

ORIGINAL

Decision No. 7697

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)	
Western Motor Transport Company for)	
a certificate of public convenience)	APPLICATION NO. 5520
and necessity to operate an auto)	
passenger stage service between Vallejo)	
and Cordelia via Benicia.)	

Sanborn & Roehl, by A. B. Roehl, for applicant.
 H. B. Manning for Pasalaqua Stages.
 Frank B. Austin, for Southern Pacific Co., pro-
 testant.

By the Commission -

ORDER

The Western Motor Transport Company, a corporation, by this application applies for a certificate of public convenience and necessity to operate a passenger automobile stage service between Vallejo and Cordelia passing through Benicia. Fare to be charged will be 60 cents between Vallejo and Cordelia via Benicia and 40 cents between Benicia and Cordelia .

Applicant is now operating stages between Vallejo and Sacramento, serving Cordelia, Suisun, Vacaville and Davis. The object of this application is to give an alternate service through Benicia between Vallejo and Cordelia. No local passengers are to be carried between Vallejo and Benicia, this territory being now served by the Pasalaqua Stage Line.

A public hearing was held on the application before Examiner Geary April 19, 1920, and having been duly submitted is now ready for a decision.

A number of witnesses testified on behalf of the applicant among them being interested parties from Cordelia, Benicia, Vacaville and Suisun. The gist of the testimony was to the effect that there was now no direct automobile service

between Sacramento and Benicia and also that the train service from branch line points and Cordelia through Suisun via the Southern Pacific was unsatisfactory.

The granting of the application was protested by the Southern Pacific Company, Pasalaqua Stage Line and T. C. Sedgwick. Pasalaqua operates between Vallejo and Benicia but since this service will not interfere with his local business, for the reason that no traffic is to be handled between Vallejo and Benicia, objection to the establishing of the new service was not seriously urged. T. C. Sedgwick at the time the hearing was held was operating between Sacramento and Vacaville and had an application before the Commission to extend his line from Vacaville to Benicia. This extension would parallel the line proposed by the Western Motor Transport Company between Cordelia and Benicia. Since the hearing in this application, Mr. Sedgwick has sold his automobiles and abandoned the service. There is, therefore, now only one protestant, the Southern Pacific Company. Witnesses for protestant testified as to the train schedules and rates available over the route for which certificate is herein sought. They also presented statements showing the movement of trains and the connection at Cordelia and Suisun. Testimony further showed that there was practically no local travel on the trains between Benicia and Cordelia, points between which this service will be established.

The establishment of the proposed line will furnish a direct route from Benicia to Sacramento and intermediate points. As heretofore stated applicant already operates between Vallejo and Sacramento and this service would permit of alternate routes being used.

After consideration of all the evidence in this proceeding and of the exhibits filed by protestant, we are of the opinion that the application should be granted with the condition that no local passengers are to be carried between Vallejo and Bonicia, this territory now being adequately served by the Pasalaqua Stage Line.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by the Western Motor Transport Company of an automobile stage line as a common carrier of passengers between Vallejo and Cordelia and intermediate points, provided, however, that the authority herein conveyed does not authorize the carriage of any local passengers between Vallejo and Bonicia. Further, that the rights and privileges herein granted may not be transferred nor assigned unless the consent of the Railroad Commission to such transfer or assignment has first been secured.

IT IS HEREBY FURTHER ORDERED that applicant file with the Railroad Commission within twenty (20) days of the date of the service of this order a written acceptance of the certificate herein granted, such acceptance to contain advice as to the date upon which service will be commenced, which date shall not be more than ninety (90) days from the date of service of this order.

IT IS HEREBY FURTHER ORDERED that no vehicle may be operated under this certificate unless such vehicle is owned by applicant herein or is leased by said applicant under a contract or agreement.

Dated at San Francisco, California, this 9th day of June, 1920.

Edwin O. Edgerton
W. A. Lovell
Warren M. Martin