

ORIGINAL

Decision No. 42736

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
RAY WITHERS and ANDREW DYRD, doing )  
business as SAN MATEO-BURLINGAME )  
TRANSIT, for authority to transfer )  
operative right to conduct passenger )  
stage service between San Bruno, )  
South San Francisco and San Francisco )  
Municipal Airport, and A. E. RYAN, )  
doing business as PENINSULA BUS LINES, )  
to acquire, change and extend the )  
same. )

Application No. 30142

O P I N I O N

Ray Withers and Andrew Dyrd, doing business as San Mateo-Burlingame Transit, request authority to transfer to A. E. Ryan, doing business as Peninsula Bus Lines, who desires to purchase, passenger stage operative rights between San Bruno, South San Francisco, Pan American Airways Terminal at San Francisco Municipal Airport and intermediate points. This passenger stage operative right is entirely separate from that presently conducted by the sellers between Burlingame, San Mateo, Millsborough and Belmont, which are not involved in this proceeding. The buyer is presently conducting a passenger stage service within South San Francisco and between that City and Colma and intermediate points. Some of the routes used by the buyer within South San Francisco are identical with those of the seller. The buyer requests that he be permitted to abandon that portion of the sellers operative right. The buyer also requests that he be permitted to discontinue service conducted by the sellers along Acacia Avenue in San Bruno between Jenevein Avenue and Santa Lucia Avenue. Instead of operation over Acacia Avenue in San Bruno the buyer proposes to extend service in that

City to serve the Huntington Park and Lomita Hills Districts. The buyer would continue the local 10 cent fare charged by the sellers between all points on the line involved. The buyer would also continue the present through operation between San Bruno and the Industrial Area of South San Francisco at a cash fare of 10 cents. He proposes to issue transfers for 5 cents for a continuous journey between points south of Tanforan Avenue in South San Francisco, now served by the sellers, and points in South San Francisco presently served by the buyer. The transfer point would be at the intersection of Grand and Linden Avenues only, in South San Francisco.

The buyer asserts that the proposed modification of routes within San Bruno would enable him to better serve newly developed residential areas of that town and that discontinuance of operation over Acacia Avenue will not require patrons to walk more than one additional block to reach the proposed routes.

The consideration for the proposed transfer of the operative right involved is \$1,000, \$50 of which was paid upon the execution of the application, and the remainder, \$950, to be paid upon receipt of authorization by the Commission of the transfer. No physical properties are involved.

According to the application the annual operating revenues received by the sellers from the line involved for the years 1946, 1947 and 1948, amounted to \$5,307, \$2,857 and \$1,282, respectively, the revenues having dropped to a point below the expenses of operation. The buyer asserts that in his opinion if he is authorized to acquire the right involved and establish the modified routes as proposed, service over the lines in conjunction with those presently operated can be conducted profitably.

After full consideration we find that the public interest will not be adversely affected by approval of the transfer of the properties as proposed and that a public hearing is not necessary. Accordingly, the application will be granted. However, the action taken herein shall not be construed to be a finding of the value of the properties involved. In order to accomplish the abandonments and reroutings proposed by the buyer, the order herein will delete the present routes used by the sellers and define the new routes proposed by the buyer.

O R D E R

An application having been filed requesting authority to transfer operative rights, to abandon certain routes of operation and to establish other routes, and the Commission now being fully informed in the premises,

IT IS ORDERED:

(1) That on or after the effective date hereof and on or before June 1, 1949, Ray Withers and Andrew Byrd, partners, may transfer to A. E. Ryan and the latter may acquire from the former the operative rights created by Decision No. 37413, in Application No. 24001, authorizing the transportation of passengers between San Bruno, South San Francisco and the terminal of the Pan American Airways at San Francisco Municipal Airport and intermediate points, and thereafter conduct operations pursuant to said operative rights.

(2) That the routes of operation described in the service regulations of the order of said Decision No. 37413 are hereby

deleted therefrom and the following routes are substituted therefor:

"Route A - Beginning at the intersection of Elm and Jenevein Avenues (San Bruno), thence along Elm Avenue, Kains Avenue, Cherry Avenue, Jenevein Avenue and San Mateo Avenue within San Bruno and Linden Avenue to its intersection with Victory Avenue in South San Francisco.

"Route B - Beginning at the intersection of El Camino Real and Crystal Springs Avenue (San Bruno), thence along Crystal Springs Avenue, Elm Avenue, Santa Lucia Avenue, DeSoto Way, Santa Florita Avenue, Park Boulevard, El Camino Real and San Mateo Avenue to Jenevein Avenue.

"Route C - Beginning at the intersection of San Mateo and San Bruno Avenues (San Bruno), thence easterly along San Bruno Avenue and its prolongation to Airport Road (formerly Bayshore State Highway, U. S. 101 Alternate), thence along Airport Road to San Francisco Airport and the terminal of Pan American Airways."

(3) That A. E. Ryan may issue transfers for 5 cents cash as proposed.

(4) That appropriate tariffs as required by General Order No. 79 shall be filed in triplicate on or after the effective date hereof to be made effective on not less than 5 days' notice to the Commission and the public.

(5) That within 30 days after the consummation of the transfer herein authorized, A. E. Ryan shall notify the Commission in writing of that fact and shall within said period file with the Commission a true copy of any bill of sale or other instrument of transfer which may have been executed to effect the transfer authorized.

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

Dated at San Francisco, California, this 19<sup>th</sup> day  
of April, 1949.

A. E. Zimmerman  
Justice J. C. ...  
James H. ...  
Harold A. ...  
Thomas H. ...  
COMMISSIONERS