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Decision No. 11380

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
HENRY JOHNSTON to sell and E. F.

HARVEY to purchase an automobile
stage line operated between Ukiah
and Potter Valley, California.)

ORIGINAL

: Application No. 8500

BY THE COMMISSION,

ORDER

Henry Johnston and E. F. Harvey have filed a joint application with the Railroad Commission in which they petition for an order authorizing Johnston to sell and Harvey to purchase a certain automobile stage line operated between Ukiah and Potter Valley, California.

The operative right herein sought to be transferred was obtained by applicant Johnston under Decision Nos. 6088 and 6246 in Application No. 4326, dated respectively January 28, 1919 and April 11, 1919. Such operative right authorizes the operation of an automobile stage line as a common carrier of passengers, freight, baggage and express between Ukiah and Potter Valley, California.

The consideration to be paid for the property herein sought to be transferred is given as the sum of \$1,000 and includes in addition to the operative right one 1922 Ford truck.

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.

1.

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 Henry Johnston 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. Applicant E. F. Harvey shall immediately file in duplicate tariff of rates and time schedules, or adopt as his own the tariff of rates and time schedules as filed by applicant Johnston. All tariff of rates and time schedules to be identical with those as filed by applicant Johnston.

4. The rights and privileges herein authorized to be transferred shall 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 Harvey unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

224 Dated at San Francisco, California, this day of December, 1922,

H. R. Brundage
Dwight Martin
J. J. McDonald
Commissioners