

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
 E. J. ELLISON, for certificate of)
 public convenience and necessity to)
 operate passenger auto service bet-)
 ween points located outside the City) Application No. 6623
 limits of Modesto and points located)
 within the said City of Modesto.)

BY THE COMMISSION.

Order

The applicant, E. J. Ellison, has, on March 8th, 1921, made application petitioning the Railroad Commission for a certificate of public convenience and necessity to operate an automobile passenger service as a common carrier of passengers, between points located beyond the City limits of Modesto and points within the said City of Modesto, over a route hereinafter described.

The service proposed by applicant is in the nature of a bus service serving the City of Modesto and a new addition located outside said City; also for the accommodation of high school children living in said addition, who now have no means of transportation.

Applicant proposes to charge a fare of ten cents from and to all points and to operate at present on a two hour schedule between the hours of 8 A. M. and 8 P. M., using as equipment two sixteen passenger Ford Trucks, and one sixteen Ford Truck held in reserve.

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The route over which applicant proposes to traverse is as follows: Beginning at the intersection of Paradise Road and H Street, approximately one hundred feet outside the City limits of Modesto, thence out H. Street to Tenth Street, thence over Tenth Street to J. Street, thence over J. Street to the intersection of J Street and McHenry Street, thence over McHenry Street to a point located one-half mile outside the City limits of Modesto, and within new addition afore mentioned.

The Commission is of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

IT IS HEREBY DECLARED that public convenience and necessity require the establishment by E. J. Ellison of an automobile passenger service between a point located on McHenry Street one-half mile outside the City of Modesto in the new addition situated north of said City of Modesto, to a point on McHenry Street where the route enters the City of Modesto, and between a point on H Street where route leaves the City limits of Modesto to a point known as Paradise Road and H Street, approximately one hundred feet outside the City limits of the City of Modesto over route hereinbefore described, and that a certificate of public convenience and necessity should be, and the same hereby is granted, subject to the following conditions:

1. That applicant, E. J. Ellison, will, within twenty (20) days from the date hereof, file with the Railroad Commission his written acceptance of this certificate and the conditions named herein, and that said applicant will commence this service within ninety (90) days from the date hereof.
2. That applicant, E. J. Ellison, will be immediately required to file tariff of fares, rules and regulations and time schedule with the Railroad Commission in accordance with provisions of General Order No. 51 and other regulations of the Railroad Commission.

3. That the operative rights and privileges, authority for which is 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.
4. No vehicle may be operated by the applicant, E. J. Ellison, unless such vehicle is owned by him or is leased by him for a specified amount on a trip or term basis, the leasing of equipment not to include the services of a driver or operator. 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 10th
day of March, 1921.

Frank P. DeWitt

H. K. A. ...
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Robert H. Howell

Commissioners