

Decision No. 37972

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of
 Sacramento City Lines for a certi-
 ficate of public convenience and
 necessity to operate motor coach
 passenger service from the inter-
 section of Stockton Boulevard and
 Santa Barbara Avenue to the site of
 the new U. S. Army Signal Corps
 Depot near the intersection of
 Fruitridge Road and the Perkins and
 Florin Road in the County of Sacra-
 mento, over route described herein.

ORIGINAL

Application No. 26755

BY THE COMMISSION:

O P I N I O N

In this application Sacramento City Lines requests a certificate of public convenience and necessity to operate passenger stage service between the intersection of Stockton Boulevard and Santa Barbara Avenue in the City of Sacramento and the intersection of Fruitridge Road and Perkins and Florin Road, in unincorporated territory east of the City of Sacramento.

Applicant alleges that the United States Army Signal Corps is about to construct a signal corps depot on a tract of land south of Fruitridge Road and west of Perkins and Florin Road; that construction of said depot will commence about June 15 and it will be ready for operation about October 15, 1945; and that transportation service will be required for approximately 1,000 construction workers and ultimately approximately 3,500 permanent employees at the depot. Applicant further alleges that there is no local transportation service between the City of Sacramento and the site of the depot, which is situated about 3.3 miles from the end of applicant's street car line No. 15 at the intersection of Stockton Boulevard and Santa Barbara Avenue.

Applicant proposes to inaugurate hourly service between 6:30 a.m. and 11:00 p.m., with additional trips during the peak hours when necessary.

The proposed rates of fare for the service are as follows:

- (a) Between the intersection of Fruitridge Road and Perkins and Florin Road, and the intersection of Stockton Boulevard and Santa Barbara Avenue - 7 cents cash fare, or a token fare of 6-1/4 cents.
- (b) Between the intersection of Fruitridge Road and Perkins and Florin Road and points north of the intersection of Stockton Boulevard and Santa Barbara Avenue - One-way cash fare 14 cents or two token fares of 6-1/4 cents each, with free transfer to connecting lines.

It appears that motor coach service will be necessary to serve the Army Signal Corps Depot, that this is a matter in which a public hearing is not necessary, and that the application should be granted.

Sacramento City Lines is hereby placed upon notice that operative rights, as such, do not constitute a class of property which may 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 to the number of rights which may be given.

ORDER

IT IS HEREBY ORDERED that:

1. A certificate of public convenience and necessity be and it is hereby granted to Sacramento City Lines as a passenger stage corporation for the transportation of passengers between the intersection of Fruitridge Road and Perkins and Florin Road in the County of Sacramento, and the intersection of Stockton Boulevard and Santa Barbara Avenue, in the City of Sacramento, as an extension and enlargement of its present operative rights, subject to the following condition:

The service herein authorized shall be commenced within sixty (60) days from the date hereof, unless further time is granted by subsequent order.

II. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

- (1) Applicant shall file a written acceptance of the certificate herein granted within thirty (30) days from the effective 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 appropriate tariffs and time schedules within sixty (60) days from the effective date hereof, on not less than one (1) day's notice to the Commission and the public.
- (3) Applicant may turn its motor vehicles at termini or intermediate points either in the intersection of the street or by operating in either direction around a block contiguous to such intersection.
- (4) Subject to the authority of this Commission to change or modify same by further order, applicant shall conduct operations pursuant to the certificate herein granted over and along the following route:

Commencing at the intersection of Stockton Boulevard and Santa Barbara Avenue in the City of Sacramento, thence south on Stockton Boulevard to Fruitridge Road, east on Fruitridge Road to Perkins and Florin Road, situated in the County of Sacramento, and return over the same route.

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

Dated at San Francisco, California, this 12th day of

June, 1945.

Donald Rubin
Justice J. C. ...
Richard ...
Frank ...
...

COMMISSIONERS