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Decision No. 13615

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of JENKINS TRANSFER AND STORAGE COMPANY, JAMES JENKINS OWNER, to sell and

SECURITY VAN AND STORAGE COMPANY, INC., to purchase an automobile baggage and express line operate between Los Angeles and Culver City, Venice, Ocean Park and Santa Monica, California.

Application No. 10,097

BY THE COMMISSION.

ORDER

In this proceeding JAMES JENKINS, asks for authority to transfer to Security Van and Storage Company, Inc., of which M. Zerboni is president, the operative right under which he has been conducting an auto truck line for the transportation of baggage and small parcels between Los Angeles and Culver City, Venice, Ocean Park and Santa Monica. Security Van and Storage Company, Inc., in joins with him/the application.

Jenkins obtained the right in question from Lee Belden, who established the truck line prior to May 1, 1917. Approval of the Belden to Jenkins transfer was granted by the Commission in its Decision Number 11696, in Application Number 8688, dated February 20, 1923. The following language is used in Decision Number 11696, Application No. 8688:-

while no specific weight limitiation is contained in the tariffs originally filed by applicant Belden covering the transportation of packages, such tariff provides the maximum of thirty-five (35¢) cents per package and it will be understood in granting the application as horoin petitioned for that the Railroad Commission in no way authorizes the prospective purchaser to enlarge upon the operative right as originally established by Belden on May 1, 1917.

The Commission directs the attention of Security Van and Storage Company. Inc., to the foregoing quotation, and makes it a part of its order in the instant proceeding.

We do not believe a public hearing is necessary in this matter and the application will be granted subject to the foregoing weight restriction.

It must also be distinctly understood by the purchaser that the Commission in granting this application does not authorize a linking up in any way of the operating right transferred with that of Jos. Zerboni, who is operating in the same territory an auto truck line under the fictitious name of Union Transfer and Storage Co.. in which operation M. Zerboni, president of Security Van and Storage Company. Inc. was formerly a partner.

IT IS DECLARED in the present application that the consideration to be paid for the operative right is \$1250.00, no equipment or other tangible property being involved in the transaction.

IT IS HEREBY ORDERED that the above entitled application be, and the same hereby is granted, subject to the following conditions:-

l.-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 Jenkins 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 an accordance with the provisions of General Order No 51.

3.-Applicant Security Van and Storage Company, Inc., shall immediately file, in duplicate, tariff of rates and time schedules or adopt as his own the tariff of rates and time schedules for said service as heretofore filed by applicant Jenkins. All tariff of rates and time schedules to be identical with those as filed by applicant Jenkins.

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 Security Van and Storage Company, Inc., unless such vehicle is owned by said applicant or is leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 100 day of

May, 1924.

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Commissioners.