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Decision No. 13327

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of
COMPTON TRANSPORTATION COMPANY, a
corporation, for permission to sell
and assign and of PACIFIC ELECTRIC
RAILWAY COMPANY, a corporation, to
acquire certain automobile stage line
operating rights between Long Beach
and Huntington Park and intermediate
points and certain automobiles and
property.

ORIGINAL

Application No. 9824

BY THE COMMISSION,

ORDER

Compton Transportation Company, a corporation, and Pacific Electric Railway Company, a corporation, have filed a joint application with the Railroad Commission for permission to transfer certain personal property together with a certificate of public convenience and necessity authorizing the operation of automotive passenger stage service as hereinabove set forth.

Under Decision No. 6188 in Application No. 4146, dated March 12, 1919, the Railroad Commission granted to a co-partnership consisting of W. W. Compton and F. McReynolds, co-partners; a certificate authorizing operation of an automotive stage line as a common carrier of passengers between Huntington Park and Long Beach. Under Decision No. 7285 in Application No. 5352, dated March 18, 1920, the above named co-partnership was authorized to transfer its operative right to the Compton Transportation Company, a corporation.

The agreement of sale, a copy of which is attached to the application herein, marked Exhibit "A", provides for a

consideration of \$43,705.78 and includes in addition to the operative right hereinabove mentioned two 32-passenger Garford passenger busses, one new Garford bus 32-passenger capacity to be completed and delivered within several weeks, one 20-passenger Pierce Arrow bus, one 22-passenger Winton bus and one 20-passenger Winton bus. The Compton Transportation Company further agrees not to handle any local passenger traffic between the intersection of Long Beach Boulevard and Compton Road and the City of Long Beach and points intermediate thereto in connection with its Long Beach-Venice operations due to the fact that the operative right proposed to be transferred to the Pacific Electric Railway Company parallels this same territory.

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, Compton Transportation Company, shall immediately cancel tariff of rates and time schedules now on file with the Railroad Commission covered by certificate herein authorized to be transferred; and shall also cancel local rates for service between the intersection of Long Beach Boulevard and Compton Road and the City of Long Beach and intermediate points, filed under certificate granted by Decision No. 9388.

3. Applicant, Pacific Electric Railway Company, a corporation, shall immediately file in its own name tariff of rates and time schedules, in duplicate, or adopt as its own the tariff of rates and time schedules as filed by applicant, Compton Transportation Company, a corporation. All tariff of rates and time schedules to be identical with those as filed by applicant, Compton Transportation Company, a corporation.

4. The rights and privileges herein authorized to be transferred shall 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, Pacific Electric Railway Company, unless such vehicle is owned by said applicant or is leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

26th Dated at San Francisco, California, this
day of March, 1924.

C. Seavey
H. K. Lundberg
Dwight Martin

Commissioners