this proceeding; to operate on a schedule of two round trips per week leaving Eureka on Mondays and Fridays and leaving Auto Rest on Tuesdays and Saturdays serving as intermediate points the communities at Strong's Station, Bridgeville, McLelland's Hill, Dinsmore's, Cobb's and Lower Gap of Mad River. Applicant is now operating over a portion of the route formerly operated by J. K. Smith between Eureka and Red Bluff, the service formerly rendered by Smith having been discontinued and now being cared for by applicant herein

between Eureka and Auto Rest and by George B. Mith, operating under the authority conferred by a certificate of public convenience and necessity of the Railroad Commission between Auto Rest and Red Bluff. The service rendered by the applicant is one required by the residents along the proposed route in that there is no other regular transportation operating between the proposed termini and during the summer months the public use motor transportation between Eureka and Red Bluff, a portion of such route being served by applicant herein, rather than the indirect and expensive rail transportation between such points.

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

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by Stanley Berry of an automobile stage service as a common carrier of passengers and freight between Auto Rest, Trinity County, and Eureka, Humboldt County; provided, however, that the rights and privileges hereby granted may not be transferred or 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 permit 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. <sup>that is</sup>

Dated at San Francisco, California, this 15<sup>th</sup> day of April, 1920.

Edwin A. Ely  
H. H. Brand  
Frank D. ...  
H. H. Brand  
Wm. J. ...

Commissioners.