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ORIGINAL

Decision No. 11202

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of )  
 H. A. REED to sell and GUS PETERSON )  
 to purchase certain automobile pas- :  
 senger and freight equipment and :  
 operative rights in auto stage line ) Application No. 8867  
 now operated under the name of Arcata, :  
 Hoopa and Trinity Stage Line. )

BY THE COMMISSION,

ORDER

H. A. Reed has filed a joint application with Gus Peterson in which they petition for an order authorizing Reed to sell and Peterson to purchase a certain automobile stage line operated between Arcata and Hoopa and Arcata and Poney Bar, California.

The operative right herein proposed to be transferred was obtained by H. A. Reed under the provisions of Section 5 of Chapter 213, Statutes of 1917, due to operation prior to May 1st, 1917, and continuously since that time, and includes the right to operate an automotive passenger and freight transportation service between Arcata and Hoopa, serving as intermediate points Blue Lake, Korbek, Bald Mountain and Bairs and between Arcata and Poney Bar, serving as intermediate points Berry's, West Creek and South Fork.

The consideration to be paid for the property herein proposed to be transferred is given as the sum of \$3,700.00 and includes in addition to the operative right three Packard passenger stages, one Packard 1-ton truck and miscellaneous supplies, tools and accessories.

The application is accompanied by a signed statement by the proposed purchaser to the effect that the consideration to be paid in connection with the proposed transfer is not binding upon the Railroad Commission in a rate, or any proceeding other than the present application.

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. Applicant H. A. Reed shall immediately cancel tariff of rates and time schedules covering service, certificate for which is herein authorized to be transferred. Such cancellation to be in accordance with the provisions of General Order No. 51 of the Railroad Commission.

3. Applicant Gus Peterson shall immediately file, in duplicate, in his own name, tariff of rates and time schedules, or adopt as his own the tariff of rates and time schedules as filed by H. A. Reed covering service under certificate herein authorized to be transferred to applicant Peterson. All tariff of rates and time schedules to be identical with those as filed by applicant Peterson.

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 applicant Peterson unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 5<sup>th</sup>  
day of April, 1923.

Cheney

James Martin  
Edward Shore

J. T. Whittier  
Commissioners