

Decision No. 9495

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
H. H. HARDWICK for certificate of  
public convenience and necessity to  
operate a passenger and express auto-  
mobile stage service between the city  
of Fresno and the towns of Centerville,  
Minkler, Wahtoke Lake, Navelencia and  
Orange Cove in Fresno County, California.

Application No. 6963.

Ernest Walling for Applicant.

F. L. Hanna for Atchison, Topeka &  
Santa Fe Railway Company.

E. Stern for American Railway Express  
Company.

BY THE COMMISSION.

O P I N I O N

By this application, H. H. Hardwick seeks authority to operate a passenger and express stage service between Fresno, Orange Cove, and intermediate points, using a 12-passenger Cadillac stage, operating one round trip daily, leaving Orange Cove at 8:00 A.M., and Fresno at 4:30 P.M., using  $1\frac{1}{2}$  hours each way.

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

It appears from the testimony that the only service at present is furnished by the Atchison, Topeka & Santa Fe Railway Company, which operates a mixed train one round trip per day, requiring about 3- $\frac{1}{3}$  hours in transit each way. It further appears

from the testimony that the territory is highly developed with vineyards and orchards, with considerable movement of labor, and that fruit growers along the line and residents at the points to be served are not able to make the round trip to Fresno the same day, as would be the situation if the application were granted.

#### ORDER

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

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by H. H. Hardwick of an automobile passenger and express service between Fresno and Orange Cove, serving Centerville, Minkler, Wahtoke Lake and Navelencia as intermediate points.

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 12<sup>th</sup> day of September, 1921.

H. B. ...  
H. ...  
Dwight ...  
Charles N. ...

Commissioners.