

Decision No. 35236**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 GIBSON LINES for a certificate of)
 public convenience and necessity to) Amended
 operate an automobile stage line) Application No. 24439
 from a point near Wheatland on U.S.)
 Highway #99E to an Army Camp known)
 as "Marysville Cantonment".)

BY THE COMMISSION:

O P I N I O N

By its application, as amended, Gibson Lines, a corporation seeks a certificate of public convenience and necessity under section 50½, Public Utilities Act, as an extension of its present operative rights, authorizing operation as a passenger stage corporation, as defined by section 2½ of that act, (a) between the points it now serves and the Marysville Army Cantonment, situated approximately ten miles east of Marysville; and (b) between Chico and the Chico Basic Flying School, situated approximately six miles northeast of Chico. At each of these points is situated an important military installation essential to the war program.

Applicant now conducts a passenger stage service between Chico and Sacramento, among other points, subject to certain limitations affecting intermediate points. It is authorized to operate between Chico and Marysville, locally, and between those points and Sacramento. It appears to be financially able to furnish an adequate service.

Neither Marysville Army Cantonment nor Chico Basic Flying school is served by a common carrier of passengers. However,

by Applications Nos. 24457 and 24521, now pending and awaiting decision, Pacific Greyhound Lines seeks authority to serve both of these bases, and the Commission has been advised by Richardson Springs Stages, which now conducts a passenger stage service between Chico and Richardson Springs, that it intends to apply at once for permission to serve Chico Basic Flying School as an intermediate point.

In our judgment, applicant should now be authorized to extend its service to Marysville Army Cantonment, but action on that phase of the application dealing with Chico Basic Flying School should be withheld. Accordingly, an interim order to this effect will be entered.

INTERIM ORDER

Application having been made as above-entitled; and the Commission being of the opinion, and now finding, that public convenience and necessity so require:

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be and it hereby is granted to Gibson Lines, a corporation, authorizing the establishment and operation of a service as a passenger stage corporation, as defined by section 2 $\frac{1}{2}$, Public Utilities Act, as an extension of, in addition to, and to be consolidated with the passenger stage service now conducted by said Gibson Lines, between Marysville, Ostrom and Wheatland, respectively, on the one hand, and Marysville Army Cantonment, situated approximately ten miles east of Marysville, on the other hand.

Said certificate is granted subject to the following condition:

Gibson Lines, its successors or assigns, may never claim before this Commission, or any court or other public body, a value for the authority hereby granted in excess of the actual cost thereof.

(2) That, in the operation of said passenger stage service, Gibson Lines shall comply with and observe the following service regulations:

1. Applicant shall file a written acceptance of the certificate herein granted, within a period of not to exceed thirty (30) days from the date hereof.
2. Applicant shall comply with the provisions of General Order No. 79 and Part IV of General Order No. 93-A by filing, in triplicate, and concurrently making effective, tariffs and time schedules satisfactory to the Commission within sixty (60) days from the effective date hereof, and on not less than one (1) day's notice to the Commission and the public.
3. Subject to the authority of the Commission to change or modify them at any time by further order, applicant shall conduct said passenger stage service over and along the following routes:
 - (1) Over any and all public highways open to and available for passenger stage operation between Marysville, Wheatland and Ostrom, respectively, and the Marysville Army Cantonment.

(iii) Returning over the same routes.

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

Dated at San Francisco, California, this 5th day of May, 1942.

Justus J. Casner

Carl Wiley

H. B. M.

Francis D. Havenue

Richard R. Halse

COMMISSIONERS