

McS

Decision No. 10986

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

-000-

In the Matter of the Application of )  
J. R. LANGILLE to sell and J. L. MARTIN )  
and G. E. ROSEBROOK, operating under the )  
partnership name of Martin & Rosebrook, :  
to purchase an automobile passenger line ) Application No. 8240  
operating between Chico, Butte County, :  
California, and Hamilton City, Glenn :  
County, California. )

BY THE COMMISSION,

ORDER

J. R. Langilla has filed a joint application with J. L. Martin and G. E. Rosebrook, co-partners doing business under the fictitious name of Martin & Rosebrook, in which they apply for an order authorizing Langille to sell and the co-partnership to purchase a certain automobile stage line operated between Chico and Hamilton City, California.

The operative right herein proposed to be transferred was originally obtained by one Guy E. Heaton due to operation prior to May 1st, 1917, and continuously since that date until he was authorized to transfer to one of the present applicants. Under Decision No. 8647 in Application No. 6551, dated February 21, 1921, Heaton was authorized to transfer his operative right to J. R. Langille.

The consideration to be paid for the property herein proposed to be transferred is given as the sum of \$200.00 .

1.

No automobile equipment is involved in the transfer, although certain miscellaneous supplies, such as gas and oil tanks, etc., are to be transferred in addition to the operative right.

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 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. That applicant J. R. Langille shall immediately cancel 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.

3. That applicants Martin & Rosebrook, co-partners, shall immediately file, in duplicate, tariff of rates and time schedules, or adopt as their own the tariff of rates and time schedules now on file with the Commission by applicant Langille, all rates and time schedules to be identical with those filed by applicant Langille.

4. That the rights and privileges herein authorized to be transferred 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. That no vehicle may be operated by applicants Martin & Rosebrook, co-partners, unless such vehicle is owned by them or is leased by them under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 14<sup>th</sup> day of September, 1922.

*W. H. Anderson*  
*W. H. Anderson*  
*W. H. Anderson*  
*W. H. Anderson*  
Commissioners