

ORIGINALDecision No. 11698.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

-000-

In the Matter of the Application of)
 H. E. EKSTROM and L. R. WILCOX, co-)
 partners, to sell and P. W. DONGAN, :
 G. J. PANARIO, and W. H. CURTIS, co-)
 partners, operating and doing business)
 under the firm name and style of : Application No. 8693
 SANTA ROSA PETALUMA SAUSALITO AUTO :
 STAGE COMPANY, to purchase an automobile)
 passenger line operated between Santa)
 Rosa and Calistoga, California.)
 ;
)

BY THE COMMISSION,

ORDER

E. E. Ekstrom and L. B. Wilcox, co-partners, have filed a joint application with P. W. Dongan, G. J. Panario and W. H. Curtis, co-partners doing business under the firm name and style of Santa Rosa Petaluma Sausalito Auto Stage Company, for an order authorizing the first named co-partnership to sell and the latter named co-partnership to purchase and operate a certain automobile stage line operated at this time between Santa Rosa and Calistoga, California.

The operative right herein proposed to be transferred was originally established under Decision No. 5860 in Application No. 3924 dated October 21, 1918, in which proceeding Ekstrom and Wilcox, co-partners, were granted a certificate of public convenience and necessity authorizing the operation of an automobile stage line as a common carrier of passengers between Santa Rosa and Calistoga and intermediate points. The co-partnership which proposes to purchase this operative right is at the present time engaged in the operation of automobile passenger stages between Sausalito and Santa Rosa and intermediate points

and it appears has sufficient equipment and financial backing to continue to adequately operate a service as heretofore conducted by the co-partnership between Santa Rosa and Calistoga.

The consideration to be paid for the property herein proposed to be transferred is given as the sum of \$1,000.00, one-half of which amount represents the value of physical property proposed to be transferred.

We are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

IT IS HEREBY ORDERED that the above entitled application be, and the same hereby is granted, subject to the following conditions:

1. The consideration to be paid for the property herein authorized to be transferred shall never be urged before this Commission or any other rate fixing body as a measure of value of said property for rate fixing or any purpose other than the transfer herein authorized.
2. Applicants Ekstrom and Wilcox, co-partners, shall immediately cancel all tariff of rates and time schedules now on file with the Commission, such cancellation to be in accordance with the provisions of General Order No. 51 of the Railroad Commission.
3. Applicants Dongan, Panario and Curtis, co-partners, shall immediately file, in duplicate, in their own names, tariff of rates and time schedules, or adopt as their own the tariff of rates and time schedules as heretofore filed by applicants Ekstrom and Wilcox, co-partners. All tariff of rates and time schedules to be identical with those as filed by applicants Ekstrom and Wilcox, co-partners.
4. The rights and privileges herein authorized to be transferred may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.

5. No vehicle may be operated by applicants Dongan, Panario and Curtis, co-partners, unless such vehicle is owned by said applicants or is leased by them under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 20th day of February, 1923.

C. Healey
J. W. Martin
Edward Shore
J. H. Whittier
Commissioners