

**ORIGINAL**Decision No. 80746

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
 of JACK L. BAKER for a certificate  
 of public convenience and necessity  
 to operate a passenger stageline  
 service between Pollock Pines,  
 California, and Mother Lode Drive  
 (Old U. S. Highway 50) at its  
 intersection with Pleasant Valley  
 Road and points in between, all  
 in El Dorado County, California.

Application No. 53519  
 (Filed August 11, 1972)

O P I N I O N

Jack L. Baker requests a certificate of public convenience and necessity to operate a passenger stage corporation pursuant to Public Utilities Code Section 1031, between Pollock Pines, California, the City of Placerville, and a point approximately eight miles south of Placerville, at the intersection of Mother Lode Drive (Old Highway 50) with Pleasant Valley Road in the unincorporated area of El Dorado County, and intermediate points. Applicant proposes a twenty-five cent minimum fare plus ten cents per mile or fraction thereof. Applicant proposes to operate daily except Sunday and legal holidays. Applicant proposes to operate a 1972 Ford E-300, Passenger Van. Applicant has a commitment from the Mother Lode Bank, Main Street Branch, Placerville, California, to finance the vehicle and to provide the initial operating capital.

An analysis by the Finance and Accounts Division of the Commission shows that applicant has the financial ability to carry on the requested service for at least one year.

The County of El Dorado by resolution found a need for passenger stageline service in El Dorado County. The City Council of the City of Placerville expressed a need for the service. There were no protests to the application. Public hearing is not necessary.

Based upon the record the Commission finds that applicant possesses the experience, equipment, and financial resources to institute and maintain the proposed service; and public convenience and necessity require that the application be granted as set forth in the ensuing order.

The Commission concludes that the application should be granted.

Applicant is hereby placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, such rights extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be modified or canceled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Jack L. Baker, authorizing him to operate as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the routes more particularly set forth in Appendix A attached hereto and made a part hereof.

2. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations. Failure so to do may result in a cancellation of the operating authority granted by this decision.

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. Applicant is placed on notice that, if he accepts the certificate of public convenience and necessity herein granted, he will be required, among other things, to comply with and observe the safety rules of the California Highway Patrol, the rules and other regulations of the Commission's General Order No. 98-A and insurance requirements of the Commission's General Order No. 101-C.
- (b) Within one hundred twenty days after the effective date hereof, applicant shall establish the service herein authorized and file tariffs and timetables, in triplicate, in the Commission's office.
- (c) The tariff and timetable filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff and timetable filings shall be concurrent with the establishment of the service herein authorized.
- (d) The tariff and timetable filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders Nos. 79 and 98-A.

- (e) Applicant shall maintain his accounting records on a calendar year basis in conformance with the applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and shall file with the Commission, on or before March 31 of each year, an annual report of his operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

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

Dated at San Francisco, California, this 21<sup>st</sup> day of NOVEMBER, 1972.

Vernon L. Sturgeon  
President  
William J. Quinn, Jr.  
J. P. [unclear]  
[unclear]  
[unclear]  
Commissioners

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY

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Showing passenger stage operative rights, restrictions, limitations,  
exceptions, and privileges applicable thereto.

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All changes and amendments as authorized by  
the Public Utilities Commission of the State of California  
will be made as revised pages or added original pages.

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SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS,  
AND SPECIFICATIONS

Jack L. Baker, by the certificate of public convenience and necessity, is authorized to transport passengers between Pollock Pines and Placerville area of El Dorado County, California, and certain territories intermediate and adjacent thereto, over and along the routes hereinafter described, subject, however, to the authority of this Commission to change or modify said routes at any time and subject to the following provisions:

- (a) Motor vehicles may be turned at termini and intermediate points, in either direction, at intersections of streets or by operating around a block contiguous to such intersections, in accordance with local traffic regulations.
- (b) When route descriptions are given in one direction, they apply to operation in either direction unless otherwise indicated.

## SECTION 2. ROUTE DESCRIPTION

Commencing at the Safeway Store on Pony Express Trail in Pollock Pines (old State Route 50), El Dorado County, California proceeding westerly over and along Pony Express Trail to Cedar Grove, then continuing westerly on Pony Express Trail from Cedar Grove to its intersection with Carson Road and State Route 50, then continuing westerly on Carson Road, Smith Flat Road to Broadway, in the City of Placerville; then westerly on Broadway to Cedar Ravine, then on Cedar Ravine to Marshall Way, then continuing on Marshall Way to Marshall Hospital, then south from Marshall Hospital to Placerville Pine Convalescent Hospital, then southerly on Marshall Way to Cedar Ravine, west on Cedar Ravine to the Ivy Parking Lot, Main Street, Placerville; then southerly on Main Street to Clay Street, Clay Street to the El Dorado County Welfare Office, then via Clay Street and Main Street to the El Dorado County Courthouse and the Bell Tower, then via Main Street to its intersection with Spring Street and State Route 50, then northwesterly on Spring Street to the El Dorado County Hospital, then southwesterly on Spring Street to the State of California Employment Office, and continuing on Spring Street to its intersection with State Route 50, and westerly on State Route 50 to Placerville Drive off-ramp, westerly on Placerville Drive to the Vi's Beauty Salon, then returning northwesterly on Placerville Drive to Cold Spring Road, northwesterly on Cold Spring Road to the El Dorado County Office Center, then on Cold Spring Road proceeding to Pierroz Road, Placerville Drive, to the Hangtown Lanes Bowling Alley, then proceeding to Mother Lode Drive, on Mother Lode Drive to Raley's Market, then proceeding to Placerville Drive, continuing on Placerville Drive to State Route 50, southwesterly on State Route 50 to Missouri Flat Road, then via Missouri Flat Road to Mother Lode Drive, southwesterly on Mother Lode Drive to Panorama Trailer Park, Crestview Trailer Park; and returning by the same route.

Issued by California Public Utilities Commission.

Decision No. 80746, Application No. 53519.