

ORIGINAL

Decision No. 12925

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of )  
 J. P. HILDRETH to sell and THOS. B. )  
 RILEY to purchase an automobile )  
 passenger line operating between ) Application No. 9572  
 Healdsburg and Cloverdale and between )  
 Cloverdale and Ukiah and intermediate )  
 points. )

BY THE COMMISSION,

ORDER

J. P. Hildreth and Thos. B. Riley have filed a joint application in which they petition for an order of the Railroad Commission authorizing Hildreth to sell and Riley to purchase and operate two certain automobile stage lines as more specifically hereinafter set out. One of such operative rights was obtained by J. P. Hildreth under Decision No. 10366 in Application No. 7775, dated April 25, 1922, and authorizes the operation of an automobile stage line as a common carrier of passengers and baggage only between Cloverdale and Healdsburg, California; the other operative right granted to J. P. Hildreth under Decision No. 12696 in Application No. 9048, dated October 13, 1923, authorizes the operation of an automobile stage line as a common carrier of passengers only between Cloverdale and Ukiah and intermediate points.

Applicant Riley at the present time is engaged in the operation of automotive passenger stage service north from Ukiah and in authorizing the transfer of operative rights as herein proposed, it is with the distinct understanding that this decision authorizing a transfer of certificate rights in no way authorizes

said Thos. B. Riley to operate a joint or through service over the rights herein authorized to be transferred and those now held by said Riley, unless said joint or through operation is hereinafter authorized under proper application and order of the Railroad Commission.

The consideration to be paid for the property herein proposed to be transferred is given as the sum of \$9800.00, all of which is the claimed value of equipment proposed to be transferred, consisting of one White 19-passenger stage and two Packard 11-passenger stages, together with tools and miscellaneous equipment.

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 Hildreth shall immediately cancel tariff of rates and time schedules 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.

3. Applicant Riley shall immediately file, in duplicate, tariff of rates and time schedules covering said service, or adopt as his own the tariff of rates and time schedules as filed by applicant Hildreth for the said service. All tariff of rates and time schedules to be filed by applicant Riley must be identical with those heretofore filed by applicant Hildreth for the 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 Riley unless such vehicle is owned by said Riley or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

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

O. S. Lewis

H. B. ...

... Shore

J. F. Whittney  
Commissioners