

Decision No. 35213

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
JOSEPH L. GREEN & NORMAN H. ROBOTHAM,)
d/b/a TWIN CITIES TRANSIT for:)

- (a) an extension of its operating)
rights in Marysville and Yuba City,)
- (b) authority to transfer certificate)
of public convenience and necessity)
and its buses to Lassen Trailways,)
and)

Application No. 24880

In the Matter of the Application of)
LASSEN TRAILWAYS to receive the)
certificate of public convenience and)
necessity; to acquire the buses; to)
assume the payments on the Conditional)
Sales Contracts and for authority to)
issue stock.)

BY THE COMMISSION:

O P I N I O N

In this application Joseph L. Green and Norman H. Robotham, copartners, doing business as Twin Cities Transit, are requesting an enlargement of their operating right so as to include local passenger stage service within the cities of Marysville and Yuba City. The application also seeks authority to transfer the certificate of public convenience and necessity granted to Joseph L. Green and Norman H. Robotham in Decision No. 34969, including certain specified equipment, to Lassen Trailways, a California corporation, formed by said copartners Joseph L. Green and Norman H. Robotham, to engage in the business of a passenger stage corporation. Authority is likewise requested by Lassen Trailways to accept said certificate granted in Decision No. 34969 and to issue thirty shares of its common stock, the proceeds from which are to be used to pay certain preliminary expenses.

By agreement entered into between Twin Cities Transit and Lassen Trailways, as set forth in the application, the former is also to transfer, to the latter all office furniture and fixtures and two 25-passenger transit type buses presently used in the operation of a bus service between Yuba City and Marysville, and in return Lassen Trailways is to assume the payment of a conditional sales contract executed between Yellow Coach and Truck Manufacturing Company and Joseph L. Green and Norman H. Robotham on February 2, 1942 which said contract has an unpaid balance of \$6562.

Decision No. 34969, rendered January 22, 1942, in Application No. 24492, authorized the abandonment of local Sacramento Northern Railway street car service between Marysville and Yuba City and the substitution of local passenger stage service by Twin Cities Transit, covering practically the same territory theretofore served by Sacramento Northern Railway. ⁽¹⁾

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- (1) The route over and along which Twin Cities Transit conducted its operation was described as follows:

Commencing at the intersection of Bridge and Plumas Streets, Yuba City; thence southerly along Plumas Street to B Street; thence along B Street to Cooper Avenue; thence along Cooper Avenue to Forbes Avenue; thence along Forbes Avenue to Plumas Street; thence along Plumas Street to Bridge Street; thence along Bridge Street, Yuba City, and Fifth Street, Marysville, to C Street, Marysville; thence along C Street to 4th Street; thence along 4th Street to J Street; thence along J Street to 5th Street, Marysville.

With an alternate route at times when service cannot be performed on 5th Street, Marysville, as follows:

From the intersection of 5th and J Streets, thence northerly along J Street to 6th Street; thence along 6th Street to C Street; and thence along C Street to its intersection with 5th Street.

In the instant application no variation is proposed from the route authorized in Decision 34969. The only changes sought are (1) an extension of service north of the Marysville terminus from 5th Street to 14th Street, via D and B Streets; and (2) from the intersection of Plumas Street and Teegarden Avenue, east via Teegarden Avenue and Sutter Street to the Feather River Bridge, and crossing said bridge, south along 2nd Street to B Street and west on B Street to Plumas Street.

The contention of applicant is that the extension of service herein proposed is necessitated by certain defense activities now in process of construction by the Government, together with the resultant shortage of tires for the automobiles of construction workers engaged in such activities. The Marysville Merchants Association, through its secretary, directs the Commission's attention to what it calls a "complex community problem" arising from the influx of construction workers and military men connected with Camp Beale. There appears no doubt from the record that Marysville and Yuba City are suffering from a lack of local bus transportation as a result of these new conditions.

This does not appear to be a matter in which a public hearing is necessary. The Commission is of the opinion, and so finds, that public convenience and necessity require that the operating rights of Joseph L. Green and Norman H. Robotham, doing business as Twin Cities Transit between Marysville and Yuba City, be extended and enlarged, as provided for in the Order which follows; that authority to transfer such operative rights, as extended and enlarged, be granted, and that authority to issue thirty shares of common stock for the purposes set forth herein be likewise granted.

O R D E R

Based upon the application and the evidence pertaining thereto,

IT IS ORDERED,

(1) That Joseph L. Green and Norman H. Robotham, doing business as Twin Cities Transit, are authorized to transfer the passenger stage operative rights acquired by Decision No. 34969, in Application No. 24492, as amended by the instant decision and order, together with equipment used in rendering service pursuant to said rights, to Lassen Trailways, a corporation.

(2) That Lassen Trailways is authorized to acquire the operative rights and property above referred to and to conduct a passenger stage service commensurate with said rights.

(3) That the order in Decision No. 34969 is hereby amended by the substitution of the following service regulation in lieu of service regulation 1, appearing on page 6 of said decision:

Commencing at the west or Yuba City end of the bridge which crosses the Feather River between Marysville and Yuba City, Southerly along Second Street to "B" Street; or via Bridge Street and Plumas Street to "B" Street; thence westerly on "B" Street from either Second Street or Plumas Street to Cooper Avenue; thence northerly on Cooper Avenue to Forbes Avenue; thence easterly on Forbes Avenue to Plumas Street; thence either via Plumas Street and Bridge Street or via Plumas Street, Teegarden Avenue and Sutter Street to the aforementioned Feather River Bridge; thence across the Feather River Bridge to 5th and "J" Streets in Marysville; thence via "J" Street to 4th Street; thence easterly on 4th Street to "B" Street Marysville; thence on "B" Street to 5th Street and along 5th Street to 5th and "D" Street; thence northerly via "D" Street to 14th Street and along 14th Street to "B" Street; thence via "B" Street to 5th Street; thence along 5th Street to "J" Street with an alternate route at times when service cannot be performed on 5th Street Marysville; via 6th Street from 6th and "D" Streets to "J" Street; thence on "J" Street to 5th Street.

(4) That Lassen Trailways is authorized to assume the payment of a conditional sales contract executed between Yellow Coach and Truck Manufacturing Co. and Joseph L. Green and Norman H. Robotham, on February 2, 1942, which said contract has an unpaid balance of \$6562.

(5) That applicants shall comply with General Order No. 79, and particularly with section 9(a) thereof, by filing, in triplicate, within sixty (60) days from the date of this order, and upon not less than one day's notice to the Commission, a withdrawal and adoption notice as required by said General Order.

(6) That applicants comply with Part IV of General Order No. 93-A within sixty (60) days from the date of this order and upon not less than one day's notice to the Commission and to the public.

(7) That Lassen Trailways is authorized to issue on or before June 30, 1942, not exceeding 30 shares of its no par value stock for the purpose of paying approximately \$1200 of organization expenses. That the money, property or labor to be procured or paid for by such issue is reasonably required for the purpose or purposes specified and that expenditures therefore are not in whole or in part reasonably chargeable to operating expenses or to income.

(8) Lassen Trailways shall file a report or reports required by the Commission's General Order No. 24-A, which order

in so far as applicable, is made a part of this order.

The effective date of this order shall be fifteen
(15) days from the date hereof.

Dated at San Francisco, California, this 3th
day of May, 1942.

Justus J. Cameron

Ray H. Riley

M. Baker

Frank R. Havens

Richard Jackson

COMMISSIONERS