

McS

ORIGINAL

Decision No. 11903

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

-000-

In the Matter of the Application of
 GEO. A. SCOTT to purchase and acquire
 the right and franchise of LOUIS E.
 SMITH and F. W. RAMSEY, doing business
 under the firm name and style of
 Smith and Ramsey, to operate an auto stage
 line for the transportation of passengers
 and baggage, for compensation, between
 Susanville and Doyle, California, and
 intermediate points, and to operate an
 auto stage line for the transportation of
 passengers and express, for compensation,
 between Susanville and Engels, California,
 via Diamond Mountain.

)
 :
)
 : Application No. 8856
)
 :
)

BY THE COMMISSION,

ORDER

Louis E. Smith and F. W. Ramsey, co-partners,
 have filed a joint application with Geo. A. Scott in which
 they petition for an order authorizing the co-partners to sell
 and Scott to purchase certain certificates of public con-
 venience and necessity at present owned by the co-partners.

The operative rights herein proposed to be
 transferred were obtained by the co-partners as follows:

Under Decision No. 9424 in Application No. 7123
 dated August 26, 1921, one Geo. B. Long was authorized to
 transfer to the co-partners a certificate of public convenience
 and necessity authorizing the operation of an automobile
 stage line as a common carrier of passengers and baggage bet-
 ween Susanville and Doyle, serving as intermediate points
 Johnstonville, Lassen, Buntingville and Milford. Under
 Decision No. 10050 in Application No. 7417, dated February
 2nd, 1922, the co-partners applied for and were granted a

certificate of public convenience and necessity authorizing the operation of an automobile stage line as a common carrier of passengers and property between Susanville and Engels Mine, via Diamond Mountain.

The consideration to be paid for the property herein proposed to be transferred is given as the sum of \$3,250.00 and includes in addition to the operative right two 11-passenger Pierce-Arrow automobiles.

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 Smith and Ramsey, co-partners, shall immediately cancel tariff of rates and time schedules now on file with the Commission covering service, certificates for which are 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 Geo. A. Scott shall immediately file, in duplicate, tariff of rates and time schedules covering service, certificates for which are herein authorized to be transferred to him or adopt as his own the tariff of rates and time schedules as filed by the co-partners Smith and Ramsey covering said service. All tariff of rates and time schedules to be identical with those as filed by the co-partners for said service.

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 Geo. A. Scott unless such vehicle is owned by him or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 5th day of April, 1923.

C. Seaver
James Masterson
Georger Shore
J. T. Whittney
Commissioners