

MCS

Decision No. 8968

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
 RAPID TRANSIT COMPANY of Pasadena)
 for a certificate of public con- :
 venience and necessity to operate :
 a passenger automobile stage and) Application No. 6504
 express service between Santa Monica, :
 California, and Topango Camp, and :
 intermediate points.)

Millsat and Kendall by N. J. Kendall
for APPLICANT.

J. N. Hasting for A. F. Young, E. W.
Kneen and owners of Topango Canyon
property.

BY THE COMMISSION.

O P I N I O N

Dolly H. Pritchard, under the fictitious name of Rapid Transit Company of Pasadena, has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by her of an automobile stage line as a common carrier of passengers and express packages between Santa Monica and Topango Camp and intermediate points.

A public hearing on this application was conducted before Examiner Satterwhite on March 25, 1921, at which time the matter was submitted and is now ready for decision.

Applicant proposes to charge rates and to operate on a time schedule in accordance with Exhibit "A" and "B" attached to said application, using as equipment one Rec

sixteen-passenger bus and such other equipment as the volume of business may justify.

T. W. Kneen, A. F. Young, and A. M. Cooper appeared in opposition to the application. The applicant and several other witnesses testified in support of the application.

Topango Camp is situated six miles west of Santa Monica at the mouth of the Topango Canyon and is reached by the public highway along the ocean shore. During the summer and vacation season hundreds of pleasure seekers, campers and tourists visit this camp and the canyon for recreation. There are about seventy-five permanent residents in and about Topango Camp and the testimony shows that they have no adequate or satisfactory stage service. A petition signed by citizens of Santa Monica and Topango Camp, earnestly endorsing this proposed service, was introduced by the applicant at the hearing. The testimony shows that there are many persons working in Santa Monica and living in Topango Camp who would patronize this service. Mr. Faucett, Secretary of the Board of Education of Santa Monica, testified to the public need of this proposed service for the reason that there are several children at Topango Camp who attend public schools at Santa Monica. Mr. Parker, who owns his own home at this Camp testified to the effect that there are about fourteen of his neighbors who desire this service and that there are others who own vacant lots and who desire to build if they could be assured of a satisfactory stage service.

T. W. Kneen, protestant, operates a mail stage over this route to his camp near the summit of Topango Canyon and opposed the granting of this proposed service on the basis that there is not sufficient traffic to make it a financial success.

Mr. Kaeen, however, testified that the inauguration of this stage line would not interfere with the operation of his mail stage on which he carries provisions and other merchandise and averages about two passengers daily. Mr. Cooper and Mr. Young, protestants, based their opposition on the ground that the proposed service would not be a financial success for the reason that the traffic for the entire year would not maintain the expenses of operation.

After a careful consideration of all the evidence, we are of the opinion and find as a fact that public convenience and necessity require the operation by said applicant of said stage service.

O R D E R

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

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by Dolly H. Pritchard, under the fictitious name of Rapid Transit Company of Pasadena, of an automobile stage line as a common carrier of passengers and express packages between Santa Monica and Topanga Camp and intermediate points,

Provided, however, that the operative rights and privileges hereby established may not be transferred, leased, sold nor assigned, nor the said service abandoned unless the written consent of the Railroad Commission thereto has first been procured, and

Provided, further that no vehicle may be operated in said service unless said vehicle is owned by the applicant herein, or is leased by said applicant under a contract or

agreement satisfactory to the Railroad Commission.

IT IS HEREBY ORDERED that applicant shall, within twenty (20) days from the date hereof file with the Railroad Commission her schedule and tariff covering said proposed service, which shall be in addition to proposed schedule and tariff accompanying the application, and shall set forth the date upon which the operation of the line hereby authorized will commence, which date shall be within ninety (90) days from date hereof, unless time to begin operation is extended by formal supplemental order.

The authority herein contained shall not become effective until and unless the above mentioned schedules and tariffs are filed within the time herein limited.

Dated at San Francisco, California, this 12th day of May, 1921.

Handwritten signature of H. P. ...

Handwritten signature of W. A. ...

Commissioners.