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ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Mrs. Marguerite Etcheverry, dba THE SQUIRREL - Redwoods Bus Tours to Establish a Third Route in the Immediate Vicinity and the Same Territory as Applicant's Existing Passenger Stage Operating Authority

Application No. 59444 (Filed February 11, 1980)

O P I N I O N

Mrs. Marguerite Etcheverry, doing business as THE SQUIRREL - Redwoods Bus Tours, is a passenger stage corporation operating a regularly - scheduled sightseeing tour service in Humboldt County. This service is operated pursuant to Certificate of Public Convenience and Necessity PSC-948 issued under authority of Decision 86012 dated June 24, 1976.

By this application, Mrs. Etcheverry seeks authority to extend her passenger stage service by addition of a new tour route. Applicant's presently certificated routes are for all-day tours, leaving Garberville at 10:00 a.m. and returning to Garberville at 5:00 p.m. The new route would accommodate those travellers who still wish to see the scenic Redwoods country but do not have time available for an all-day tour. The new route would comprise approximately one-half day's transportation and would be operated with a second vehicle which the applicant would acquire in order to make this new service available for the public. ~~to ride~~ As with applicant's present operations, the new route would be operated on a seasonal basis during the peak summer tourist and travel period. Mrs. Etcheverry has the financial resources to undertake this new service.

The staff of the Commission's Bus Service Development program have assisted the applicant in bringing this proposal before the Commission and in the absence of protest, the staff recommends this application be approved by ex parte order of the Commission. The application was listed on the Commission's Daily Calendar of February 14, 1980, and no protests have been received. A public hearing is not necessary.

After consideration the Commission finds that public convenience and necessity require the granting of the application, as set forth in the order below. 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.

Mrs. Marguerite Etcheverry is 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 of 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.

ORDER

IT IS ORDERED that:

1. A Certificate of Public Convenience and Necessity is granted to Mrs. Marguerite Etcheverry, doing business as SQUIRREL-Redwoods Bus Tours, authorizing her to operate as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the routes set forth in Appendix A of this decision. This new certificate shall become effective currently with the effective date of the tariff and timetable filings required by paragraph 3(b).

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2. The Certificate of Public Convenience and Necessity authorized to Mrs. Marguerite Etcheverry by Decision No. 86012 is revoked effective concurrently with the effective date of the tariff and timetable filings required by paragraph 3(b).

3. In providing service pursuant to the authority granted by this order, applicant shall comply with the following service regulations. Failure to do so may result in a cancellation of the authority.

- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. Applicant is placed on notice that if she accepts the certificate she 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, applicant 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.

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- (e) Applicant shall maintain her 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 its operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

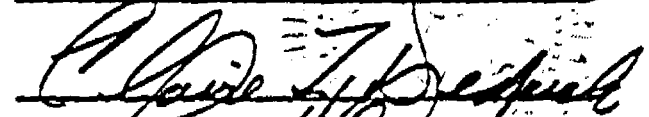
The effective date of this order shall be thirty days after the date hereof.

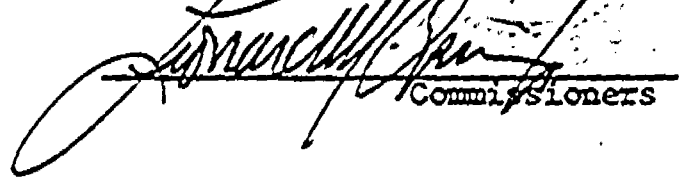
Dated MAY 6 1980, at San Francisco, California.


President








Commissioners

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APPENDIX A

Mrs. Marguerite Etcheverry
Doing Business As
THE SQUIRREL - Redwoods Bus Tours

Original Page 1

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
(PSC-948)

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

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.

Issued under authority of Decision No. 91760, dated MAY 6, 1980
of the Public Utilities Commission of the State of California, in
Application No. 59444.

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

The certificate hereinafter noted supersedes all operative authority heretofore granted to Mrs. Marguerite Etcheverry, doing business as The Squirrel - Redwoods Bus Tours.

Mrs. Marguerite Etcheverry, doing business as THE SQUIRREL-Redwoods Bus Tours, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized as a passenger stage corporation, to transport passengers for sight-seeing purposes between Hartsook Inn, Benbow Inn, Richardson Grove State Park, and Garberville, and various scenic points of interest in Humboldt County over the routes hereinafter described subject to the following provisions:

1. All service herein authorized shall be limited to the transportation of round-trip passengers only, originating and terminating at the Hartsook Inn, Benbow Inn, Richardson Grove State Park or Garberville.
2. Service on Route 1 shall be operated triweekly during the months of June through September of each year.
3. Service on Route 2 to be operated on Saturdays during the months of June through September of each year.
4. Service on Route 3 to be operated during the period commencing on the Monday closest to the 15th of May and ending on the Saturday closest to the 15th of October, each year.

Issued by the California Public Utilities Commission.

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SECTION 2. ROUTE DESCRIPTIONS.

- Route 1. Commencing at the Hartsook Inn, in Humboldt County, thence along U.S. Highway 101 to Richardson Grove State Park, Benbow Inn and Garberville, thence via Redwood Drive through Redway, U.S. Highway 101; the Avenue of the Giants and U.S. Highway 101 to Scotia; returning via U.S. Highway 101 and Bull Creek Road to Rockefeller Grove and U.S. Highway 101 to the point of beginning.
- Route 2. Commencing at the Hartsook Inn, in Humboldt County, thence along U.S. Highway 101 to Richardson Grove State Park, Benbow Inn and Garberville; thence via Redwood Drive through Redway, U.S. Highway 101, the Avenue of the Giants, U.S. Highway 101 to Rio Dell; thence via Blue Slide Road and Grizzly Bluff Road to Ferndale. Returning via State Highway 1 through Fernbridge, U.S. Highway 101, Redwood Highway, Bull Creek Road to Rockefeller Grove; thence via Bull Creek Road and U.S. Highway 101 to the point of beginning.
- Route 3. (3 day Redwoods Tour)
Beginning at Hartsook Inn (Pickup point) on Highway 101, one mile North of the South County line of Humboldt County and proceeding northerly along Highway 101 to Richardson Grove State Park (Pickup point), Benbow Inn (Pickup point) and then along Highway 101 to Garberville (Pickup point). From Garberville via Redwood Highway, through Redway, northerly to Dean Creek Interchange, to the Avenue of the Giants, proceeding through Maple Hills Interchange to Miranda, Myers Flat, Weott and Founders Grove, the northern terminus.
- Returning from Founders Grove via Freeway 101, south to Garberville, and then via 101 Highway to Benbow Inn, Richardson Grove State Park, and Hartsook Inn.

(END OF APPENDIX)

Issued by California Public Utilities Commission.

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