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Decision No. 12143

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of )  
O. H. HARPER to sell and PAUL BERNARD )  
to purchase an automobile passenger and ) Application No. 9055  
freight line operated between Willows and )  
Butte City, California. )  
;  
;

BY THE COMMISSION,

ORDER

In the present proceeding O. H. Harper and Paul Bernard have filed a joint application with the Railroad Commission in which they petition for an order authorizing Harper to sell and Bernard to purchase a certain automobile stage line. The certificate which it is herein proposed to transfer was originally obtained by applicant O. H. Harper under Decision No. 10276 in Application No. 7400, dated April 5, 1922 and authorizes the operation of an automobile stage line as a common carrier of passengers and express between Willows and Butte City, California, serving Glenn as an intermediate point.

The application gives as consideration to be paid for the property proposed to be transferred, the sum of \$500.00 which includes in addition to the operative right a Ford touring car and trailer.

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.

Applicant O. E. Harper shall immediately cancel tariff of rates and time schedules on file with the Commission 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.

Applicant Paul Bernard shall immediately file, in duplicate, tariff of rates and time schedules, or adopt as his own the tariff of rates and time schedules heretofore filed by applicant Harper covering service, certificate for which is herein authorized to be transferred. All tariff of rates and time schedules to be identical with those as filed by applicant Harper.

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.

No vehicle may be operated by applicant Bernard 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 25th day of May, 1923.

C. H. H. H.

James M. Martin  
Eugene H. Shore

Commissioners