

ORIGINAL

Decision No. 8722

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)	
SIDWELL GARAGE COMPANY for certificate)	
of public convenience and necessity to)	
operate automobile passenger service)	Application No. 5857.
between Rio Vista and Isleton.)	
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George A. Work for Applicant.
 F. P. Atkinson for River Auto Stage
 Association; Protestant.
 Frank Pryor for Lamritizen Transportation
 Company.

BY THE COMMISSION:

O R D E R

M. L. Isham, operating under the fictitious name of Sidwell Garage Company, has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile stage service as a common carrier of passengers between Rio Vista and Isleton.

A public hearing on this application was conducted at Rio Vista by Examiner Handford and the matter was duly submitted.

Applicant is now conducting an automobile stage service between Molina, a station on the line of the San Francisco-Sacramento Railroad, to Rio Vista making connections at Molina with the trains of the railroad company enabling passengers to travel to and from Sacramento and San Francisco Bay points. Applicant proposes to extend his service from Rio Vista to Isleton that the residents of the latter community may use the already established stage line and the service offered

by the San Francisco-Sacramento Railroad. Applicant proposes to charge a rate of fifty cents between Rio Vista and Isleton and to make four round trips daily; such trips being an extension of present service operated between Molina and Rio Vista.

It appears from the evidence in this proceeding that the primary intention of applicant is to furnish a through service to Isleton for passengers originating at or destined to points on the line of the San Francisco-Sacramento Railroad; that the local business between Isleton and Rio Vista is of but little consequence and that the service proposed would be of advantage to residents of Isleton desiring to patronize the combined stage and railroad service.

The granting of this application is protested by the River Auto Stage Association, who have recently been granted operative rights between Sacramento and Rio Vista; the same route between Isleton and Rio Vista being followed as proposed by applicant herein. The situation, as regards the contesting companies and with particular reference to the territory between Isleton and Rio Vista, is that the principal objective point of the River Auto Stage Association is Sacramento whereas the business proposed to be handled by applicant originates at or is destined to the line of the San Francisco-Sacramento Railroad and is a portion of a combined service offering through transportation. Witnesses testified both for and against the application; the sentiments of the respective communities being somewhat divided and evidently based on their acquaintance with the respective operators.

After careful consideration of all the evidence in this proceeding and of the conditions surrounding public con-

venience and necessity, as regards the facilitating of transportation from Rio Vista to Sacramento and intermediate points and from Isleton via Rio Vista to San Francisco Bay points and other communities reached by the San Francisco-Sacramento Railroad, we are of the opinion that the application herein should be granted covering the route between Isleton and Rio Vista and permitting a through service between Isleton and Molina. The local service between Isleton and Rio Vista is of but slight volume and can be satisfactorily cared for by the service rendered by the River Auto Stage Association.

THE RAILROAD COMMISSION HEREBY DECLARES, That public convenience and necessity require the operation by M. L. Isham, operating under the fictitious name of Sidwell Garage Company, of an automobile stage line as a common carrier of passengers between Isleton and Rio Vista; provided, however, that this authorization doesnot cover the carriage of passengers locally between Isleton and Rio Vista; it being intended to cover through service of passengers to and from Isleton who may originate at or be destined to Molina, at which place transfer is made to and from the trains of the San Francisco-Sacramento Railroad; and provided, further, that no transfer or assignment of the operative rights herein conferred may be made by applicant herein unless such transfer or assignment has first been approved by the Railroad Commission after proper application therefor.

IT IS HEREBY ORDERED, That no vehicle may be operated under the authority conferred by this certificate unless such vehicle is owned by applicant herein or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

IT IS HEREBY FURTHER ORDERED, That written acceptance of this certificate shall be made by applicant and filed with

this Commission within ten days from the date of service of this order, such acceptance to state the date upon which the operation herein authorized shall commence and such date shall be not less than thirty days from the date of service of this order. If applicant fails to file acceptance and commence operation within the time limit hereinabove specified, this order will stand cancelled, null and void without further action by this Commission.

Dated at San Francisco, California, this 9th
day of March, 1921.

Frank Deven
H. S. Loveland
H. B. Anderson
Charles H. Rowan
Commissioners.