

Decision No. 39086**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 TAFT TRANSIT SERVICE for certificate)
 of public convenience and necessity)
 to operate a bus service for passen-)
 gers, as a common carrier, between)
 Taft, California, and surrounding)
 points.)

Application No. 27408

O P I N I O N

In the above entitled application Robert O. Barrett requests a certificate authorizing the establishment of a passenger stage service between Taft, Ford City and adjacent suburban areas and intermediate points.

Service would be operated daily between the approximate hours of 6 a.m. and 11 p.m. at about 40 minute intervals. The application states that service would be provided initially by the use of one 1942 Chevrolet passenger stage having a seating capacity of 28 passengers. According to a financial statement submitted by applicant, his net worth appears to be approximately \$14,700.

According to the application the following conditions exist which are relied upon by applicant in justification for the authority sought:

1. There is no public transportation within Taft and the surrounding residential areas except taxi-cabs.
2. The area proposed to be served contains a population of approximately 15,000 and they are totally without public transportation at present.

3. A public demand exists for the proposed service as is evidenced by the support and encouragement given the applicant by the Oil Companies which are the predominating industry in the area concerned and by the support of the public generally.

Earl C. Cook, doing business as Cook's Stages who operates over one of the routes proposed by applicant has filed with the Commission a written waiver of protest to the granting of the application.

The Commission has fully considered applicant's request and is of the opinion and so finds that public convenience and necessity require the proposed operation and the application accordingly will be granted. No public hearing is necessary.

Robert O. Barrett 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, the Commission being fully informed therein and it having been found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is hereby granted to Robert O. Barrett 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 Taft, Ford City, South Taft, Taft Heights, Taft View Terrace and intermediate points.

(2) That in providing service pursuant to the certificate herein granted, applicant shall comply with the following service regulations:

- a. 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.
- b. Within 60 days from the effective date hereof and on not less than 5 days' notice to the Commission and the public, applicant shall 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.
- c. Subject to the authority of this 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:

Beginning at the intersection of Lincoln and B Sts., thence along B St., Harding St., E St., Lincoln St., Wood St., Eastern Avenue, Crystal St., Asher St., 4th St., San Emidio St., Lincoln St., Main St., F St., 1st St., South St., C St., Main St., A St., Lincoln St., Cedar St., Pierce St., Grevillea St., Polk St., Date St., Jackson St., Cedar St., Jefferson St., Birch St., Harrison St., 6th S., Pico St., Lincoln St. to B St.

Applicant may turn his motor vehicles at termini or intermediate points either in the intersection of the street, or by operating around a block, in either direction, contiguous to such intersection.

The effective date of this order shall be 20 days from the date hereof.

Dated at San Francisco, California, on June 11, 1946.

Harold Kula
Justin F. Calver
Grant Powell
Harold Kula
 COMMISSIONERS