

Decision No. 15776

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of }
 GEORGE W. DUKE to sell, and DEAN }
 HOLLINGSHEAD to purchase an automobile }
 passenger and express line operated } Application
 between Weed, Grass Lake, and intermediate } No. 12297
 points, in Siskiyou County, California. }

BY THE COMMISSION -

OPINION and ORDER

George W. Duke has petitioned the Railroad Commission for authority to sell and transfer to Dean Hollinshead an operating right for an automobile stage service for the transportation of passengers, baggage and express between Weed and Grass Lake and intermediate points and Dean Hollinshead has applied 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 marked Exhibit "A" which exhibit is attached to the application herein and made a part thereof.

The consideration to be paid for the property herein proposed to be transferred is given as \$850, which sum is said to represent the value of the operating right, no equipment being involved.

The operating right herein sought to be transferred was granted to applicant Duke by the Railroad Commission in its Decision No. 15598, dated November 6, 1925, issued on Application No. 11847. The operating right authorizes the transportation of passengers, baggage and express between Weed and Grass Lake and the intermediate points of Camps 1, 2, 3 and 4 and Morrison.

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 Duke 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 Hollinshead 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 Duke. All tariff of rates and time schedules to be identical with those as filed by applicant Duke.
- 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 applicant Hollinshead 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 21st day of December, 1925.

H. A. R.
Chairman
George D. Higgins
Leon Whitall
COMMISSIONERS