

Decision No. 12766

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of )  
C. M. BLABON and PEERLESS STAGES )  
INCORPORATED, a corporation, for the :  
approval of a certain agreement to :  
sell the right to operate an auto- )  
mobile stage line between San Jose and )  
Santa Cruz, California, and inter- :  
mediate points, together with certain :  
other property. )

)Application No. 9437

BY THE COMMISSION,

ORDER

C. M. Blabon and Peerless Stages, Inc., a corporation, have filed a joint application with the Railroad Commission in which they petition for an order authorizing Blabon to sell and the corporation to purchase and acquire a certain automobile stage line together with equipment used in the conduct thereof.

The operative right proposed to be transferred is one secured by C. M. Blabon through operation in good faith prior to May 1st, 1917 and continuously since that date and authorizes the operation of automotive stage service between San Jose and Santa Cruz and intermediate points, California.

The consideration set out in the application is given as the sum of \$35,000.00 and includes in addition to the operative right three 16-passenger Twin Six Packard stages, one 11-passenger Twin Six Packard stage and one 7-passenger Locomobile stage, together with supplies, equipment, office furniture and stock held in the Union Terminal Depot.

With the distinct understanding that in authorizing the transfer herein applied for, the Commission in no way recognizes

the consideration to be paid for the property proposed to be acquired as representative of the value of said property for rate fixing or any purpose other than the transfer herein sought, 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.

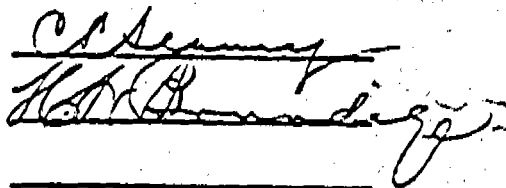
2. Applicant C. M. Blabon shall immediately cancel tariff of rates and time schedules on file with the Commission covering service, certificate for which is herein authorized to be transferred. Such cancellation to be in accordance with the provisions of General Order No. 51.

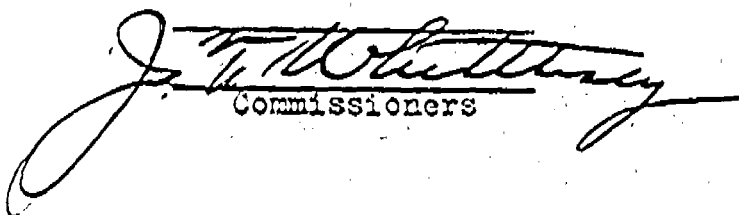
3. Applicant Poorless Stages, Inc., a corporation, shall immediately file, in duplicate, tariff of rates and time schedules, in duplicate, identical with the tariff of rates and time schedules as filed by applicant Blabon for said service.

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 Poorless Stages, Inc., a corporation, unless such vehicle is owned by said applicant or is leased by them under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 27<sup>th</sup> day of October, 1923.

  
C. M. Blabon

  
Commissioners