

Decision No. 35511

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
BRYANT GUERNSEY for certificate of)	
public convenience and necessity to)	Application No. 24698
operate bus line as a common carrier)	
beyond limits of present certificated)	
line.)	

BY THE COMMISSION:

ORIGINAL

O P I N I O N

Bryant Guernsey is now providing a passenger stage service between Monterey and the community of Seaside and intermediate points, subject to a restriction prohibiting local service within the corporate boundaries of Monterey. In the above-entitled application, as amended, Bryant Guernsey now seeks a certificate of public convenience and necessity authorizing the transportation of passengers and baggage between Seaside and Fort Ord Village and Del Monte Heights and intermediate points, as an extension of his present operative right between Monterey and Seaside as created by Decision No. 30762. Service between Seaside and Fort Ord Village would be over two routes. Applicant also seeks authority to establish service over an additional route between Monterey and Seaside.

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The distance between Monterey and Fort Ord Village is approximately four and one-half miles. Applicant proposes a one-way fare of 10 cents, applicable between all points. Tokens, each good for one ride, would be sold seven for 50 cents. Service would be provided between 6:00 a.m. and midnight on a 30-minute headway.

In justification for the authority sought it is asserted that Fort Ord Village was built as a Federal Housing Project and is administered and operated under the direction of the Commanding Officer of Fort Ord. This Village now has a population consisting of non-commissioned officers and civilian employees of the War Department. It is situated approximately one-half mile from the Monterey-Castroville Highway and is now without public transportation. Applicant further asserts that he has been requested by the Commanding Officer at Fort Ord to establish the proposed service to and from Fort Ord Village.

With respect to applicant's proposal to extend service to Del Monte Heights, situated approximately one-half mile easterly from the Monterey-Castroville Highway, it is alleged that it is a rapidly growing section, the residents of which are now without public transportation.

Pacific Greyhound Lines now provides passenger stage service between Monterey and Fort Ord and intermediate points. It has informed the Commission, in writing, that it would not offer any protest to the granting of the authority sought in the amended application. Joseph Miller, doing business as Bay Rapid Transit Company, provides service between Monterey, Pacific Grove and Carmel which includes local service within Monterey. Applicant Guernsey's operative right between Monterey and Seaside is restricted against providing any local service within Monterey and by application of the same restriction to his proposed operation over Fremont Street, between Monterey and Seaside, the operation of Joseph Miller would not be affected. No other passenger stage carrier serves this field.

From a review of the record in this proceeding, we are of the opinion and so find that public convenience and necessity

require the establishment and the operation of the service proposed. No public hearing is necessary and the application will be granted.

O R D E R

It being found that public convenience and necessity so require:

IT IS ORDERED that a certificate of public convenience and necessity is hereby granted to Bryant Guernsey authorizing the establishment and operation of service as a passenger stage corporation as defined in section 2 $\frac{1}{2}$ of the Public Utilities Act for the transportation of passengers and their baggage between Seaside, Del Monte Heights, Fort Ord Village and intermediate points, as an extension and enlargement of the operative right heretofore created by Decision No. 30762, dated April 11, 1938, as modified by Decision No. 30835, dated May 2, 1938, subject to the following condition:

Bryant Guernsey, his successors or assigns shall 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.

IT IS FURTHER ORDERED that, in the operation of passenger stage service pursuant to the foregoing certificate, the following service regulations shall be observed:

1. Applicant shall file a written acceptance of the certificate herein granted within a period of not to exceed thirty (30) days from the effective date hereof.
2. Applicant shall comply with the rules of the Commission's 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 this Commission to change or modify them at any time by further order, applicant shall conduct passenger stage service pursuant to the certificate herein granted over and along the following routes:

(a) Beginning at the intersection of Del Monte Boulevard and Cypress Street in Seaside, thence along Del Monte Boulevard to Ord Avenue, thence northeast on Ord Avenue to the eastern intersection of Ord Avenue and Sherman Circle, thence northwest on Sherman Circle to the westerly intersection of Sherman Circle and Ord Avenue, thence on Ord Avenue to Del Monte Boulevard, thence south on Fremont Street to the intersection of Fremont Street and Cypress Street.

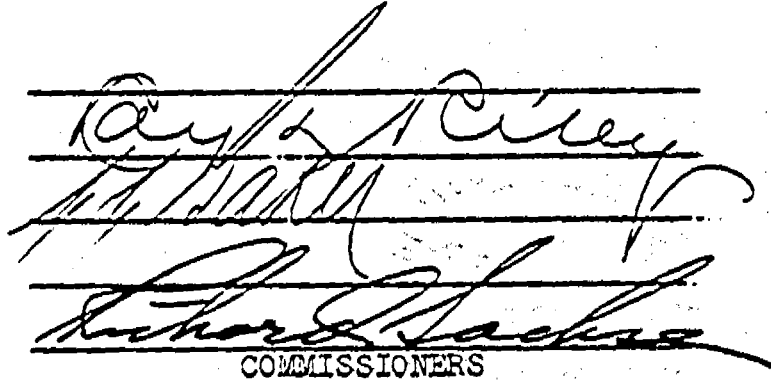
(b) On Phoenix Avenue from Castroville Highway in an easterly direction to the intersection of Phoenix Avenue and Goodwin Place, thence in a southerly direction on Goodwin Place to the intersection of Goodwin Place and Scholer Avenue, thence in an easterly direction on Scholer Avenue to the intersection of Scholer Avenue and Noche Buena Avenue, thence in a southerly direction on Noche Buena Avenue to the intersection of Noche Buena and Hilby Avenue.

IT IS FURTHER ORDERED that the order of Decision No. 30762, dated April 11, 1938, is hereby amended by adding thereto the following route between Monterey and Seaside as a service regulation:

On Encina Avenue south from Casa Verde Way to Del Monte Avenue, thence south and east on Del Monte Avenue to Fremont Street. Or alternate route, southwest on Fremont Street from Casa Verde Way to intersection of Fremont Street and Del Monte Avenue. On Fremont Street from Del Monte Avenue in a westerly direction to the intersection of Fremont Street and Munras Avenue in the city of Monterey, thence on Munras Avenue northwest to the corner of Pearl and Alvarado, thus completing the route.

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

Dated at San Francisco, California, this 23rd day of June, 1942.



COMMISSIONERS