

ORIGINAL

Decision No. 15264

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 the PACKARD STAGE LINE, a corporation,)
 and PICKWICK STAGES SYSTEM, a corporation,)
 for the former to lease to and the latter)
 to hire from, certain operative rights of) Application
 the former for the transportation of) No. 11,436
 passengers and express matter between)
 Los Angeles and Bakersfield and intermediate)
 points, via Mojave and Tehachapi.)

BY THE COMMISSION -

OPINION AND ORDER

Packard Stage Line, a corporation, has petitioned the Railroad Commission for authority to lease to Pickwick Stages System, a corporation, an operating right for an automotive service for the transportation of passengers and express between Los Angeles and Bakersfield and intermediate points, via Mojave and Tehachapi, and Pickwick Stages System, a corporation, asks for authority to lease said operating right and, for a period of one year beginning from the tenth day after the date of the Railroad Commission's order authorizing said lease, to operate thereunder, the lease to be in accordance with the terms of an agreement marked Exhibit "A" which is attached to the application herein and made a part thereof.

The operating right herein sought to be leased was granted to K. F. Beyerle and others, co-partners, by the Railroad Commission in Decision No. 9635, dated October 26, 1921, on Application No. 6801, the Commission declaring in its order that public convenience and necessity required the operation by the co-partners, under the fictitious name of Packard Stage

Line, of an automotive passenger service

**** between Los Angeles and Bakersfield, via Mojave and Tehachapi and all intermediate points, provided, however, that said Packard Stage Line shall not carry passengers locally between Los Angeles and Lancaster and points intermediate thereto nor carry any passengers locally between Bakersfield and Caliente.

In Decision No.12715, dated October 17, 1923, on Application No.9275, the Railroad Commission approved the sale and transfer by the partnership of the operating right described above to Packard Stage Line, a corporation, applicant herein.

In Decision No.13454, dated April 22, 1924, on Application No.8525, the Railroad Commission granted to Packard Stage Line, a corporation, the right to transport

***** passengers, baggage and express between Los Angeles and Lancaster, serving as intermediates the communities at Newhall, Saugus, School House, Vincent and Palmdale, provided, however, that such carriage of passengers and property be transported on through cars of Packard Stage Line, a corporation, as operated between Los Angeles and Bakersfield, via Mojave. No authority is hereby conveyed for the establishment of a local service by the operation of local cars between Lancaster and Los Angeles and intermediate points, the service to be confined to through cars of Packard Stage Line, a corporation. The operative rights herein granted for the transportation of baggage, express and packages are for baggage and express packages not exceeding 40 pounds in weight for each package.

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, the operative rights to be leased to consist of those granted in Decision No.9635, and which were subsequently transferred to Packard Stage Line, a corporation, in Decision No.12715, and the right granted in Decision No.13454, all of which are specifically described in the opinion preceding this order.

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 leased 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 lease herein authorized.

2. Applicant Packard Stage Line shall immediately cancel tariff of rates and time schedules on file with the Commission covering service, certificate for which is herein authorized to be leased. Such cancellation to be in accordance with the provisions of General Order No.51.

3. Applicant Pickwick Stages System shall immediately file in duplicate, tariffs of rates and time schedules or adopt as its own the tariff of rates and time schedules for said service as heretofore filed by applicant Packard Stage Line. All tariff of rates and time schedules to be identical with those as filed by applicant Packard Stage Line.

4. The rights and privileges herein authorized to be leased 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 Pickwick Stages System 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 6th day of August, 1925.

H. P. ...
George D. ...
Leon ...
COMMISSIONERS.