

Decision No. 56218

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of:)
 LLOYD F. HARVEY, an individual, for)
 an "in lieu" certificate of public)
 convenience and necessity authorizing:)
 (a) the transportation of passengers)
 and their baggage, pursuant to)
 Sections 1031-1036 of the Public)
 Utilities Code; and (b) the trans-)
 portation of general commodities,)
 pursuant to Sections 1063-1064 of the)
 Public Utilities Code; between)
 Barstow, California, and Stovepipe)
 Wells, California, serving certain)
 intermediate and off-route points.)

Application No. 39733

O P I N I O N

Lloyd F. Harvey, presently rendering service as a passenger stage corporation and as a highway common carrier, requests a restatement of his operative rights authorizing service between Barstow and Stovepipe Wells, serving certain intermediate and off-route points.

As justification for the authority sought, applicant alleges that the instant application is merely an extension and clarification of service already performed in combination passenger and freight vehicles and that all persons residing in, or transacting business in, the Death Valley area are totally dependent upon his services for the ordinary necessities of life.

After consideration the Commission is of the opinion and so finds that public convenience and necessity require the granting of the authority sought. A public hearing does not appear to be necessary.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED:

(1) That in the place and stead of his existing operating authority a certificate of public convenience and necessity is hereby granted to Lloyd F. Harvey authorizing service as a highway common carrier and as a passenger stage corporation for the transportation of property and passengers between the points and over the routes as set forth in Appendix A attached hereto and made a part hereof.

(2) That applicant's existing operative authority, authorizing service as a passenger stage corporation and as a highway common carrier, is hereby revoked.

(3) That, in providing service pursuant to the certificate herein granted, applicant shall comply with and observe 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 on not less than five days' notice to the Commission and to the public, applicant shall establish

the service authorized and shall file in triplicate and concurrently make effective appropriate tariffs and timetables.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 4th day of February, 1958.

[Signature]
President
[Signature]
[Signature]
[Signature]

Commissioners

By the certificate of public convenience and necessity granted in the decision noted below, Lloyd F. Harvey is authorized to transport:

(a) Passengers and their baggage as a passenger stage corporation; and

(b) General commodities, as a highway common carrier, except the following commodities:

1. Used household goods and personal effects not packed in accordance with the crated property requirements set forth in paragraph (d) of Item No. 10-C of Minimum Rate Tariff No. 4-A.
2. Automobiles, trucks and buses; viz., new and used, finished or unfinished passenger automobiles (including jeeps) ambulances, hearses and taxis; freight automobiles, automobile chassis, trucks, truck chassis, truck trailers, trucks and trailers combined, buses, bus chassis.
3. Livestock; viz., bucks, bulls, calves, cattle, cows, dairy cattle, ewes, goats, hogs, horses, kids, lambs, steers, stags or swine.
4. Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerated equipment.
5. Liquids, compressed gases, commodities in semiplastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers or a combination of such highway vehicles.
6. Commodities when transported in bulk in dump trucks or in hopper type trucks.

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7. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.
8. Logs.

TERRITORY:

Between Barstow, California, and Stovepipe Wells, California, serving all intermediate points, the off-route point of Tecopa, and with respect to shipments of freight only, all off-route points situated within a lateral of fifteen miles of California State Highways 127 and 190 between Baker and Stovepipe Wells, subject to the restriction on passenger service that no local passenger service is to be provided between Barstow and Baker and intermediate points.

ROUTES TO BE TRAVERSED:

Said highway common carrier and passenger stage operations are to be conducted over and along the following routes: via U. S. Highway 91 from Barstow to Baker; via California State Highway 127 from Baker to Death Valley Junction, serving Tecopa via county road diverging from California State Highway 127 at a point approximately ten miles south of Shoshone; and via California State Highway 190 from Death Valley Junction to Stovepipe Wells.

RESTRICTION:

Applicant shall not establish joint through rates and services between the Los Angeles Area as defined in Item No. 270-3-A of Minimum Rate Tariff No. 2 and the area applicant is authorized to serve.

End of Appendix A

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