

necessary will be provided for the movement of passengers.

Express matter will be transported by truck or automobile.

Accompanying the application was a list of shippers now receiving service by rail representing 80 percent of the shippers and 90 percent of the freight and express handled approving the application and asking that it be granted. The rates to be charged on both freight, express and passenger traffic between termini will be the rates now on file with the Commission for the transportation of these classes by rail.

We believe this is a matter in which a public hearing is not necessary and that the application with proper limitations should be granted.

Quincy Railroad Company, a corporation, is hereby placed upon notice that "operative rights" do not constitute a class of property which should be capitalized or used as an element of value in determining reasonable rates. Aside from their purely permissive aspect, they extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be changed or destroyed at any time by the state which is not in any respect limited to the number of rights which may be given.

O R D E R

Quincy Railroad Company, a California corporation, having made application to the Commission for a certificate of public convenience and necessity to operate truck and auto service as a common carrier between Quincy and Quincy Junction as a coordinate service with that now furnished by applicant,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA HEREBY DECLARES that public convenience and necessity require the establishment of an operation of truck and automobile service between Quincy and Quincy Junction for the transportation of persons and property

over and along the county highway between termini; and

IT IS HEREBY ORDERED that a certificate of public convenience and necessity therefor be and the same hereby is granted subject to the following conditions:

1. Applicant shall file his written acceptance of the certificate herein granted within a period of not to exceed fifteen (15) days from date hereof.
2. Applicant shall file, in duplicate, and make effective within a period of not to exceed thirty (30) days from the date hereof, on not less than ten days' notice to the Commission and the public a tariff or tariffs constructed in accordance with the requirements of the Commission.
3. Applicant shall file, in duplicate, and make effective within a period of not to exceed thirty (30) days from date hereof, on not less than five (5) days' notice to the Commission and the public, time schedules, according to form provided in General Order No. 83, covering the service herein authorized, in a form satisfactory to the Railroad Commission.
4. The rights and privileges herein authorized may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.
5. No vehicle may be operated by applicant herein unless such vehicle is owned by said applicant or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

For all other purposes the effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 21st day of

March 1932.

C. J. Jones
Leon S. Williams
M. J. C. C.
M. B. Harris
Fred G. Stewart
COMMISSIONERS.