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ORIGINAL

Decision No. 9055-

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
 GREEN and GREEN for certificate of)
 public convenience and necessity to :
 operate passenger, freight, express,) Application No. 6461
 baggage and merchandise service be-)
 tween BLAIRSDEN and LAKE CENTER CAMP.)
 :
)

G. R. Green in propria persona
 H. B. Wolfe for protestant C. A. Lemm.

BY THE COMMISSION.

O P I N I O N

Gayle R. Green and Ruby M. Green, co-partners under the name of Green and Green, 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, freight and express between Blairsdén and Lake Center Camp and intermediate points.

A public hearing on this application was conducted before Examiner Satterwhite at Quincy on May 24th, 1921, at 2 P. M. The matter was submitted and is now ready for decision.

Applicants propose to charge rates and to operate on a time schedule in accordance with Exhibits "A" and "B" attached to said application, using as equipment one Pierce Arrow Touring car and a two horse spring wagon, described in Exhibit "C" attached to said application.

C. A. Lemm opposed the granting of said application.

Lake Center Camp is a summer resort situated about eight miles from the town of Blairsden in the Feather River Lakes region. From June 1st to October 1st, several hundred tourists, campers and pleasure seekers visit this camp and vicinity. The Plumas National Forest Camp, which is maintained near Mt. Elwell affords camp sites for a large number of government employees. The testimony of applicants shows that these campers demand transportation facilities throughout the summer months for themselves and their camp supplies from Blairsden. There are several owners of permanent homes within a short distance from Lake Center Camp who have requested this proposed service on the ground that it will afford them a reliable and satisfactory means of transportation.

It appears that a large number of automobile parties visit camps in the vicinity of Lake Center Camp and have often requested supplies brought into them.

During past summer seasons, it appears that the only means of transportation have been afforded by irregular trips made by said applicant and by C. A. Lemm, the protestant, whenever application was made. The applicant testified to the effect that at least two hundred people requested transportation service from him to Lake Center Camp and adjacent camping grounds last season. It was shown that campers have complained upon arrival at Blairsden on the Western Pacific Railroad, that they have been unable to make any arrangements in advance for the transportation of themselves and their supplies.

C. A. Lemm, the protestant herein, has operated regularly for several years an automobile stage line between Blairsden and Sierra City, but the testimony shows that the route of this stage line is at least one and one-half miles from Lake Center Camp and that passengers availing themselves of this service are carried only to a point called Timber Line and are then compelled to walk to

Lake Center Camp or secure special transportation.

C. A. Lemm, the protestant, did not appear personally at the hearing, but was represented by his attorney, H. B. Wolfe, Mr. Wolfe testified to the effect that the protestant had stated to him that the operation of this proposed service would seriously cut down the revenues of his own stage line, but did not offer in evidence any written data showing the operating expenses or revenues for any period and in fact admitted that Mr. Lemm had never kept any correct account books and was unable to furnish any definite data upon the matter.

After a careful consideration of the evidence, we are of the opinion and find as a fact that there is public necessity for the service proposed by applicants Gayle R. Green and Ruby M. Green and that their application should be granted.

O R D E R

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

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by GAYLE R. GREEN and RUBY M. GREEN, co-partners under the name of GREEN and GREEN, of an automobile stage line as a common carrier of passengers, freight and express between Blairsdon and Lake Center 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 applicants herein or is leased by said applicants under a contract or agreement satisfactory to the Railroad Commission.

IT IS HEREBY ORDERED that applicants Gayle R. Green and Ruby M. Green, co-partners under the name of Green and Green, shall file within ten days (10) from the date hereof, a written acceptance of the order herein contained, such acceptance to set forth the date upon which operation will commence, which date shall be within thirty (30) days from the date hereof.

Dated at San Francisco, California, this 4th day of June, 1921.

H. D. Brown
A. D. Donaldson
Dwight Watson

Commissioners