

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
GEORGE D. LANGLEY, doing business
under the fictitious name of Langley
Truck Line, to sell and transfer
his certificate of public convenience
and necessity unto Harley A. Higdon
and W. E. Sheets, doing business under
the fictitious name of Overland
Transfer Company.)
Application No. 11,844

ORIGINAL

BY THE COMMISSION -

OPINION and ORDER

George D. Langley has petitioned the Railroad Commission for authority to sell and transfer an operating right for an automobile service for the transportation of freight between Stockton and Lodi and intermediate points, and Harley A. Higdon and W. W. Sheets, co-partners, doing business under the name of Overland Transfer Company, have applied for authority to purchase and acquire said operating right and to hereafter operate thereunder, the sale and transfer to be in accordance with the terms set forth in the application herein.

The consideration to be paid for the property herein proposed to be transferred is given as \$4000 of which sum \$500 is said to represent the value of the operating right and the good will of the business and \$3500 the value of certain equipment.

The operating right herein proposed to be transferred was granted to George D. Langley by the Railroad Commission in its Decision No. 13517, dated May 5, 1924, issued on Application No. 8311.

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 Langley 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- Applicants Higdon and Sheets shall immediately file, in duplicate tariffs of rates and time schedules or adopt as their own the tariff of rates and time schedules for said service as heretofore filed by applicant Langley. All tariff of rates and time schedules to be identical with those as filed by applicant Langley.
- 4- The rights and privileges herein authorized may not be sold, leased, transferred nor assigned, nor service thereunder discontinued, unless the written consent of the Railroad Commission to such sale, lease, transfer, assignment or discontinuance has first been secured.
- 5- No vehicle may be operated by applicants Higdon and Sheets unless such vehicle is owned by said applicants or is leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 29th day of October, 1925.

W. H. Brundage
Chairman
George H. Quinn
Greenwood
COMMISSIONERS.