

Decision No. 23521 .

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
Cyril V. Bennett for certificate of  
public convenience to extend motor  
bus passenger service between Prairie  
Avenue and Crenshaw Boulevard via  
135th Street.

Application No. 23540.

ORIGINAL

BY THE COMMISSION:

O R D E R

This is an application filed by Cyril V. Bennett, doing business under the name and style of Prairie Avenue Transit Line, seeking authority to extend the service now provided in the Inglewood-Hawthorne district so as to serve the residents of a newly developed area, known as Crenshaw Villa, in the vicinity of 135th Street and Crenshaw Boulevard. Two hundred and eight moderately priced homes are now being constructed in this tract and, when fully developed, the tract will contain some four hundred and eighty such dwellings. In addition to the above, there also is considerable activity in the aviation industry in this general area, and the application alleges that public convenience and necessity will be served by the establishment of the service as proposed. Informal complaints filed with the Commission have requested the establishment of transportation service in this area and it appears that the application should be granted.

Cyril V. Bennett, operating under the name and style of Prairie Avenue Transit Line, is hereby placed upon notice that "operative rights" do not constitute a class of property which should be capitalized or used as an element of value in determining reasonable rates. Aside from their purely permissive aspect, they extend to the holder a full or partial monopoly of a class of

business over a particular route. This monopoly feature may be changed or destroyed at any time by the State, which is not in any respect limited as to the number of rights which may be given.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA  
HEREBY DECLARES that public convenience and necessity require the establishment and operation by applicant, as a passenger stage corporation as defined in Section 2½ of the Public Utilities Act, of an automotive service for the transportation of passengers over the following route:

From Prairie Avenue east, via El Segundo Boulevard to Yukon Street, south, via Yukon Street to Rosecrans Avenue, west, via Rosecrans Avenue to Prairie Avenue; also via 135th Street east from Yukon Street to Crenshaw Boulevard, south to 139th Street, west to Yukon Street, north to 135th Street, in either direction, all as shown on map attached to application and marked Exhibit "A."

to be consolidated with the route described in Decision No. 30943, dated June 6, 1938, on Application No. 21967.

IT IS ORDERED that a certificate of public convenience and necessity for such service be and it is hereby granted to applicant, subject to the following conditions:

- (1) Applicant shall file a written acceptance of the certificate herein granted within a period of not to exceed fifteen (15) days from the date hereof.
- (2) Applicant shall commence the service herein authorized within a period of not to exceed ninety (90) days from the effective date hereof and shall file, in triplicate, and concurrently make effective, on not less than ten (10) days' notice to the Railroad Commission and the public, a tariff or tariffs constructed in accordance with the requirements of the Commission's General Orders and containing rates and rules which, in volume and effect, shall be identical with the rates and rules shown in the application, in so far as they conform to the certificate herein granted, or rates and rules satisfactory to the Railroad Commission.
- (3) Applicant shall file, in duplicate, and make effective within a period of not to exceed thirty (30) days after the effective date of

this Order, on not less than ten (10) days' notice to the Railroad Commission and the public, time schedules covering the service herein authorized, in a form satisfactory to the Railroad Commission.

- (4) Within the City of Inglewood, passengers will not be carried whose point of origin and destination are both at or between the intersection of Market Street and Manchester Avenue and the intersection of Manchester Avenue and Prairie Avenue, or intermediate points.
- (5) The rights and privileges herein authorized may not be discontinued, sold, leased, transferred or assigned, unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been obtained.
- (6) No vehicle may be operated by applicant herein unless such vehicle is owned by said applicant or is leased by applicant under a contract or agreement on a basis satisfactory to the Railroad Commission.

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

Dated at San Francisco, California, this 9<sup>th</sup> day of July, 1940.

Ray L. Peery  
James H. ...  
Ray ...  
...  
Justus J. ...  
Commissioners.