

ORIGINAL

Decision No. 38470

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
MOTOR STREET CAR SERVICE, INCORPORATED, ) Application No. 27110  
to institute additional service. )

O P I N I O N

Motor Street Car Service, Incorporated, presently provides a local passenger transportation service within and between Santa Rosa and adjacent districts. One of these districts is known as the Lewis District, adjoining Santa Rosa on the north. In the above entitled application this carrier requests the Commission to authorize it to extend such service from the Lewis District to the Sonoma County Hospital, which is about 0.7 mile northeasterly of the Lewis District.

The application states that approximately 20 minutes are required to operate one round-trip schedule between Santa Rosa and the Lewis District which includes a layover at the end of the run of about eight minutes. This layover time is ample to permit extending the operations to the hospital with the same equipment without increasing the headway. It is further stated that applicant's present local fare of 10-cents and transfer privileges would apply to the proposed extension. It is proposed to operate ten round-trips daily, except Sunday, to the hospital between 8:30 a.m. and 10:20 p.m. These 10 round-trips would increase the daily operation by approximately 14 miles and would entail only a small additional out-of-pocket cost.

In support of the authority sought the applicant asserts that it has been requested by the business manager and the medical

director of the County Hospital to extend its service thereto, to provide public transportation between the hospital and other points served in Santa Rosa and districts adjacent thereto for the employees of the hospital and numerous visitors. No other common carrier is providing service between the points involved.

After full consideration of applicant's request it appears there is a public need for the proposed extension of its service and it will be authorized. No public hearing is necessary.

Motor Street Car Service, Incorporated, 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

An application therefor having been made and it being hereby found that public convenience and necessity so require,

IT IS ORDERED as follows:

(1) That a certificate of public convenience and necessity is hereby granted to Motor Street Car Service, Incorporated, authorizing the establishment and operation of service as a passenger stage corporation, as defined in Section 24 of the Public Utilities Act, for the transportation of passengers between the Lewis District of Santa Rosa and Sonoma County Hospital and intermediate points. Such certificate is granted as an extension and

enlargement of and consolidated with the certificate granted by Decision No. 37683.

(2) That in providing service pursuant to the certificate herein granted the following service regulations shall be complied with:

1. Applicant shall file a written acceptance of the certificate herein granted within a period of not to exceed 30 days from the effective date hereof.
2. Applicant shall, within 60 days from the effective date hereof, and on not less than 5 days' notice to the Commission and the public, establish the service herein authorized and 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 tables satisfactory to the Commission.
3. Subject to the authority of the Commission to change or modify it by further order, applicant shall conduct operations, pursuant to the certificate herein granted, over and along the following route:

Over and along Humboldt Street and Chanate Road between the intersection of Humboldt Street and Mervyn Avenue and the Sonoma County Hospital.

Applicant may turn its motor vehicle at termini or intermediate points either in the intersection of the street or within the grounds of the Sonoma County Hospital.

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

Dated at San Francisco, California, this 10<sup>th</sup> day of December, 1945.

[Signature]

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