

Decision No. 41068**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 MOUNTAIN STAGE LINE for a certificate )  
 of public convenience and necessity to )  
 operate automobile passenger service, )  
 including incidental baggage and express, )  
 as a common carrier, between Julian, )  
 San Diego County, and Brawley, Imperial ) Application No. 28730  
 County, via Borego Springs; and between )  
 Julian and Mt. Laguna Resorts, via Sunrise )  
 Junction; also "on call" passenger service )  
 including incidental baggage and express )  
 between Julian and Pine Hills Lodge, and )  
 between Sunrise Junction and Cuyamaca )  
 Lodge, Cuyamaca Lake, and intermediate )  
 points. )

Alton H. Putnam and Robert Twedt for applicant.

Perry Perreault and Wesley E. Corwin for Brawley  
 Chamber of Commerce, interested party.

O P I N I O N

Authority is requested herein to establish, for the transportation of passengers, their baggage and express, (1) a scheduled passenger stage service between Julian and Brawley via Borego Springs, and between Julian and Mt. Laguna resorts via Sunrise Junction; and (2) an "on call" passenger stage service between Julian and Pine Hills Lodge and between Sunrise Junction and Cuyamaca Lodge, Cuyamaca Lake, and intermediate points. The foregoing service is proposed subject to a restriction against the carrying of local passengers between the junction of State Highway 78 and U. S. Highway 99 and Brawley, and intermediate points.

A public hearing was held at Julian before Examiner Syphors on November 20, 1947, at which time evidence was adduced and the case submitted for decision.

Mountain Stage Line is a California corporation now operating 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 (Decisions Nos. 23369, dated February 9, 1931, 33560, dated October 1, 1940, and 37178, dated July 11, 1944.).

The evidence presented shows that Brawley is in the center of an area comprising approximately 25,000 people. Julian, which is approximately 73 miles westerly of Brawley, is a town of about 400 residents with a trading area of approximately 1,500 people in the winter and 5,000 people in the summer. There is no public transportation between these two towns via the routes herein proposed.

Further testimony indicated that there were various settlements and localities along the route the residents and business people of which are in need of public transportation.

Banner Queen Ranch, one of these points, is approximately eight miles east of Julian and is an area of approximately 50 residents and also a guest ranch.

Borego Valley, another of these communities, is approximately 35 miles east of Julian and is an area of approximately 1,000 people. In this valley there is the community of Borego Springs, having approximately 200 people and a school of 44 children. Testimony showed that considerable construction work was now proceeding in the Borego Valley area and there were approximately 200 workers

so employed. Also in the area is one portion of the Anza Desert State Park which is a tourist attraction. There are, according to the testimony, several dude ranches in the area, attracting tourists.

Other testimony presented indicated a need for transportation from Julian to Pine Hills Lodge, Cuyamaca, and Mt. Laguna.

Pine Hills, Cuyamaca, and Mt. Laguna are areas immediately westerly of Julian containing lodges, resorts, and camping areas. In addition, at Mt. Laguna, there are approximately 150 residents. These areas have no public transportation.

According to the record the applicant company is willing and able to perform the proposed service. From the evidence adduced 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 2½ of the Public Utilities Act, for the transportation of persons, baggage, and express limited to shipments of 100 pounds or less,

(a) in a scheduled service between Julian and Brawley, via Borego Springs, and between Julian and Mt. Laguna, via Sunrise Junction, including all intermediate points; and

(b) in an "on call" service between Julian and Pine Hills Lodge and between Sunrise Junction and Cuyamaca, and intermediate points, subject to the following restriction:

No passengers, baggage, or express shall be transported locally between the junction of State Highway 78 and U. S. Highway 99 and Brawley, and intermediate points.

(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 thirty (30) days from the effective date hereof.
- (b) Applicant shall, within sixty (60) days from the effective date hereof and upon not less than one (1) 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 routes:

Commencing at Julian, thence via State Highway 78 to the junction in the vicinity of Yaqui Well, thence northeasterly via Yaqui Pass (County) road, to junction with Old Borego Road and Desert Lodge, Borego Valley; thence northwesterly along county road to Borego School, thence westerly to Borego Springs; returning via the same route to Desert Lodge, thence southwesterly via Old Borego Road to junction with California State Highway 78, thence easterly via State Highway 78 to junction with U. S. Highway 99, thence via U. S. Highway 99 to Brawley, returning via the same route.

The connecting section of California State Highway 78 between the junction in the vicinity of Yaqui Well and Borego junction to be used when weather or road conditions make such substitution advisable.

Beginning at Julian, thence via State Highway 79 to Sunrise Junction, thence via Sunrise Highway (Mt. Laguna Resort Road) to Mt. Laguna Postoffice and adjacent public lodges and camps (Burnt Rancheria being the most southerly point); returning via same route.

Beginning at Julian, thence via California State Highways Nos. 78 and 79 to the junction of Pine Hills Road, thence via Pine Hills Road to Pine Hills Lodge; returning via same route.

Beginning at Sunrise Junction, thence via State Highway 79 to Cuyamaca; returning via same route.

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

Dated at San Francisco, California, this 22nd day of December, 1947.

Harold P. Kule  
Justin F. Calverley  
Dean S. Russell  
R. J. [unclear]

COMMISSIONERS