

Decision No. 13888

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Joint Application
of E. M. EUSTON for permission to sell,
and BEVERLY GIBSON for permission to pur-
chase, operative right for the transpor-
tation of passenger and express between
Walnut Grove and Stockton and intermediate
points.

ORIGINAL

Application No. 10339.

BY THE COMMISSION:

O R D E R

In this proceeding E. M. Huston and Beverly Gibson are joint applicants, the first named seeking authority to transfer and the last named permission to acquire and operate an auto stage service between Walnut Grove, Sacramento County, and Stockton, San Joaquin County, via Thornton, Lodi and Cherokee Lane. The operating right under which Huston has been giving service was established by him through operation prior to May 1, 1917, and continuously since that date, and covers transportation of passengers and Express, with a limit of 100 lbs. to a package on Express.

Gibson is at present operating between Stockton and Walnut Grove, over the same route traversed by Huston, and is fully equipped to take care of such additional traffic as may come to him as a result of the retirement of Huston.

The consideration to be paid for The Huston right is given as \$6000. This includes the goodwill of the business and

a piece of equipment listed as "one 14-Passenger White Auto Stage Car."

We believe that this application should be granted and that it is not a matter in which a public hearing is required.

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 E. M. Huston 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 Beverly Gibson 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 Huston. All tariff of rates and time schedules to be identical with those as filed by applicant Huston.

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 Gibson 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 5th day of August, 1924.

C. Shively
H. B. ...
J. W. Martin
E. G. ...

Commissioners.