

ORIGINAL

Decision No. 14012

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 R. R. YOUNG, doing business under the)
 fictitious name of YOSEMITE TRANSIT)
 to sell, and CALIFORNIA TRANSIT COMPANY,)
 a corporation, to purchase automobile) Application No. 12524
 passenger and express lines operated)
 between Stockton, Sonora, Tuolumne,)
 Groveland and Carl Inn.)

BY THE COMMISSION -

OPINION and ORDER

R. R. Young, doing business under the fictitious name of Yosemite Transit, has petitioned the Railroad Commission for an order approving the sale and transfer to California Transit Company, a corporation, of an operating right for the transportation of passengers and express between Stockton and Carl Inn and intermediate points, and California Transit Company, a corporation, has applied for authority to purchase and acquire said operating right and to hereafter operate thereunder, said 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 \$120,000, of which sum \$97,558.41 is said to be the value of certain property and equipment and \$22,441.59 is said to be the value of the operating right.

The operating right herein sought to be transferred was acquired, in part, by Young, with the approval of the Railroad Commission as shown by its Decision No. 7795, dated June 4, 1920, issued on Application No. 5162, from the Star Auto Stage Association. The association, as set forth in the Commission's decision, had established the right by reason of operation prior to May 1, 1917.

and by the proper filing of tariffs and time schedules in accordance with the Commission's General Order No.47. The right transferred to Young by Decision No.7795 authorized operation of an auto stage service for the transportation of passengers and express from

Stockton to Groveland; Stockton to Sonora and Sonora to Tuolumne over the Mariposa County road to Valley Home; the county road Valley Home to Oakdale; the state highway, Oakdale to Orange Blossom; the county road Orange Blossom to Knights Ferry; the State Highway, Knights Ferry to Chinese Camp, via Keystone; the county road and State Highway between Chinese Camp and Jamestown and the Big Oak Flat Road, Chinese Camp to Groveland.

The right to operate in the summer period between Groveland and Carl Inn was acquired by Young from E. E. Tremain, the Commission approving the transfer in its Decision No.7562, dated May 10, 1920, and issued on Application No.5649.

In Decision No.11,475, dated January 8, 1923, and issued on Application No.8039, the Railroad Commission authorized Young to operate through service between Stockton and Carl Inn over the routes covered by the previously granted certificates as shown herein. In its decision authorizing the through service the Commission declared that the certificate granted to Young in Decision No.11475,

in no way is additional to the two certificates heretofore held by him, but does in effect cancel the two individual certificates through the granting of a blanket certificate covering his entire operation.

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- R. R. Young 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.

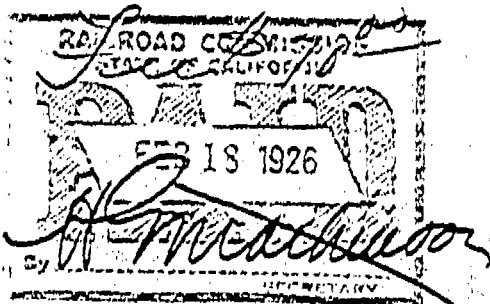
3- Applicant California Transit Company, a corporation, shall immediately file, in duplicate, tariffs of rates and time schedules or adopt as its own the tariff of rates and time schedules for said service as heretofore filed by applicant R.R.Young. All tariff of rates and time schedules to be identical with those as filed by applicant R.R.Young.

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 California Transit Company unless such vehicle is owned by said applicant or is leased under a contract or agreement on a basis satisfactory to the Railroad Commission.

6- This order shall not become effective until there shall have been paid to the Railroad Commission the fee required by the Public Utilities Act covering evidences of indebtedness, in this instance \$70.00.

Dated at San Francisco, California, this 16th day of February, 1926.



H. B. ...
Cherry
Ernest ...

COMMISSIONERS.