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Decision No. 14008

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
W. H. NEHER to sell and JOSEPH K.)
HAWKINS to purchase an automobile :Application No. 10401
passenger line operated between Pomona)
and San Dimas, California.

BY THE COMMISSION,

ORDER

W. H. Neher, in this proceeding, seeks authority of the Commission to transfer to Joseph K. Hawkins a certificate of convenience and necessity under which he has been operating an auto service for the transportation of passengers between Pomona and San Dimas and intermediate points. The operating right involved was obtained by Neher by transfer from O. N. Thomas, approval of the transfer having been granted by the Commission in Decision No. 10286 on Application No. 7674.

The consideration to be paid for the property to be transferred is given as \$5,000.00. Of this sum \$3,000.00 is said to represent the value of certain equipment and \$2,000.00 the value placed on the operating right and good will of the business.

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

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be and the same hereby is granted, subject to the following conditions:

1. The consideration to be paid for the property herein authorized transferred may not 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 Neher shall immediately cancel tariff of rates and time schedules on file with the Commission covering service, certificate for which is herein authorized transferred. Such cancellation to be in accordance with the provisions of General Order No. 51.

3. Applicant Hawkins shall immediately file, in duplicate, or adopt as his own the tariff of rates and time schedules as heretofore filed by applicant Neher covering said service. All tariff of rates and time schedules for said service to be identical with those as filed by applicant Neher.

4. The rights and privileges herein authorized may not be discontinued, sold, leased, transferred or assigned unless the written consent of the Railroad Commission has first been secured.

5. No vehicle may be operated by applicant Hawkins unless such vehicle is owned by him 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 September, 1924.

H. B. Brundage
Isaac Macdonald
Benton Shore
J. W. L. Loring
Commissioners