

ORIGINAL

Decision No. 31841

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of E. M. BURNER, (Individual Owner of the BAKERSFIELD - WASCO STAGE LINE) for authority to discontinue service as a common carrier for the transportation of express shipments weighing in excess of one hundred pounds, between Bakersfield and Wasco and intermediate points.

Application No. 22622

BY THE COMMISSION:

O P I N I O N

By this application, E. M. Burner, doing business as Bakersfield - Wasco Stage Line, requests permission to discontinue service as a common carrier for the transportation of express shipments weighing in excess of one hundred pounds each, between Bakersfield and Wasco and intermediate points.

As justification for the authority sought, applicant alleges that during the entire period of operation (more than twenty years) no shipments have ever been handled over said line weighing in excess of one hundred pounds.

A certificate was granted to applicant by the Commission's Decision No. 5531, dated July 1, 1918, on Application No. 3883, which authorized the transportation of passengers and parcels between Bakersfield and Shafter and intermediate points. By Decision No. 15378, dated September 11, 1925, on Application No. 10949, Burner was authorized to acquire from P. Del Porto an operation between Bakersfield and Lost Hills via Lerdo and Wasco, Burner being further authorized to abandon service between Wasco and Lost Hills and an "in lieu" certificate was therein granted to Burner in lieu of the right acquired from Del Porto and the old right of Burner created by Decision No. 5531.

The new certificate authorized the transportation of "passengers and express (in connection with and upon his passenger stages only) between Bakersfield and Wasco via Rosedale, Shafter and Palmo." No weight limit was fixed in regard to express shipments.

This does not appear to be a matter requiring a public hearing. The application will be granted.

O R D E R

Good cause appearing,

IT IS ORDERED that Decision No. 15378, dated September 11, 1925, on Application No. 10949, is hereby amended by the addition of the following condition at sheet 5:

6. In the transportation of express no shipment weighing in excess of one hundred (100) pounds shall be transported.

IT IS FURTHER ORDERED as follows:

Applicant shall file in triplicate and on at least ten (10) days' notice to the Commission and the public, a tariff giving effect to the authority herein conferred.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 20<sup>th</sup> day of  
March, 1939.

Raymond J. [Signature]  
James P. [Signature]  
Ray H. [Signature]  
[Signature]  
Justin J. Coe  
COMMISSIONERS