

Decision No. 41629**ORIGINAL**

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 the MOUNTAIN STAGE LINE, for )  
 a certificate of public convenience )  
 and necessity to operate automobile )  
 passenger service, including incidental ) Application No. 28660  
 baggage and express, as a common carrier )  
 between San Diego and Santee (via Grant- )  
 ville), and between Del Mar and Ramona )  
 (via Escondido), via routes set forth )  
 herein. )

Robert T. Twedt and Alton H. Putnam for applicant.  
Timothy Brownhill for Lee Holland, protestant.  
M. C. Yahne, interested party.

O P I N I O N

Applicant, Mountain Stage Line, a California corporation, operates a passenger stage service for the transportation of persons, baggage, and express, between San Diego and Julian, and intermediate points, via La Mesa, El Cajon, Santee, Lakeside, and Ramona, subject to restrictions against the transportation of persons locally between San Diego and El Cajon, and intermediate points, and the transportation of express between San Diego and Ramona and intermediate points<sup>1</sup>.

In this application authority is requested to transport passengers and their baggage and express between San Diego and Santee, via Grantville, and between Del Mar and Ramona, via

1. By Decision No. 23369, dated February 9, 1931, E. M. Woodard was authorized to transport passengers, baggage, and express between San Diego and Julian via a specified route. This route was modified by Decision No. 33560, dated October 1, 1940. Mountain Stage Line, a corporation, acquired the foregoing rights by Decision No. 37178, dated July 11, 1944.

Escondido, with a restriction against the handling of local passengers between the Del Mar depot and the Del Mar race track (Del Mar Fair Grounds), and intermediate points, during the racing seasons at the aforesaid track; and a restriction against the carrying of local passengers between a point on Camino Del Rio, one-half mile easterly from the easterly line of the intersection of Camino Del Rio, Taylor, and Moreno Boulevard, on the one hand, and on the other, the San Diego Terminal of applicant.

Public hearing was held on October 29, 1947, at San Diego, before Examiner Syphers. On that date the case was submitted for decision.

At the beginning of the hearing Lee Holland who, at that time, was an applicant for bus rights between Escondido and Ramona in Application No. 28555, appeared as a protestant, but during the hearing he requested that his application be dismissed and he also endorsed the application of Mountain Stage Line.

A stipulation was entered into by the parties at the hearing wherein applicant agreed not to transport passengers, baggage, or express between Escondido, on the one hand, and Los Angeles or San Diego, on the other hand, via Del Mar.

Evidence was presented by various residents and business people of Ramona, Escondido, Del Dios, Rancho Santa Fe, and Del Mar in support of the application. This testimony showed that there is no public transportation between Ramona and Del Mar via Escondido. Escondido is a city of approximately 5,900 people. It is the commercial and shopping center of an area including the towns and communities proposed to be served by applicant.

Del Dios is a community of about 800 population, located approximately four and a half miles westerly of Escondido. A great many of its residents go to Ramona for amusement and business purposes. There is presently no transportation and the testimony indicated that the people of Del Dios would use public transportation were it available.

Rancho Santa Fe is a community of about 700 families, located approximately 13 miles westerly of Escondido. In addition to the permanent residents it is a resort area where people come for vacation purposes. The testimony showed there was no public transportation and that it was the desire of both the residents and the tourists to have public transportation to and from Escondido and Del Mar.

Del Mar is approximately 21 miles from Escondido and testimony indicated that there was a demand for public transportation between that city and Escondido. Del Mar is likewise a resort town to which many guests go by railroad. According to the testimony of the manager of the Hotel Del Mar, these guests would use transportation to Escondido and Rancho Santa Fe were such transportation available.

Further testimony showed that Ramona is a city of about 2,000 people, located approximately 17 miles easterly of Escondido. There is no public transportation between the two cities and various public witnesses, residents and business people, testified as to the need for such service. People from Ramona shop in Escondido, they go there for professional services and amusement purposes. The only hospital in the area is located at Escondido. All of the witnesses stated they would use a bus service were it available.

The second part of the application requests authority to institute service between San Diego and Santee and was supported by testimony that there is a public golf course on this route which attracts between 200 and 400 golfers a day. According to the owner of this golf course, public transportation would be used by these patrons. Testimony was also introduced to show that Grantville was a community of about 500 people having no public transportation, and that the residents there desire and would use bus service were it instituted.

A representative of the San Diego Electric Railway Co., which is the major street railway and passenger-stage corporation serving the City of San Diego, testified that his company had no objections to the service herein proposed in view of the restrictions set out in the application.

Applicant company, according to the record, is willing and able to perform the proposed service. From all the evidence presented we conclude that public convenience and necessity require the institution of the service proposed and the application will be granted.

O R D E R

Application having been made in the above-entitled matter, the Commission being fully advised and finding that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be, and it hereby is, granted to Mountain Stage Line,

authorizing the establishment and operation of a service as a passenger stage corporation as that term is defined in Section 24 of the Public Utilities Act, for the transportation of persons, baggage, and shipments of express not in excess of 100 pounds each on passenger carrying vehicles only, between San Diego and Santee and intermediate points via Grantville, and between Del Mar and Ramona and intermediate points via Escondido, as an extension and enlargement of and consolidated with the operative right created by Decision No. 23369 in Application No. 16990. This certificate is granted subject to the following restrictions:

- a. Applicant shall not become a party to any joint passenger fare or joint express rate, or through-route arrangement for the transportation of passengers, baggage or express between Escondido, on the one hand, and Los Angeles or San Diego, on the other hand, via Del Mar.
- b. No local passengers shall be transported between the Del Mar depot and the Del Mar race track (Del Mar Fair Grounds), and intermediate points, during any of the racing seasons at the aforesaid track.
- c. No passengers, baggage or express, shall be transported having both origin and destination between applicant's terminus in the City of San Diego and a point on Camino Del Rio one-half mile easterly from the easterly line of the intersection of Camino Del Rio, Taylor and Morena Boulevard.

(2) That in providing service pursuant to the certificate herein granted, there shall be compliance 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. 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 Orders Nos. 79 and 80 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.

- (c) Subject to the authority of this Commission to change or modify such at any time, Mountain Stage Line shall conduct said passenger stage operation over and along the following described route:

Beginning at the intersection of Mission and Magnolia Streets in Santee, thence via Mission Street, Mission Gorge Road, Camino del Rio, Pacific Highway (U. S. Highway 101), Broadway Street to the intersection of First and Broadway in San Diego.

Beginning at Ramona, thence via State Highway 78 to Escondido, thence via the Escondido-Del Dios-Rancho Santa Fe Road to a point approximately two miles westerly of the Rancho Santa Fe post office, thence via Canyon Road to a road along the north side of the San Dieguito River, thence via this last-named roadway passing the easterly side of the San Diego County Fair Grounds, thence via said roadway to U. S. Highway 101, thence via U. S. Highway 101 to Del Mar Hotel and Railway Station.

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

Dated at San Francisco, California, this 17<sup>th</sup> day of December, 1947.

Harold P. Hule

Justus F. Gillies  
Chas. H. Powell

A. I. [Signature]

COMMISSIONERS