

Decision No. 62577**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of SANTA FE TRANSPORTATION COMPANY, a California corporation, and THOBURN S. HAWORTH, and MARGARET HAWORTH, dba ORANGE BELT STAGES, for an order approving Supplemental Contract No. 3 providing for the performance by said partnership of intrastate service between Porterville and Hanford, California, and Intermediate points for account of the Santa Fe Transportation Company.

Application No. 43643

O P I N I O N

By this application Santa Fe Transportation Company and Thoburn S. Haworth, Ruth H. Haworth, Bryan W. Haworth, and Margaret Haworth, copartners, doing business as Orange Belt Stages, seek approval of an extension and amendment of an original agreement dated December 8, 1950, and approved by this Commission by Decision No. 45373 in Application No. 32050. The agreement provided for Orange Belt Stages to perform intrastate passenger stage service then being performed by Santa Fe Transportation Company between Porterville and Hanford, and intermediate points. Under the agreement, Santa Fe Transportation Company guaranteed Orange Belt Stages a minimum rate of fifteen cents (15¢) per bus mile excluding express revenues.

Since that time, Supplemental Agreements to the original agreement have been entered into by the parties and approved by this Commission. The most recent agreement increased the guaranteed minimum rate to twenty-five cents (25¢) per bus mile. The instant application requests approval of Supplemental Contract No. 3, which would increase the guaranteed rate from twenty-five cents (25¢) to thirty-five cents (35¢) per bus mile and also would require Santa Fe Transportation Company to reimburse Orange Belt Stages a three

dollars (\$3) per day penalty payment made by Orange Belt Stages to its operator because of a long layover at Hanford necessary to make connections with Train No. 62 of The Atchison, Topeka and Santa Fe Railway Company. Said agreement will have no fixed term but will be cancelable upon sixty days' notice by either party. In all other respects the provisions contained in the original contract of December 8, 1950, with supplements added thereto will remain the same. In the circumstances it appears that this is a matter in which a public hearing is not necessary and that the proposed extension and amendment designated Supplemental Contract No. 3 appended to the application is not adverse to the public interest. The Commission, therefore, finds that the parties should be authorized to execute and carry out the supplemental contract.

ORDER

IT IS ORDERED that Thoburn S. Haworth, Ruth H. Haworth, Bryan W. Haworth, and Margaret Haworth, copartners, and Santa Fe Transportation Company, a corporation, are authorized to execute and carry out the supplemental contract, a copy of which is attached to the application in these proceedings as Exhibit "A." The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 19th day of SEPTEMBER, 1961.

Charles H. Rose
President

S. L. Fox

George T. Grover

Fredrick B. Hallock

Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate
-2- in the disposition of this proceeding.