

Decision No. 39726

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
W. H. SHACKELFORD for a certificate )  
of public convenience and necessity )  
authorizing the transportation of )  
persons and property between certain )  
termini as set forth herein, as an )  
extension and enlargement of, and )  
consolidated with applicants present )  
rights.

Application No. 27528

O P I N I O N

By the above-entitled application W. H. Shackelford requests a certificate authorizing the transportation of passengers and property between Happy Camp and Orleans and intermediate points via Somes Bar as an extension and enlargement of his present passenger stage and highway common carrier rights between Happy Camp, Yreka and Hornbrook and intermediate points.

The proposed class and commodity rates and minimum charges in volume and effect would be lower in certain respects than those prescribed in the minimum rate orders of the Commission. No justification has been submitted in support of these deviations. Applicant will be required to establish rates no lower than those prescribed as minima or demonstrate the propriety of the proposed rates. The proposed one-way passenger fares are on a basis of approximately 3½ cents a mile. One G.M.C. passenger stage and one 1½-ton capacity Dodge truck would be used in providing this service. The stage is designed to handle limited quantities of freight in addition to passengers.

The application states that there is no common carrier service between Happy Camp and Orleans except that provided by Humboldt Motor Stages, Inc., between Orleans and Somes Bar. Humboldt Motor Stages, Inc. has waived protest to the granting of the application. The distance between Happy Camp and Orleans is approximately 50 miles and the distance between Somes Bar and Orleans is approximately 8 miles. In further support of the authority sought, it is stated in substance that there are no restaurants nor hotel facilities at Somes Bar for the accommodation of passengers destined to points east or west of Somes Bar, the nearest point for such facilities being at Orleans.

No public hearing is necessary in this matter and it being hereby found that public convenience and necessity so require the application will be granted.

#### O R D E R

An application therefor having been filed and it having been 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 W. H. Shackelford authorizing the establishment and operation of service as a passenger stage corporation and as a highway common carrier, as such terms are defined in Sections 2 $\frac{1}{4}$  and 2- $\frac{3}{4}$  of the Public Utilities Act, for the transportation of passengers and property between Happy Camp and Orleans and intermediate points via Somes Bar

as an extension and enlargement of and consolidated with the existing passenger stage and highway common carrier operative rights of applicant.

(2) That in providing service pursuant to the foregoing certificate 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 Nos. 79 and 80 and Part IV of General Order No. 93-A by filing, in triplicate, and concurrently making effective appropriate tariffs and timetables.

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

Dated at San Francisco, California, this 16<sup>th</sup> day of December, 1946..

Harold P. Hub

Julius F. Garner

Francis D. Love

W. E. Powell

R. E. Johnson  
COMMISSIONERS