

Decision No. 39250

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
GUY H. BENTON, doing business under )  
the name of BENTON BUS LINES, for )  
authority to extend and reroute a )  
portion of passenger bus service in )  
vicinity of Norwalk, Whittier and )  
Artesia, also abandon certain portions )  
in connection therewith. )

**ORIGINAL**  
Application No. 27377

O P I N I O N

By the above numbered application as amended, Guy H. Benton, an individual, doing business as Benton Bus Lines, requests authority to extend and reroute a portion of his motor coach lines in the vicinity of Norwalk, Whittier, and Artesia and to abandon certain other portions including the war-time service established between Whittier and Santa Fe Springs for industrial workers.

The proposals contained herein represent the rearrangement of applicant's service to conform to changed conditions brought about by the termination of World War II. Much needed extensions to newly developed residential areas were restricted by governmental agencies during the war and it now appears incumbent upon this carrier to revamp its services accordingly. The proposed program of applicant is as follows:

- (1) Reroute in the vicinity of Santa Fe Springs Road and Lambert Road in order to serve a new subdivision located on Santa Fe Springs Road between Lambert Road and Shreve Road and because of the extension by Whittier Municipal Bus Line southerly on Greenleaf Road to Shreve Road. Present operation of applicant, if continued, would represent a duplication of service.

(2) Extend service to the Rivera and Flood Ranch districts which are now without public transportation. Several industries are located on this proposed route in Los Nietos and a large citrus packing plant is located at Rivera.

(3) Extend service on Anaheim-Telegraph Road south of Carmenita Avenue in order to serve the Beeman Sanitarium and Higheston Meadows, which is a subdivision and recreational park partially constructed.

(4) Reroute present turnaround one block south of Tedford Drive on Colima Road to Chere Drive. This will serve a new housing development which has built up practically solid within the past two years.

(5) Extend west on Leffingwell Road from Meyer Road to Carmenita Avenue. Such extension will reduce the travel time between South Whittier Heights and Norwalk. In addition, a new territory of low-cost residences will be served by public transportation. The proposed route will be analagous to the distance along the hypotenuse of a triangle, rather than along two sides.

(6) Reroute in the town of Norwalk in order to eliminate a large loop, and extend south on Pioneer Boulevard from Norwalk to Artesia Avenue, to furnish transportation to an area not now being served, in which is located the Excelsior Union High School, a new subdivision and the town of Excelsior.

(7) Extend on Center Street from Pioneer Boulevard to Norwalk Boulevard to provide east-west transportation from Sprucedale to the Excelsior Union High School. The abandonment on Norwalk Boulevard from Rosecrans Avenue to Center Street appears to be warranted, as there are no residences on this portion of the line and it was merely a means of reaching Sprucedale from Norwalk.

(8) Extend on Centralia Avenue from Pioneer Boulevard to Norwalk Boulevard to serve a well built up subdivision and furnish the inhabitants a means of reaching Long Beach by transfer, where the majority work. The extension on Carson Street from Pioneer Boulevard to Bellflower Boulevard will complete the connection to Lakewood City and Long Beach.

(9) Discontinue the special service for Union Oil Company employees authorized by Decision No. 35302, dated April 28, 1942, from Whittier to Santa Fe Springs, upon request of Union Oil Company which states in part, "Since the end of gasoline and tire rationing, most of the employees drive their own cars to and from work and this special bus service for Union Oil employees is no longer required."

Applicant proposes to charge a minimum one-way fare between communities of ten cents with the exception of the fare between Flood Ranch and Los Nietos which is to be five cents. Children five to twelve years of age are to be charged half fare or five cents. Schedules will be operated during base period at approximately 1½ - to 2-hour headways, with more frequent service on some lines during the morning and evening peaks.

The Chambers of Commerce of Norwalk and Whittier have endorsed applicant's proposals. Also the United States Employment Service at Whittier is desirous of having the extension made to the Rivera district, as a number of persons registered with it reside in that area and require public transportation in going to and from their work. There is no opposition from other carriers in that vicinity and each has not only waived protest to the application, but has also stressed the need for the proposed service. It appears that all interested parties are in agreement that the proposed

changes are in the public interest and should be made. A public hearing is not necessary and the application will be granted.

Guy H. Benton 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

Good cause appearing,

IT IS ORDERED that a certificate of public convenience and necessity is hereby granted to Guy H. Benton authorizing him to establish and operate service as a "passenger stage corporation", as defined in Section 27 of the Public Utilities Act, for the transportation of passengers between Norwalk, Whittier and Artesia, and intermediate points, as an extension and enlargement of, and consolidated with the operative rights heretofore granted by Decisions No. 34341, 35302, and 38517.

