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Decision No. 14346.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the application of)
 S. E. LATTA and O. W. PETERSON part- :
 ners as Latta & Peterson, to sell and :
 transfer, and R.E.O'Brien and G.F.)
 Albright, partners as the Goodell) Application No. 10603
 Transfer Company, to purchase an auto- *
 mobile freight line operated between *
 Stockton and Oakdale, California.)

BY THE COMMISSION:

ORDER

This is an application by S.E.Latta and O.W. Peterson, co-partners, to transfer, and R.E.O'Brien and G.F.Albright, co-partners, to acquire a right to operate an automotive truck service between Stockton and Oakdale with service to Collegeville, Escalon and Valley House as intermediates.

The consideration to be paid for the operative right is named as \$2,000.00.

The operative right in question was obtained from the Commission on October 14, 1921, the Commission's order in Decision No. 9599 on Application No. 6731 granting to H. W. Moore a certificate of convenience and necessity to operate an automotive freight truck service between Stockton and Oakdale, serving Collegeville, Escalon and Valley House as

as intermediate points. Moore; under authority of the Commission, as shown in Decision No. 10226, on Application No. 7641, transferred the operating right to S.E.Latta and O. W. Peterson, a co-partnership and applicants in the instant proceeding.

We are of the opinion that this application should be granted and that it is not a matter requiring a public hearing.

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. Applicants Latta and Peterson, co-partners, shall immediately cancel tariff of rates and time schedules filed covering service, certificate for which is authorized transferred. Such cancellation to be in accordance with the provisions of General Order No. 51.

3. Applicants O'Brien and Albright, co-partners, shall immediately file, in duplicate, tariff of rates and time schedules or adopt as their own the tariffs and schedules heretofore filed by the co-partners Latta and Peterson covering said service. All filings by O'Brien and Albright, co-partners, to be identical with those of Latta and Peterson, co-partners for 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 thereto has first been secured.

5. No vehicle may be operated by applicants O'Brien and Albright, co-partners, unless such vehicle is owned by them or leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 9th day of December, 1924.

Cl Seaver

Dwight Mattson
Edgarton Shore

Commissioners