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Decision No. 91145 DEC 18 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Mountain Rambler Enterprises)
for modification of existing)
/ certificate PSC 1079, to extend)
service to points in Sierra)
/ National Forest accessible via)
State Route 168.)

Application No. 59210
(Filed October 12, 1979)

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O P I N I O N

By Decision No. 90813, dated September 12, 1979, David C. Breedlove and Christopher L. de St. Croix, dba Mountain Rambler Enterprises were granted a Certificate of Public Convenience and Necessity (PSC-1079) to establish a passenger stage corporation for the operation of a bus service between certain points near Visalia on the one hand and various trailheads on both the east and west side of the Sierra Nevada Range on the other hand.

By this application, David C. Breedlove and Christopher L. de St. Croix seek to extend their authority to operate an additional route between certain points in Visalia on the one hand and points in the Sierra National Forest on the other hand.

Applicants state that to their knowledge no one is operating the proposed service. Applicants propose to utilize 12 and 15-passenger vans to operate the proposed service. The service is to be "on call".

In winter the proposed new route would provide service to China Peak Ski Area for both Alpine and cross-country skiers. In the summer the proposed route would service backcountry trailheads from Lake Edison to Wishon Reservoir.

Applicant's proposed fares are as follows:

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<u>Destination</u>	<u>Single Fare</u>		<u>One Way Mileage</u>
	<u>One way</u>	<u>Round trip</u> ¹	
Shaver Lake	\$15	\$25	90
Huntington Lake (Lakeshore)	18	30	105
China Peak	18	30	105
Lake Edison (Vermillion)	25	40	130
Florence Lake	25	40	130
Courtwright Reservoir	30	45	140
Wishon Reservoir	25	40	130

¹ Round trip fare applies to prepaid arrangements for definite time and place of return pickup. All other returning passengers picked up at the trailhead will be charged at the one-way rate on a space-available basis. Discounts from round-trip fare will be allowed for day trips, where bus remains at the trailhead or ski area.

The application was listed on the Commission's Daily Calendar of October 18, 1979.

The Commission's Transportation Division staff has reviewed the application and recommends that in the absence of protest or request for public hearing it be granted. No protest has been received.

After consideration, the Commission finds that a Certificate of Public Convenience and Necessity to extend his operations as a passenger stage corporation should be granted to the applicants to the extent set forth in the ensuing order. It can be seen with certainty that there is no possibility that the project involved in this proceeding may have a significant effect on the environment.

Applicants are placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized nor 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 granting 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. This monopoly feature may be modified or cancelled 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

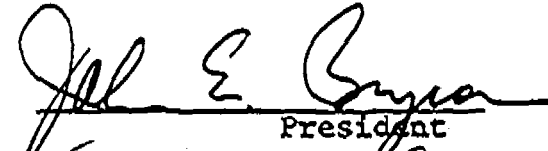
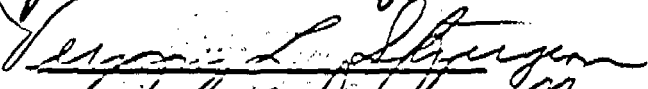

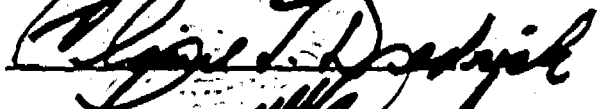

IT IS ORDERED that:

1. A Certificate of Public Convenience and Necessity is granted to David C. Breedlove and Christopher L. de St. Croix dba Mountain Rambler authorizing them to extend their operation as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between certain points near Visalia on the one hand and points in the Sierra National Forest on the other hand.
2. Appendix A of Decision No. 90813 in Application No. 58916 is amended by incorporating First Revised Page 2 in revision of Original Page 2, and Original Page 3, attached hereto.
3. In providing service pursuant to the authority granted by this order, applicants shall comply with the following service regulations. Failure so to do may result in a cancellation of the authority.
 - (a) Within thirty days after the effective date of this order, applicants shall file a written acceptance of the certificate granted. Applicants are placed on notice that if they accept the certificate they will be required, among other things, to comply with the safety rules administered by the California Highway Patrol, the rules and other regulations of the Commission's General Order No. 98-Series, and the insurance requirements of the Commission's General Order No. 101-Series.

- (b) Within one hundred twenty days after the effective date of this order, applicants shall establish the authorized service 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 authorized service.
- (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-Series and 98-Series.
- (e) Applicants shall maintain their 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 their operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

Since the winter season has already begun, the effective date of this order shall be five days after the date hereof.

Dated DEC 18 1979, at San Francisco, California.


President




Commissioners

SECTION 2. ROUTE DESCRIPTIONS

Route 1: GENERAL HIGHWAY-CEDAR GROVE

Commencing at the Hanford Amtrak Station, east on State Route 198 to SR 99, north on SR 99 to Goshen, south on SR 99 to SR 198, east on SR 198 to the Visalia Municipal Airport, east on SR 198 to the Visalia Bus Depot, east on SR 198 to SR 180, east on SR 180 to roads end, with optional stops at Buckeye Flat, Crescent Meadow, Wolverton, Big Meadow and Cedar Grove. Return over the same route.

Route 2. MINERAL KING

Commencing at the Hanford Amtrak Station, east on State Route 198 to SR 99, north on SR 99 to Goshen, south on SR 99 to SR 193, east on SR 198 to the Visalia Municipal Airport, east on SR 198 to the Visalia Bus Depot, east on SR 198 to Mineral King Road, east on Mineral King Road to Mineral King with optional stops at Fork Kawach and South Fork. Return over the same route.

Route 3. EAST SLOPE

Commencing at the Hanford Amtrak Station, east on State Route 198 to SR 99, north on SR 99 to Goshen, south on SR 99 to SR 198, east on SR 198 to the Visalia Municipal Airport, east on SR 198 to the Visalia Bus Depot, south on SR 63 to SR 99, south on SR 99 to SR 58 to SR 14, north on SR 14 to SR 395, north on SR 395 to Bishop with optional stops at Whitney Portal Onion Valley, Glacier Lodge and Lake Subring. Return over the same route.

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Issued by California Public Utilities Commission

*Deleted by Decision No. 91145, Application No. 59210.

SECTION 2. ROUTE DESCRIPTIONS (continued)

Route 4. QUAKING ASPEN

Commencing at the Hanford Amtrak Station, east on State Route 198 to SR 99, north on SR 99 to Goshen, south on SR 99 to SR 198, east on SR 198 to the Visalia Municipal Airport, east on SR 198 to the Visalia Bus Depot, east on SR 198 to SR 190 east on SR 190 to Quaking Aspen with optional stops at Balch Park, Doyle and Johnsondale. Return over the same route.

Route 5. SAN JOAQUIN LAKES

Commencing at the Hanford Amtrak Station, east on State Route 198 to SR 99, north on SR 99 to Goshen south on SR 99 to SR 198, east on SR 198 to the Visalia Municipal Airport, east on SR 198 to the Visalia Bus Depot, west on SR 198 to SR 99, north on SR 99 to SR 168 east on SR 168 to Lake Edison with optional stops at China Peak, Lakeshore, Florence Lake, Courtwright Reservoir and Wishon Reservoir. Return over the same route.