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Decision No. 8642

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the Application of)
 LOUIS E. SMITH and F. W. RAMSEY,)
 doing business under the firm name)
 and style of SMITH and RAMSEY, for)
 a certificate of public convenience)
 and necessity to operate an auto)
 stage line for the transportation of) Application No. 6411.
 persons and property, for compensa-)
 tion between Susanville and Camp "A")
 of Fruit Growers' Supply Company in)
 Lassen County, California and inter-)
 mediate points.)

BY THE COMMISSION:-

ORDER

Louis E. Smith and F. W. Ramsey, doing business under the firm name and style of Smith and Ramsey, 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, packages and express between Susanville and Camp "A" of Fruit Growers' Supply Company.

Applicants propose to charge a fare of \$2.00 between Susanville and Camp "A" and a rate of 75 cents per one hundred pounds on packages and express with a minimum of 25 cents per package; using as equipment one eleven passenger Pierce Arrow automobile and one five passenger Studebaker, and to operate on a schedule of two round trips per day from about May 1st to October 1, or during such times as said camp is in operation, and road conditions permit.

The Fruit Growers' Supply Company have established a camp about twenty (20) miles in a north-westerly direction from Susanville, and there is no means of transportation other than by private conveyance, and we are of the opinion that this is not a matter in which a public hearing is necessary and that the application should be granted.

IT IS HEREBY DECLARED, that public convenience and necessity require the establishment by Louis E. Smith and F. W. Ramsey, doing business under the firm name and style of Smith and Ramsey, of an automobile stage line as a common carrier of passengers, packages and express between Susanville and Camp "A" of the Fruit Growers' Supply Company, situated about twenty (20) miles north-west of Susanville as indicated by a map attached to and made a part of this application in this proceeding, and that a certificate of public convenience and necessity should be and the same hereby is granted, subject to the following conditions.

1. That applicants, Louis E. Smith and F. W. Ramsey will not be permitted to handle any business locally between Susanville and a point six miles distant therefrom, over the State Highway; points between proposed route parallels present route of Houch and Smith.
2. That applicants, Louis E. Smith and F. W. Ramsey, will within twenty (20) days from the date hereof, file with the Railroad Commission their written acceptance of this certificate and the conditions named herein, and that said applicants will commence this service within ninety (90) days from the date hereof unless further time is granted by the Railroad Commission.

3. That applicants, Louis E. Smith and F. W. Ramsey will be required to immediately file tariff of fares, rates, charges and time schedule with the Railroad Commission in accordance with provisions of General Order No. 51, and other regulations of the Railroad Commission.
4. That the operative rights and ~~privileges~~, ~~authority~~ for which are hereby granted, may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.
5. No vehicle may be operated by the applicants, Louis E. Smith and F. W. Ramsey, unless such vehicle is owned by them or is leased by them for a specified amount on a trip or term basis, the leasing of equipment not to include the services of drivers or operators. All employment of drivers or operators of leased cars shall be made on the basis of a contract by which the driver or operator shall bear the relation of an employee to the transportation company.

Dated at San Francisco, California this 21st day
of February, 1921.

W. D. Loveland
Frank A. Leiby
H. B. Boudige
Wm. J. Martin
Chas. H. Russell

Commissioners.