

JM

Decision No. 7784

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of JOE BESONE operating under the fictitious name of Joe Besone Service Motor Express for authority to extend his present service from Fellows to McKittrick and from Taft to Maricopa. Application No. 5395.

J. Boyd Oliver for applicant.
P. Slater for Southern Pacific Company, protestant.

LOVELAND, Commissioner.

O P I N I O N

Joe Besone, operating under the fictitious name of Service Motor Express, has petitioned the Railroad Commission for a certificate authorizing the extension of his present service from Fellows to McKittrick and from Taft to Maricopa.

A public hearing was held at Bakersfield on Thursday, June 10, 1920, at which time the matter was

duly submitted and is now ready for decision.

Applicant is at present operating between Bakersfield and Fellows via Taft under authority granted July 26, 1918 in application Number 3843, Decision Number 5608.

McKittrick, one of the terminals of proposed extension, is located ten miles from present terminal at Fellows and Maricopa, the other terminal of proposed extension, is located seven miles from present terminal at Taft. Along the present route of applicant as well as proposed extensions, are located the west side oil fields and merchants located in various towns in the oil fields depend upon the service of applicant for the delivery of their supplies. The service being rendered by applicant on his present route allows delivery of goods upon same day order is placed or the following morning. In addition to regular daily service there has been inaugurated by Service Motor Express an "Early Morning Special" leaving Bakersfield at 4:00 A. M. with perishable goods for the west side oil fields, which will include proposed extensions.

L. A. Hayward, bookkeeper for Service Motor Express testified that at present there was handled on an average of fifteen tons of freight per day. There is available for handling this tonnage eight trucks with a registered capacity of thirty tons. The facilities for handling and storing freight at terminal in Bakersfield consists at present of two rooms 40 x 60 feet, which is a portion of warehouse, but there is a new warehouse 125 foot square to be completed in about two weeks, which will facilitate the handling of all freight offered.

Several other witnesses testified to the amount of freight shipped by them over line of applicant, which would indicate that these proposed extensions in connection with present route would be a convenience and necessity. Testimony was also introduced showing that service was not entirely satisfactory at all times, those complaints coming from patrons of the line. It developed that breakdowns were the principal cause for unsatisfactory service and this feature is being eliminated as fast as possible.

The Southern Pacific Company protested the granting of the application on the basis of adequate service being rendered. A train designated as the "Night Merchandise Extra", leaves Bakersfield at 7:00 P. M. arriving at Taft at 9:45 P. M. and at Fellows at 10:30 P. M. Another train leaves Bakersfield at 4:40 A. M. arriving at Maricopa at 7:25 A. M. Testimony, however, developed that in the transportation of all perishable goods as well as rush merchandise, train service was unsatisfactory and that the proposed extensions in connection with present line would render a more rapid and satisfactory service.

The applicant proposes to continue the practice of store-door delivery and it was shown that many merchants both in McKittrick and Maricopa desired their goods forwarded by applicant.

After careful consideration of all the evidence, I am of the opinion that the application should be granted.

O R D E R

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

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by Joe Besonc,

operating under the name of Joe Besone Service Motor Express, of an automobile freight line as a common carrier of freight between Fellows and McKittrick and intermediate points and Taft and Maricopa and intermediate points,

Provided, 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 procured.

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

IT IS HEREBY FURTHER ORDERED that said Joe Besone shall, within twenty (20) days from the date hereof, file with the Railroad Commission tariff and schedule covering said proposed service and 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.

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, California, this 24th day of June, 1920.

H. A. Lyford
Charles R. Johnson
Dwight Martin

Commissioners