

ORIGINAL

Decision No. 36136

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
(1) CLARENCE MARSHALL for certificate)	
of public convenience and necessity to)	
operate (2) passenger, property and)	Application No.
baggage service between French Gulch,)	25332
Shasta County, California, and Carrville,)	
Trinity County, California.)	

BY THE COMMISSION:

O P I N I O N

An application has been filed by Clarence Marshall requesting a certificate of public convenience and necessity to establish and operate an automotive service for the transportation of passengers and property between French Gulch and Carrville and intermediate points. Proposed fares, rates and time schedules are set forth in exhibits attached to the application.

The request is justified by applicant on the ground that the community which he proposes to serve is more or less isolated and that the residents are cut off from contact with trading centers except insofar as they use their own automobiles. The region is mountainous and sparsely settled and the inhabitants are affected by tire and gas rationing difficulties just as are all other communities. There is no public passenger service available, and freight and small parcel service is irregular and unsatisfactory. The only service heretofore available is a highway common carrier service between Redding and Carrville operated by Dave Willis under authority of the Commission's Decision No. 30964. Willis recently filed an application seeking the revocation of his certificate on the ground that the service was not

compensatory. The Commission granted this application in its decision in Application No. 25365.

Applicant holds a contract for transportation of the United States mail between French Gulch and Carrville, making one round-trip daily between those points. His equipment consists of two automobiles of the sedan type, both of which would be available in the service contemplated herein. Applicant admits that the proposed service, in and of itself, would not be profitable, but if operated in conjunction with the mail delivery service it could be made so.

Humboldt Motor Stages provides a regularly scheduled freight and passenger service, as part of its certificated route, between Redding and Tower House, the latter point approximately three miles from French Gulch. Upon application duly made, the Commission has today authorized the extension of this service to include transportation of passengers, freight and express between Tower House and French Gulch and intermediate points. Thus the granting of the instant application in conjunction with the operative rights of Humboldt Stages, as extended under authorization of its decision in Application No. 25377, will afford through transportation service between Redding and Carrville, for both passengers and property. This coordinated service will respond to a definite demand for public transportation in a community that otherwise might be reduced to the necessity of relying on private facilities for both passengers and parcels. We conclude that the proposed service would be in the public interest and that there exists no necessity for a public hearing.

O R D E R

IT IS ORDERED that a certificate of public convenience and necessity is hereby granted to Clarence Marshall, authorizing the establishment and operation of a passenger stage service, as that term is defined in section 2 $\frac{1}{2}$ of the Public Utilities Act, for the transportation of passengers, baggage, and shipments of express weighing not to exceed 500 pounds each, on passenger-carrying vehicles only, between French Gulch and Carrville and intermediate points.

The foregoing certificate is granted subject to the following condition:

Clarence Marshall, his successors or assigns, may never claim before this Commission or any court or other public body, a value, for any purpose, for the certificate herein granted in excess of the actual cost incurred by him in securing said operative authority.

IT IS FURTHER ORDERED that in the operation of said passenger stage service Clarence Marshall shall comply with and observe the following service regulations:

1. 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. Comply with the provisions of General Orders Nos. 79 and 80 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 five (5) days' notice to the Commission and the public.

3. Clarence Marshall shall conduct said highway common carrier service over and along the most appropriate route or routes subject to the authority of the Railroad Commission to change or modify them at any time by further order.

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

Dated at Los Angeles, California, this 26th day of January, 1943.

Frank D. Habener
[Signature]

[Signature]

COMMISSIONERS