

Decision No. 38304**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 EDWARD J. MARTIN, an individual doing)
 business under the name of Guadalcanal-)
 North Barracks-Vallejo Jitney Service)
 for a certificate of public convenience)
 and necessity to operate an automotive)
 service for the transportation of passen-)
 gers between the intersection of Georgia) Application No. 26982
 and Branciforte Streets in the city of)
 Vallejo, and Guadalcanal Village and)
 North Housing, naval housing projects)
 adjacent to Mare Island Navy Yard, Mare)
 Island, California, over and along certain)
 public highways and streets in the county)
 of Solano, State of California over the)
 route described herein.)

BY THE COMMISSION:

O P I N I O N

In this proceeding Edward J. Martin, doing business as Guadalcanal-North Barracks-Vallejo Jitney Service, seeks a certificate of public convenience and necessity, under Section 50½, Public Utilities Act, authorizing the establishment of a passenger stage service between Georgia and Branciforte Streets, in Vallejo, and Guadalcanal Village and North Housing, housing projects adjacent to Mare Island Navy Yard, and intermediate points, traversing a route approximately five miles in length:

Both Guadalcanal Village and North Housing are situated in Solano County, north of and adjacent to the Mare Island Navy Yard reservation. North Housing Project affords housing facilities for navy enlisted men and their families, accommodating approximately 1,100 persons. Guadalcanal Village, now partially completed, ultimately will accommodate 1,500 navy enlisted men and officers

and their families. It is anticipated that the personnel will change from time to time. In the judgment of the navy authorities, the need for these housing facilities will continue during the next two years or more.

Assertedly, an adequate passenger transportation service is essential to meet the requirements of residents of these projects desiring to shop in Vallejo or to patronize its recreational facilities; to accommodate the wives of navy personnel who may be employed in Vallejo; and to permit friends of residents to visit them at their homes. At present no public transportation service is available, residents being obliged to rely upon taxi cab facilities, the standard fare for which averages \$1.50 for a one-way trip. Many residents have no private automobiles, as their permanent homes are situated elsewhere.

Under applicant's proposal, a daily service would be offered, available between the hours of 6:00 a.m. and 2:00 a.m. During this period buses would operate under a 20-minute headway. Three 8-passenger automobiles would be employed, supplemented during peak travel periods by two additional 8-passenger automobiles. A one-way fare of 20 cents would be established between both housing projects and Vallejo, and a 10-cent fare between the Vallejo city limits and the projects, and points in Vallejo, respectively.

The service would be conducted over routes paralleling in part those of the Vallejo City Bus Lines. The latter's lines, however, do not reach North Housing or Guadalcanal Village. A resolution adopted by the Vallejo City Council authorizes applicant to operate along the routes proposed herein, and the city authorities have advised that they have no opposition to the granting of this

application. The Commandant of Mare Island Navy Yard points to the need for the service, and urges its establishment.

Applicant, it was shown, is financially qualified to provide the service. No other common carrier directly serves these housing projects. The application, accordingly, will be granted. This is not a matter requiring a public hearing.

Edward J. Martin 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 rate-fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. 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.

O R D E R

Application having been made as above entitled, and the Commission now finding that public convenience and necessity so require,

IT IS ORDERED as follows:

(1) That a certificate of public convenience and necessity be, and it hereby is, granted to Edward J. Martin, an individual doing business as Guadalcanal-North Barracks-Vallejo Jitney Service, authorizing the establishment and operation of a service as a

passenger stage corporation, as defined by Section 24, Public Utilities Act, for the transportation of passengers between the intersection of Georgia and Branciforte Streets, in Vallejo, and Guadalcanal Village and North Housing, housing projects situated on Sears Point Road northwest of the city of Vallejo on Mare Island, Solano County; adjacent to Mare Island Navy Yard reservation; and between said housing projects and intermediate points.

(2) That 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 a period of not to exceed 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 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 by further order, applicant shall conduct operations, pursuant to the certificate herein granted, over and along the following routes:

OUTBOUND:

From the intersection of Georgia and Branciforte Streets in Vallejo; via Georgia Street east to Sacramento Street; south on Sacramento Street to York Street; east on York Street to Marin Street; north on Marin Street to Tennessee Street; west on Tennessee Street to Sacramento Street; north on Sacramento Street to Sears Point Road; west on Sears Point Road to Ward Avenue; north on Ward Avenue to Trigger Avenue; west on Trigger Avenue to Magnolia Avenue; south on Magnolia Avenue to Sears Point Road; thence south on road paralleling western boundary of North Housing Project to road paralleling the southerly side of said Project; thence east along said road to Acacia Avenue; and north on Acacia Avenue to North Barracks Gate of Mare Island Navy Yard.

INBOUND:

From North Barracks Gate, Mare Island Navy Yard, south on Acacia Street to road paralleling south side of North Housing Project; thence west on said road to road paralleling west side of said Project; thence north on said road to Sears Point Road; thence crossing Sears Point Road to Magnolia Avenue; north on Magnolia Avenue to Trigger Avenue; north on Trigger Avenue to Ward Avenue; north on Ward Avenue to Sears Point Road; east on Sears Point Road to Sacramento Street; south on Sacramento Street to Tennessee Street; east on Tennessee Street to Marin Street; south on Marin Street to Georgia Street; and west on Georgia Street to the intersection of Georgia and Branciforte Streets.

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

Dated at San Francisco, California, this 16th
day of October, 1945.

David Ruden
Justin F. Cullen

Frank W. Dorn
Jack Russell
COMMISSIONERS