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Decision No. 10783

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
HENRY GERMAN to sell and J. P.)
MUSCARDINI to purchase a stage)
passenger and freight line operated)
between Nevada City and Graniteville,)
California.)

ORIGINAL

Application No. 8083

BY THE COMMISSION:

ORDER

Henry German and J. P. Muscardini have filed a joint application with the Railroad Commission petitioning for an Order authorizing German to sell and Muscardini to purchase a certain automobile stage line operated between Nevada City, Graniteville, and intermediate points. Applicant German is at the present time the holder of two operative rights; one, between Nevada City and Graniteville, secured through operation prior to May 1st, 1917, and continuously since that date; another operative right, between Nevada City and Downieville, secured under Decision No. 6780 in Application No. 4433. The operative right between Nevada City and Graniteville is the one proposed to be transferred in the present proceeding.

Applicants give the sum of \$5,000 as the consideration to be paid for the property herein proposed to be transferred, which sum, it is claimed, represents in whole the value of physical properties to be transferred, and no portion thereof is to be paid for the operative right. In addition to the operative right, German proposes to sell stage equipment, horses, wagons, sleighs, and miscellaneous personal property, together with real property situated in North Bloomfield and Graniteville used as termini for the stage line.

It appearing to the Commission 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 applicant Henry German shall immediately file a cancellation of all tariff of rates and time schedules now on file with the Railroad Commission, such cancellation to be in accordance with the provisions of General Order No. 51 of the Railroad Commission.

2. That applicant, J. P. Muscardini, shall immediately file, in duplicate, in his own name, tariff of rates and time schedules, or adopt as his own, the tariff of rates and time schedules filed by applicant German; all tariff of rates and time schedules to be identical with those filed by applicant German.

3. That the rights and privileges herein authorized to be transferred shall never 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.

4. That no vehicle may be operated by applicant Muscardini unless such vehicle is owned by him or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 25th day of

July, 1922.

H. B. ...
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Commissioners.