

ORIGINALDecision No. 50709

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 HARRY W. RAE and LILLIAN EILEEN EDMONDS,)
 copartners doing business as BISHOP)
 TRUCK LINE, for a certificate of public)
 convenience and necessity to operate an) Application No. 35809
 automotive truck service as a highway)
 common carrier for the transportation of)
 general commodities between Ramona and)
 San Diego, California.)

O P I N I O N

Applicant copartnership now operates a highway common carrier service for the transportation of property between San Diego, El Cajon, Lakeside, Ramona, and intermediate points, along Highways Nos. 80, 67 and 78, and also serves other points and places along Highways Nos. 80, 79 and 78 as more specifically authorized by Decisions Nos. 34706, 43580, 45517 and 49182.

By this application authority is sought to enlarge said operations by extending the services (1) to points and places situated along and within five miles laterally of the Poway county road between the junctions of said road with U. S. Highway No. 395 and State Highway No. 67, and (2) points and places situated within five miles laterally of State Highway No. 67 between junction of the Poway road and State Highway No. 67 and the town of Ramona. Applicant proposes to operate along U. S. Highway No. 395, between San Diego and the junction of the Poway road, for convenience only, but will not serve any points or places along said highway.

Applicant maintains terminals at Ramona, Escondido and San Diego, and it proposes a daily service except on Saturday and Sunday. Applicant has adequate equipment and is financially able to establish and maintain said service.

As justification for the proposed service, applicant states that there are a number of places of business located in Escondido, Ramona and San Diego which sell general commodities to customers located at the community of Poway, and at numerous points within five miles on either side of said proposed route; that said business houses in Escondido, Ramona and San Diego desire the services of applicants as a highway common carrier; that there are a number of places of business located at and near the community of Poway which ship large quantities of products from their farms and business places to San Diego, Escondido and Ramona, all of which business places, consumers, and shippers desire the applicants' service as a highway common carrier.

Southern California Freight Lines, a highway common carrier with operating rights along a portion of said Poway road, does not oppose the granting of this application.

The Commission having considered the matter is of the opinion and finds that public convenience and necessity require the establishment and operation of a transportation service as hereinabove set forth. The application will be granted. A public hearing is not deemed necessary.

C R D E R

Application having been made, the Commission being advised in the premises and having found 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 Harry W. Rae and Lillian Eileen Edmonds, copartners doing business as Bisher Truck Line, authorizing them to establish and operate a service as a highway

common carrier, as defined in Section 213 of the Public Utilities Code, for the transportation of property (1) along the Poway road, in San Diego County, between the junctions of said road with U. S. Highway No. 395 and State Highway No. 67, including points and places situated along and laterally within five miles of the said Poway road, and (2) points and places situated laterally within five miles of State Highway No. 67 between the junction of the Poway road with said Highway No. 67 and the town of Ramona, as an extension and enlargement of and to be consolidated with their present operating authority.

(2) That in providing service pursuant to the certificate herein granted there shall be compliance with the following service regulations:

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted.
- (b) Within sixty days after the effective date hereof, and upon not less than five days' notice to the Commission and the public, applicant shall establish the service herein authorized and file in triplicate, and concurrently make effective, tariffs satisfactory to the Commission.
- (c) Subject to the authority of this Commission to change or modify such at any time, Harry W. Rae and Lillian Eileen Edmonds, copartners doing business as Bisher Truck Line, shall conduct said highway common carrier operation over and along the following route:

U. S. Highway No. 395 between San Diego and the junction of said highway with the Poway road. Also along said Poway road between U. S. Highway No. 395 and State Highway No. 67.

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

Dated at Los Angeles, California, this 16th day of OCTOBER, 1954.

Robert E. Mitchell
PRESIDENT

Victoria Z. Caserio

Frederick H. Pottow

Gene Roggens

Ralph Ventarone
COMMISSIONERS