Decision No. 17120

BEFORE THE RAILROAD CONDISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of CARL D. HODGE for an order authorizing him to sell, and of Motor Transit Company, a corporation, authorizing it to purchase said automobile stage line operating rights between San Bernardino and Oro Grande, California.

BY THE COMMISSION -



OPINION and ORDER

Carl D. Hodge has petitioned the Railroad Commission for an order approving the sale and transfer by him to Motor Transit Company, a corporation, of an operating right for an automobile service for the transportation of passengers between Oro Grande and San Bernardino and intermediate points, and Motor Transit Company, a corporation, 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 agree ment of sale 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 \$1000, which sum is named as the value of the operating right, no other property being involved.

The operating right herein proposed to be transforred was originally granted by the Railroad Commission to Carl D. Hodge and Joseph H. Santen, co-partners, who, by Decision No.12583, dated September 7, 1923, and issued on Application No.9146, were authorized to operate an automobile passenger service between San Bernardino and Victorville and the intermediate points of Hesperia Road, Camp Cajon, Cajon, Cozy Dell, Mt. View Camp, Devore and Verdemont. On February 11, 1924, (Dedision No.13133, issued on Application No.9754) the Commission granted Hodge & Santen authority to extend the service to Oro Grande, a

74

point situated approximately five miles north of Victorville. Santen sold and transferred his interest in the operating right to Hodge, applicant herein, on December 28, 1925, as shown by the Commission's Decision No.15802, issued on Application No.12304.

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- That the approval herein granted shall not be construed as in any way authorizing Motor Transit Company, a corporation, to link up or merge the operating right herein transferred with the operating rights now owned by Motor Transit Company, a corporation.

2- 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.

3- Applicant Hodge 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 withdrawal to be in accordance with the provisions of General Order No.51.

4- Applicant Motor Transit Company, a corporation, shall immediately file, in duplicate, in its own name, tariff of rates and time schedules covering service heretofore given by applicant Hodge, which rates and time schedules shall be identical with the rates and time schedules now on file with the Railroad Commission in the name of Hodge, or rates and schedules satisfactory in form and substance to the Railroad Commission.

5- The rights and privileges herein authorized may not be sold, leased, transferred nor assigned, nor service there under discontinued, unless the written consent of the Railroad Commission to such sale, lease, transfer, assignment or discontinuance has first been secured.

6- No vehicle may be operated by applicant Motor Transit Company, a corporation, 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, Calif	ornia, this //_day	of kily	,1926.
· · · · · ·			-
	Chileaner .		
	- Forund and	T S S	
75	Lion aute	Dell	
-2-		1) ALTERTONICAS	