

**ORIGINAL**Decision No. 47439

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

In the Matter of the Application )  
of Newton Passenger Transportation )  
Co., Inc. for authority to make )  
permanent certain minor changes in )  
routes, necessitated by the con- )  
struction of the Freeway east of )  
Stockton and the inauguration of )  
one-way streets in Stockton )

Application No. 33468

O P I N I O N

Newton Passenger Transportation Co., Inc. operates as a passenger stage corporation in and in the vicinity of Stockton, California, under authority of this Commission. <sup>(1)</sup> The present application requests authority to make minor changes in route necessitated by the construction of a Freeway east of Stockton and the rerouting of traffic over one-way streets in the City of Stockton.

As justification for the proposed changes applicant alleges that on the East Fremont Street Line, Miner Avenue has been blocked off between Broadway and Jessie Streets and the buses have to be routed via Fremont Street to cross the Freeway. Also, in the rerouting of traffic over one-way streets, the buses turn around the block at the westerly terminus instead of turning around the fountain in the center of Hunter Square. The road entitled "J.X." Road is incorrectly described as Lathrop Road in Decision No. 40406 dated June 17, 1947 in Application No. 28354. The Commission finds the proposed

(1) Decision No. 36715, dated November 23, 1943 in Application No. 25808; Decision No. 36910, dated March 7, 1944 in Application No. 26021; Decision No. 38030, dated June 26, 1945 in Application No. 26556; Decision No. 41292, dated March 9, 1948 in Application No. 29122; Decision No. 40406, dated June 17, 1947 in Application No. 28354 and Decision No. 44141, dated May 9, 1950 in Application No. 31170.

route changes to be in the public interest and the application will accordingly be granted by issuing a new certificate describing all its operative rights. No other passenger stage corporation will be affected thereby. No fare changes or increase in equipment or man-  
✓ hours are contemplated. A public hearing is unnecessary.

O R D E R

Application therefor having been made, the Commission being fully advised in the premises 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 Newton Passenger Transportation Co., Inc. a California corporation, authorizing the establishment and operation of service as a passenger stage corporation, as that term is defined in Section No. 226 of the Public Utilities Code, for the transportation of passengers between Stockton, California on the one hand and on the other hand Sharpe General Depot (formerly Lathrop Army General Depot) and intermediate points and between the intersection of Market Street and El Dorado Street in the City of Stockton on the one hand and on the other hand the intersection of Waterloo Road and the Diverting Canal and the intersection of East Miner Street and Oro Avenue and intermediate points to be operated as a merged unified and consolidated system subject to the following restrictions:

- (a) Passengers having their point of origin and destination within the area bounded by Hunter Square (intersection of Main Street and Hunter Street) in the City of Stockton and the crossing of Duck Creek under McKinley Avenue, County of San Joaquin, on either incoming or outgoing travel shall not be transported.

- (b) Passengers having their point of origin and destination within the area bounded by said Hunter Square and the intersection of Locust Street (if prolonged) and East Fremont Street on either incoming or outgoing travel, shall not be transported.
- (c) Passengers having their point of origin and destination within the area bounded by said Hunter Square and the intersection of Wilson Way and Poplar Street on either incoming or outgoing travel, shall not be transported.

(2) That, in providing service pursuant to the certificate herein granted, applicant shall comply with and observe 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 after the effective date hereof.
- (b) Within sixty (60) days after the effective date hereof applicant shall file, in triplicate, and concurrently make effective, tariffs and time schedules satisfactory to the Commission on not less than five (5) days' notice to the Commission and the public.
- (c) Subject to the authority of this Commission to change or modify them at any time by further order, applicant shall conduct operations, pursuant to the certificate herein granted, over and along the following routes:

- (1) Between the intersection of East Weber Street and San Joaquin Street and Sharpe General Depot over and along East Weber Street, El Dorado Street, McKinley Avenue (a continuation of El Dorado Street, Redwood Avenue, French Camp Road, Ash Street, Mossdale Avenue, San Joaquin County Hospital Road to San Joaquin General Hospital, retracing same route to intersection of McKinley Avenue and Ash Street, thence along McKinley Avenue and "J.X." Road to Sharpe General Depot (formerly Lathrop Army General Depot).
- (2) Between the intersection of Market Street and El Dorado Street and the intersection of Waterloo Road and the Diverting Canal over and along East Market Street, Hunter Street, Main Street, San Joaquin Street, Weber Street, Grant Street, Miner Street, Wilson Way and Waterloo Road.

- (3) Between the intersection of Wilson Way and Fremont Street and the intersection of Lillian Avenue and East Miner Street over and along East Fremont Street, Oro Avenue and East Miner Street. Also south of Fremont Street along Shasta Avenue, Miner Street and Broadway. Also along Lillian Avenue between East Fremont Street and East Miner Street.
- (4) Between the intersection of East Fremont Street and D Street and the intersection of Sargent Avenue and East Fremont over and along D Street, East Flora Street, E Street, Poplar Street and Sargent Avenue.
- (5) Applicant may turn its motor vehicles at termini or intermediate points either in the intersection of streets or by operating in either direction around a block, contiguous to such intersection.

(3) That applicant be, and it hereby is, authorized to abandon and discontinue its passenger stage service over and along Miner Street between Broadway and Lillian Avenue and over and along Main Street between El Dorado Street and Hunter Street.

(4) That applicant be, and it hereby is, authorized to cancel all fares, rules, regulations, and schedules applying to said service herein authorized to be abandoned.

(5) That all the passenger stage operative rights superseded by the certificate herein granted to applicant Newton Passenger Transportation Co., Inc. which were granted or modified by the decisions listed below, are hereby cancelled, revoked and annulled.

The Commission decisions just referred to are:

<u>Decision No.</u>	<u>Date</u>	<u>Application No.</u>
40406	June 17, 1947	28354
41292	March 9, 1948	29122
38030	June 26, 1945	26556
36910	March 7, 1944	26021
36715	November 23, 1943	25808

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

Dated at San Francisco, California, this 8<sup>th</sup> day of

July, 1952.

P. J. Montgomery  
President  
Frederic J. Cramer  
Harold P. Kula  
Genevieve F. Fetter

Commissioners