

Decision No. 14 712

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
T. E. SIMAS to sell, and B.S. ALBUSH)
to purchase, an automobile passenger)
and package line operated between)
Placerville and Pino Grande, El Dorado)
County, California.)
) Application No. 11062

BY THE COMMISSION -

OPINION and ORDER

ORIGINAL

T. E. Simas has petitioned the Railroad Commission for authority to sell and transfer an operating right for an automotive service for the transportation of passengers and packages between Placerville and Pino Grande, and B.S. Albush has asked for authority to purchase and acquire said operating right and to hereafter operate thereunder, the sale and transfer to be in accordance with an agreement of sale attached to the application herein and made a part thereof.

The operating right herein proposed to be transferred was established by T.E. Simas through his operation in good faith prior to May 1, 1917, continuous operation since that date, and the filing of tariffs and time schedules in accordance with the requirements of the Railroad Commission's General Order No.47.

The consideration to be paid for the property herein proposed to be transferred is given as \$3250, which sum is said to represent the value of the operating right. No equipment is involved in the transfer.

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 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 Simas 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 Albush shall immediately file, in duplicate, tariffs 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 Simas. All tariff of rates and time schedules to be identical with those as filed by applicant Simas.
- 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 Albush 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 12th day of May, 1925.

H. A. Brundage
C. S. Seaver
Egerton Shore
George D. Squires

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COMMISSIONERS.