

ORIGINAL

Decision No. 7737

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application)
of C. T. Cooley and C.E. Sansom)
for certificate of public con-)
venience and necessity to operate)
passenger and freight service be-)
tween Bakersfield and Maricopa and)
intermediate points.)

APPLICATION NO.5385

Chas. Del Bondio, for applicant.
Irwin & Laird, for Kern County Transportation
Co., and Kitchen, Boyd & Ingall, protestants.
C. E. Fleming and P. Slater, for Southern
Pacific Company, protestant.

LOVELL AND, Commissioner -

ORDER

C. T. Cooley and C. E. Sansom have petitioned the Railroad Commission 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 Bakersfield and Maricopa and intermediate points.

A public hearing on this application was conducted at Bakersfield on June 9, 1920, the matter was duly submitted and is now ready for decision.

Applicants propose to charge rates in accordance with a schedule marked Exhibit "A" attached to and made a part of the application in this proceeding, and to operate on a schedule of two round trips daily, serving as intermediate the Sunset and Midway oil fields and Connor's Station.

Applicants rely, as justification for the granting of the desired certificate, upon the alleged fact that there is no line operating over the route between Bakersfield and Maricopa, as proposed by applicants herein and that there is but one train

each way daily between Maricopa and Bakersfield over the line of Sunset Railroad.

Witnesses for applicants testified that there was no direct service by auto stage between Bakersfield and Maricopa, the existing route extending between Maricopa and Taft operated by applicants, at which point a change of cars was made to the stage lines operated by protestants, Kern County Transportation Company and Kitchen Boyd and Ingall.

The Sunset Railroad protested the granting of this application on the basis that adequate service is rendered by it of one round trip per day, leaving Bakersfield at 12:25 P.M. for Maricopa and leaving Maricopa for Bakersfield at 4:35 P.M. Exhibit was also introduced by the Sunset Railroad showing number of tickets sold during month of May from Maricopa to Bakersfield as 37 and from Bakersfield to Maricopa during same period to be 41.

Protest was also entered by the Kern County Transportation Company and Kitchen, Boyd & Ingall on the basis that service performed by them between Taft and Bakersfield in connection with applicants' service between Taft and Maricopa was adequate to the demands of the traveling public, the service rendered by C.T.Cooley and C.E.Sansom between Maricopa and Taft being such as to allow an hourly service into Bakersfield from 8 A.M. until 6 P.M. over protestants' lines.

The evidence introduced by applicants shows some ^{slight} convenience to the traveling public other than that now enjoyed by them, but no actual necessity was shown which would warrant the granting of the application.

After careful consideration of the evidence, I am of the opinion that the service rendered by the Sunset Railroad to Maricopa and Kitchen, Boyd and Ingall and Kern County Transportation Company to Taft in connection with connecting lines to Maricopa is adequate and satisfactory and that there is no justification for the authorization of this proposed stage line.

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity do not require the operation by C. T. Cooley and C. E. Sanson of an automobile stage line as a common carrier of passengers and freight between Maricopa and Bakersfield and intermediate points.

IT IS HEREBY ORDERED that the application be, and the same hereby is denied.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco this 16th day of June, 1920.

Edwin O. Egerton
H. H. Loveland
Josiah Martin
H. H. Burdick
COMMISSIONERS.