

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
ENRICO N. CUNEO to sell, and WHITE BROTHERS  
to purchase a passenger and freight line  
operated between Jackson, Pine Grove and  
Volcano, California.

} Application  
No. 13779

BY THE COMMISSION -

OPINION and ORDER

ORIGINAL

Enrico N. Cuneo has petitioned the Railroad Commission for an order approving the sale and transfer by him to White Brothers of an operating right for the transportation of persons and property between Jackson and Volcano and intermediate points, and White Brothers have asked 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 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 \$50, all of which sum is said to represent the value of intangibles, no equipment being involved.

The operating right herein proposed to be transferred was originally granted to Joseph Ratto by the Railroad Commission in its Decision No. 5898, dated November 4, 1918, and issued on Application No. 4131. Ratto, in said decision, was authorized to operate an automobile service as a common carrier of passengers and freight between Jackson and Volcano and intermediate points, the intermediate points, in the tariff accompanying Ratto's application being named as New York Ranch and Volcano. With the approval of the Railroad Commission as shown by Decision No. 15933, dated February 5, 1926, and issued on Application No. 12473, Ratto transferred the operating right to Enrico Cuneo, one of the applicants herein.

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 Cuneo shall immediately unite with applicants White Brothers in common supplement to the tariffs on file with the Commission, applicant Cuneo on the one hand withdrawing, and applicants White Brothers on the other hand accepting and establishing such tariffs and all effective supplements thereto.

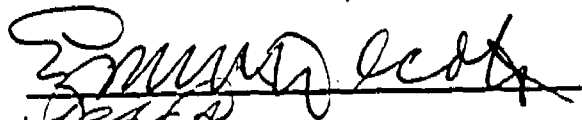
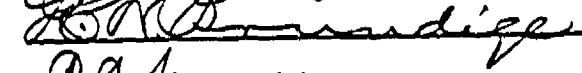

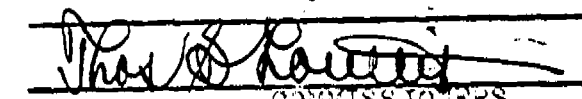
3- Applicant Cuneo shall immediately withdraw time schedules filed in his name with the Railroad Commission and applicants White Brothers shall immediately file, in duplicate, in their own names, time schedules covering service heretofore given by applicant Cuneo, which time schedules shall be identical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

Dated at San Francisco, California, this 24<sup>th</sup> day of May,

1927.

  
  
  
  
COMMISSIONERS.