

Decision No. 17356

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
RUSSELL O. DOUGLASS for permission)
to sell and transfer, and BEVERLY)
GIBSON to purchase and acquire the)
right of said RUSSELL O. DOUGLASS)
to operate an automobile stage line)
as a common carrier of passengers)
and express between Sacramento,)
California and Folsom, California,)
and intermediate points, and of the)
equipment and property of said)
RUSSELL O. DOUGLASS used and useful)
in the operation of said automobile)
stage line.)

ORIGINAL

Application No. 13135

BY THE COMMISSION -

OPINION and ORDER

Russell O. Douglass has petitioned the Railroad Commission for an order approving the sale and transfer by him to Beverly Gibson of an operating right for an automobile service for the transportation of passengers and baggage between Sacramento and Folsom and intermediate points, and Beverly Gibson 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 \$15,000, of which sum \$10,000 is said to represent the value of certain equipment and \$5000 is named as the value of the operating right.

The operating right herein proposed to be transferred was acquired by Douglass from Mary M. Redgrave, special administratrix of the estate of Thomas A. Stuart, the Railroad Commission approving the transfer in its Decision No. 13036, dated January 11, 1924, and issued on Application No. 8626.

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 order shall not be construed as in any way authorizing Beverly Gibson to link up or merge with the operating rights heretofore granted to him by the Railroad Commission the operating right herein authorized to be transferred.

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 Russell O. Douglass 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 Beverly Gibson shall immediately file, in duplicate in his own name tariff of rates and time schedules covering service heretofore given by applicant Douglass, 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 Douglass 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 thereunder 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 Beverly Gibson unless such vehicle is owned by said applicant, or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 21st day of
September, 1926.

H. B. Burdick
Cleaves
Zimmerman
Leon Cawhill
Thos D. Kottel