

Decision No. 18244

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
C. O. GOULD to sell, and W. E. SPOON )  
and A. J. MASON to purchase the ) Application No.13693  
automobile passenger line operated )  
between Carmel and Monterey, California. )

BY THE COMMISSION -

OPINION and ORDER

C. O. Gould has petitioned the Railroad Commission for an order approving the sale and transfer by him to W. E. Spoon and A. J. Mason, co-partners, of an operating right for an automobile service for the transportation of passengers, and freight between Carmel and Monterey, and W. E. Spoon and A. J. Mason, co-partners, have 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 which 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 \$25,000, which sum, applicants declare, represents the value of intangibles and certain equipment and other property.

The operating right herein proposed to be transferred was granted to C. O. Gould by the Railroad Commission in its Decision No.7582, dated April 8, 1920, and issued on Application No.4526. In that decision the Commission authorizes Gould to operate a "passenger and freight automobile service between Monterey and Carmel-by-the-Sea."

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 C. O. Goold shall immediately unite with applicants W. E. Spoon and A. J. Mason, co-partners, in common supplement to the tariffs on file with the Commission, applicant Goold on the one hand withdrawing, and applicants Spoon and Mason on the other hand accepting and establishing such tariffs and all effective supplements thereto.

3- Applicant Goold shall immediately withdraw time schedules filed in his name with the Railroad Commission and applicants Spoon and Mason shall immediately file, in duplicate, in their own names, time schedules covering service heretofore given by applicant Goold which time schedules shall be identical with the time schedules now on file with the Railroad Commission in the name of applicant Goold or time schedules satisfactory to the Railroad Commission.

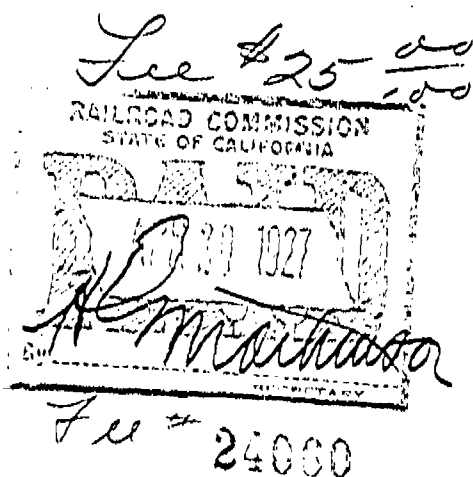
4- The rights and privileges herein authorized may not be sold, leased, transferred nor assigned, nor service thereunder discontinued, unless the written consent of the Railroad Commission to such sale, lease, transfer, assignment or discontinuance has first been secured.

5- No vehicle may be operated by applicants Spoon & Mason unless such vehicle is owned by said applicants or is leased by them under a contract or agreement on a basis satisfactory to the Railroad Commission.

6- This order is not to be construed as authority for Spoon and Mason, co-partners, to link up, join or consolidate the operating right herein transferred with the operating right now owned by them and under which they are transporting passengers between Monterey and Pacific Grove.

7- This order shall not become effective until there has been paid to the Railroad Commission the fee required by the Public Utilities Act and the Auto Stage and Truck Transportation Act on all evidences of indebtedness extending over a period of one year, in this instance the minimum fee of \$25.00.

Dated at San Francisco, California, this 15<sup>th</sup> day of April, 1927.



Emmerson  
C. Seavey  
Leon Curtis  
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COMMISSIONERS.