

Decision No. 9461

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
G. C. SCRIBNER for certificate of
public convenience and necessity to
operate freight and express service
between Fresno and Visalia.

} Application No. 6381.

Bradley & Bradley, by C. L. Bradley,
for Applicant.

Harry N. Blair and Lewis B. Randall
for Mershon & Rose.

Ernest Walling for Valley Transportation
Company.

L. N. Bradshaw for Southern Pacific Com-
pany.

G. H. Baker for Atchison, Topeka & Santa
Fe Railway Company.

J. R. Allen for American Railway Express
Company.

BY THE COMMISSION.

OPINION

G. C. Scribner, by above application, seeks authority to operate a freight and express service between Fresno and Visalia, serving as intermediate points Goshen Junction, Traver, and Kings River Bridge.

A public hearing upon the application was held by Examiner Westover at Fresno.

It appears from the testimony that applicant began operating in March, 1919, as a so-called contract carrier under verbal contracts by which he has been hauling freight for a number of merchants, principally at Visalia, from the wholesale houses at

Fresno. Although it does not clearly appear from the application, it appears from the testimony that he wishes to operate as a common carrier, making one round trip, six days per week, serving the public at large, using his present equipment of one 2½ ton Fageol truck and one 2 ton Autocar, charging the rates shown by Exhibit "A" attached to the application.

It further appears from the testimony that his service has been satisfactory and a great convenience to the merchants whom he serves because of speed, reliability, and the rates at which the operation is conducted. Besides the testimony of a number of witnesses produced at the hearing, applicant filed a petition signed by 21 Visalia merchants and shippers, requesting that the application be granted.

ORDER

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

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by G. C. Scribner of an automobile truck freight and express service between Fresno and Visalia, under the fictitious name of Fresno and Visalia Freight & Express Truck Line, for the common carriage of property between Fresno and Visalia, serving as intermediate points Goshen Junction, Traver, and Kings River Bridge.

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.

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 fifteen days from the date hereof, file with the Railroad Commission his schedules and tariffs 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 thirty 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 3rd day
September
of ~~August~~, 1921.

H. B. Brundage
H. C. ...
Osborne ...

Commissioners.