

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SCHEMIC AUTO STAGE (R. E. Woodhams, Owner))
to sell and GEORGE CARR to purchase an)
automobile passenger line operated be-)
tween Redwood City, La Honda and San)
Gregorio, in the State of California.)

Application No. 13049.

BY THE COMMISSION -

OPINION AND ORDER

ORIGINAL

R. E. Woodhams has petitioned the Railroad Commission for an order approving the sale and transfer by him to George Carr of an operating right for the transportation of passengers and their baggage (baggage limited to 100 pounds), between Redwood City and San Gregorio and intermediate points and George Carr 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 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 \$2000, of which sum \$1000 is said to be the value of certain equipment and \$1000 the value of the operating right.

The operating right herein proposed to be transferred was established by applicant Woodhams through operation prior to May 1, 1917, and the filing of tariffs in conformity with the rules and regulations of the Railroad Commission. Originally Woodhams transported passengers, freight and express but through improper tariff filing he practically abandoned the freight and express service. Subsequently, when advised of his error, he filed an application for a certificate permitting him to transport freight and express and the certificate was granted by the Commission in its Decision No. 10622, dated June 23, 1922, and issued on Application No. 7516. Still later, on Application No. 8047, he acquired from A. H. Wetherbee the latter's freight operating right in

the same territory.

The instant application, however, proposes only the sale and transfer of the passenger and baggage right established by Woodhams through operation prior to May 1, 1917, it being the intention of Woodhams to continue operation of the freight and express service.

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 R. E. Woodhams 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.

3. Applicant George Carr shall immediately file, in duplicate, in his own name, tariff of rates and time schedules covering service heretofore given by R. E. Woodhams, 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 applicant R. E. Woodhams, or rates and schedules satisfactory in form and substance 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 George Carr 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 31st day
of July, 1926.

W. B. Brundage

C. L. Sawyer

Leon C. Whiteley

Thos. B. Rutter

COMMISSIONERS.