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Decision No. 14134

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of
WALTER J. GEHRES to sell and STACEY'S
TRANSFER AND STORAGE COMPANY to pur-
chase an automobile freight line
operated between Cabazon, Banning and
Los Angeles, California.

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Application No. 10,464
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BY THE COMMISSION,

ORDER

In this proceeding Walter J. Gehres, who holds a certificate of convenience and necessity to operate an automotive transportation service between Banning and Cabazon and Los Angeles, said certificate having been granted by the Commission in its Decision No. 13693 on Application No. 9424, asks for authority to transfer his operating right to Stacey's Transfer and Storage Company. The last named concern, which is a co-partnership consisting of R. Earl Stacey and E.H. Stacey, brothers, asks for authority to purchase and operate the freight line established by Gehres.

The consideration to be paid for the property herein proposed to be transferred is the sum of \$2,500.00 of which amount \$2,000.00 represents the value of equipment and \$500.00 represents the value of the operating rights. The equipment involved is listed as three 4-ton trucks and 3 trailers. The Stacey Company already owns 3 trucks and 2 trailers which it

proposes to devote to public service in the territory covered by the Gehres certificate.

We believe that this application should be granted and that it is not a matter requiring a public hearing. The certificate to be transferred provides for the

"*transportation of fruits and vegetables westward from Banning and Cabazon and points intermediate within one mile of route on either side to that portion of the City of Los Angeles bounded by Macy Street, Sunset Boulevard, Figueroa Street, Slauson Avenue and the Los Angeles River and that portion also known as the Los Angeles Harbor district; and building materials and lumber from Los Angeles and Los Angeles Harbor district, as herein described, to Banning and Cabazon and points intermediate and one mile on either side of the route but not between Los Angeles Harbor and Los Angeles locally, over and along the following route,

via Valley Boulevard to Colton thence over Colton-San Bernardino road to San Bernardino and thence over state highway to Banning and Cabazon returning over identically the same route."

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 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 Gehres 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 Stacey's Transfer and Storage

Company shall immediately file, in duplicate, tariff of rates and time schedules identical with those as heretofore filed by applicant Gehres covering said service.

4. The rights and privileges herein authorized transferred may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission has first been secured.

5. No vehicle may be operated by applicant Stacey's Transfer and Storage Company unless such vehicle is owned or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 14th
day of October, 1924.

H. B. Benedict
Deputy Master

J. T. Whitney
Commissioners