

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
R. J. WALSWORTH to sell and BIRDIE M.)
MACY to purchase Auto Truck Freight)
line operated between Los Angeles and)
Sierra Madre and for authority for)
BIRDIE M. MACY to extend through ser-)
vice to Sierra Madre.)

Application No. 11,926.

ORIGINAL

BY THE COMMISSION:

OPINION AND ORDER

R. J. Walsworth has petitioned the Railroad Commission for authority to sell and transfer to Birdie M. Macy an operating right for an automobile service for the transportation of freight between Los Angeles and Sierra Madre and Birdie M. Macy has applied for authority to purchase and acquire said operating right, to consolidate it with the operating right under which she is now operating between Los Angeles and Pasadena and intermediate points and to hereafter operate under the consolidated rights an automobile freight service between Los Angeles and Sierra Madre and certain intermediate points. The sale and transfer is to be made 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 \$1500, all of which sum is said to represent the value of the operating right, no equipment being involved.

Birdie M. Macy was authorized by the Railroad Commission in its Decision No. 11,407, dated December 29, 1922, and issued on application No. 8303, to operate an automobile freight service between Los Angeles and Lamanda Park (now a part of the City of Pasadena) and the intermediate points of Highland Park, Garvanza, South Pasadena, Pasadena and Eagle Rock, her usual route being via Pasadena Avenue, Avenue 64, Fair Oaks Avenue and Colorado Street.

The Commission, in Decision No. 13572, dated May 17, 1924, and issued on application No. 9871, granted to R. J. Walsworth authority to operate an automobile truck service between Los Angeles and Sierra Madre, with no service to or from points intermediate thereto.

Consolidation of these two operating rights, will, in effect, extend the Macy right to Sierra Madre, permit service by Birdie M. Macy to that point from Los Angeles and the intermediate points she now serves and eliminate the through service, Los Angeles - Sierra Madre, now being given by Walsworth, an operation that should prove to be a more satisfactory service than the separate services now being given by the two carriers.

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 Walsworth shall immediately withdraw 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 Macy shall immediately file in her own name, in duplicate, tariffs and time schedules covering extension of service to Sierra Madre, by the Macy line, which tariffs and time schedules shall be satisfactory in form to the Railroad Commission.
- 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 Macy 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 28th day of December, 1925.

H. B. Brundage

Chas. J. ...

George D. ...

Leon ...

Commissioners.