IT IS FURTHER ORDERED that in the operation of said passenger stage service, Guy H. Benton 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 30 days from the date hereof.
- (2) Subject to the authority of this Commission to change or modify them at any time by further order, applicant shall conduct such passenger stage operation over and along the following routes:
- (a) WHITTIER  
Commencing at the intersection of Santa Fe Springs Road and Lambert Road, thence via Santa Fe Springs Road to Shreve Road.
- (b) LOS NIETOS  
Commencing at the intersection of Los Nietos Road and Dice Road, thence via Dice Road and Screnson Lane to Norwalk Boulevard.  
Also commencing at the intersection of Rivera-Los Nietos Road and Walnut Street, thence via Rivera-Los Nietos Road to Carpenter Lane.
- (c) RIVERA  
Commencing at the intersection of Norwalk Boulevard and Walnut Street, thence via Walnut Street, Rivera-Los Nietos Road, Topeka Street, Perkins Street, Bequette Street, Slauson Avenue and Passons Boulevard to Rivera-Los Nietos Road.
- (d) FLOOD RANCH  
Commencing at the intersection of Los Nietos Road and Norwalk Boulevard; thence via Los Nietos Road, Carpenter Lane, Alabama Street, Broaded Avenue, and Garfield Avenue to Carpenter Lane.
- (e) HUGHSTON MEADOWS  
Commencing at the intersection of Anaheim-Telegraph Road and Carmenita Avenue, thence via Anaheim-Telegraph Road and Colima Road to Leffingwell Road.
- (f) SOUTH WHITTIER HEIGHTS  
Commencing at the intersection of Colima Road and Tedford Drive, thence via Colima Road, Chere Drive and Corely Drive to Tedford Drive.
- (g) SUNSHINE FARMS  
Commencing at the intersection of Leffingwell Road and Meyer Road, thence via Leffingwell Road to Carmenita Avenue.
- (h) NORWALK-EXCELSIOR  
Commencing at the intersection of Norwalk Boulevard and Rosecrans Avenue, thence via Rosecrans Avenue to Ibex Avenue.  
Also commencing at the intersection of Rosecrans Avenue and Funston Avenue, thence via Rosecrans Avenue to Arle Avenue.

Also commencing at the intersection of San Antonio Drive and Locust Street, thence via San Antonio Drive, Pioneer Boulevard, Excelsior Drive, McRae Avenue, Ferina Street, and Pioneer Boulevard to Artesia Avenue.

Also commencing at the intersection of Center Street and Norwalk Boulevard, thence via Center Street to Pioneer Boulevard.

(1) HAWAIIAN GARDENS-LAKEWOOD CITY

Commencing at the intersection of Centralia Avenue and Norwalk Boulevard, thence via Centralia Avenue to Pioneer Boulevard.

Also commencing at the intersection of Carson Street and Pioneer Boulevard, thence via Carson Street to Bellflower Boulevard.

(3) Applicant may turn his 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) Applicant shall, within 60 days from the effective date hereof and upon not less than one day's 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, tariffs and time schedules satisfactory to the Commission.

IT IS FURTHER ORDERED that Guy H. Benton is authorized to discontinue passenger stage service over and along the following routes:

(1) WHITTIER

From Lambert Road and Santa Fe Springs Road, thence via Lambert Road, Greenleaf Avenue and Shreve Road to Santa Fe Springs Road.

(2) SOUTH WHITTIER HEIGHTS

From Tedford Drive and Colima Road, thence via Tedford Drive to Corely Drive.

(3) NORWALK

From Front Street and Clarkdale Avenue, thence via Front Street, Funston Avenue, Locust Street, and Norwalk Boulevard to Center Street.

Also from Funston Avenue and Locust Street, thence via Funston Avenue to Rosecrans Avenue.

Also from Locust Street and Funston Avenue, thence via Locust Street to San Antonio Drive.

Also from Locust Street and Clarkdale Avenue, thence via Clarkdale Avenue, Orange Street, Valencia Street and Pioneer Boulevard to Rosecrans Avenue.

Also from Ibex Avenue and Rosecrans Avenue, thence via Ibex Avenue, Lindale Street and Arle Avenue to Rosecrans Avenue.

Subject to the following condition:

Said passenger stage service shall be discontinued concurrently with the establishment of passenger stage service as hereinbefore authorized.

- (4) SPECIAL ROUTE FROM WHITTIER TO SANTA FE SPRINGS FOR INDUSTRIAL WORKERS  
From Whittier Boulevard and Norwalk Boulevard, thence via Whittier Boulevard, Broadway, Painter Avenue, Cullen Street, Greenleaf Avenue, Shreve Road and Santa Fe Springs Road to Union Oil Shops at Los Nietos, at Los Nietos Road.

In all other respects Decisions Nos. 34341, 35302, and 38517 shall remain in full force and effect.

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

Dated at San Francisco, California, this 30 day of July, 1946.

Harold Rudman  
Justice J. Calver  
Marion Brown  
Robert Lawrence  
Harold A. Huls  
 COMMISSIONERS