

BEFORE THE RAILROAD COMMISSION  
OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
O. L. McKIEARNAN for certificate of )  
public convenience and necessity to )  
operate automobile passenger and ) Application No. 6584.  
freight service between Porterville )  
and Springville, and intermediate )  
points. )

BY THE COMMISSION:

ORDER

O. L. McKIEARNAN has, under date of February 23, 1921, made application to the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile stage line as a common carrier of passengers and freight between Porterville and Springville, and intermediate points.

Applicant proposes to charge fares 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 one round-trip daily, using as equipment one five-passenger Overland touring car.

Applicant is the possessor of the United States Mail contract between the points proposed to be served, and desires to carry passengers and light freight in connection with the mail.

The Southern Pacific Company which operates between the same points on a tri-weekly schedule, has waived all objection to the granting of this certificate, and there is no other regular means of transportation between the points to be served.

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 O. L. McKIEARNAN of an automobile passenger and freight service as a common carrier between Porterville and Springville, California, serving as intermediate points, the towns of Worth, Success and Clavicle, and that a certificate of public convenience and necessity should be, and the same is hereby, granted subject to the following conditions:

1. That applicant, O. L. McKIEARNAN, 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, O. L. McKIEARNAN, will be required to immediately file his tariff of fares, rules and regulations and time schedules with the Railroad Commission in accordance with the 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 applicant, O. L. McKIBARNAN, 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 16<sup>th</sup> day  
of ~~March~~ <sup>April</sup>, 1921.

Frank D. ...

H. H. ...

H. B. ...

James ...

Charles H. ...

Commissioners.