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Decision No. 14199

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In The Matter of the Application of
FRANK ROBERSON to lease and sell and
PICKWICK STAGES, NORTHERN DIVISION,
to rent and purchase those certain
automobile passenger lines of the
former operated between Fresno and
Coalinga and intermediate points via
Lemoore.

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Application No. 10551
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ORIGINAL

BY THE COMMISSION:

ORDER

Frank Roberson, an individual, and Pickwick Stages, Northern Division, a corporation, have filed a joint application with the Railroad Commission in which they petition for an order approving a certain agreement heretofore entered into providing for the lease and sale of operative rights and equipment owned by applicant Roberson to the Pickwick Corporation.

The operative rights involved under the agreement are as follows:

The right to operate automotive passenger stage service for the common carriage of passengers between Fresno and Lemoore serving as intermediate points Camden, Browndale, Grangeville and Hardwick, secured by Roberson from one A.A. Crabb under Decision No. 9799 in Application No. 7348, dated November 23, 1921; an extension of the above service to Coalinga via Lemoore

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instead of via Helm and McCords serving certain intermediate points with restrictions as regards certain local service as more fully set forth in Decision No. 10591 in Application No. 7767 dated June 16, 1922; an operative right authorizing transportation of passengers and express between Coalinga and Lemoore and intermediate points secured by Applicant Roberson under Decision No. 13283 in Application No. 9832 dated March 19, 1924.

The equipment involved consists of 2-14 passenger Twin-Six Packard automobile stages and 1-26 passenger Twin-Six Packard automobile stage.

The consideration set forth is the sum of \$30,000 payable \$10,000 within ten days after approval by the Railroad Commission of the proposed agreement; the balance of \$20,000 at the rate of \$500 per month on the 30th day after date of decision of this Commission. Upon final payment, the corporation will have the option of taking over full title to the above described properties upon the payment of the sum of \$1.00.

With the understanding that the present order approves the proposed agreement and authorizes the lease with option to purchase and sell the properties herein described, but in no way authorizes the rendition by the acquiring corporation of a less, greater or different service than at present authorized under the certificates herein proposed to be transferred and with the further provision that the Commission in no way recognizes the amount to be paid for the properties proposed to be leased and transferred as a basis for rate fixing or other purposes, 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 leased and 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.

2. Applicant Roberson shall immediately cancel tariff of rates and time schedules on file with the Commission covering service, certificates for which are herein authorized transferred. Such cancellation to be in accordance with the provisions of General Order No. 51.

3. Applicant Pickwick Stages, Northern Division, a corporation, shall immediately file, in duplicate, identical tariff of rates and time schedules, covering service over the routes certificates for which are herein authorized transferred to it, as those heretofore filed for said service by applicant Roberson.

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

5. No vehicle may be operated by applicant Pickwick Stages, N.D. a corporation, 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 23rd day of October, 1924.

C. Seavey
H. B. Brundage
E. J. Shaw
Commissioners