

Decision No. 11293.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of JOHN I. LEDFORD to sell and MARION O. HULBERT to purchase an undivided half interest in automobile (passenger and freight line) operated between Cloverdale and Navarro, and Philo and Elk, California.

Application No. 8037.

John I. Ledford and Marion O. Hulbert, in propria persona.

BY THE COMMISSION.

O P I N I O N

A public hearing was held by Examiner Westover at Cloverdale upon the above application seeking authority to transfer an undivided half interest in equipment and operative right used in transporting freight and passengers between Cloverdale, Navarro, Philo and Elk.

The lines are at present operated by John I. Ledford and his brother, George L. Ledford, who joins in the application. Applicant John I. Ledford wishes to retire from the business and transfer his interest to Marion O. Hulbert who has been driving for the present firm for a number of years. The new firm is also to take an assignment of the mail contract for a term ending June 30, 1926.

For the purpose of the transfer, the half interest in the physical property, which consists of two Garford 15-passenger stages and two touring cars, seating 7 and 8 passengers, respective-

ly, is valued at \$5000.00, and in the mail contract and operative rights \$5000.00.

Both parties testified that they understood the Commission could not allow as part of the rate base in any rate proceeding any value for the mail contract or operative rights, the latter of which existed by virtue of operation long prior to the time when the Commission was given jurisdiction over such matters.

#### ORDER

A public hearing having been held upon the above entitled application, the matter being submitted and now ready for decision,

IT IS HEREBY ORDERED that John I. Ledford be and he is hereby authorized and empowered to transfer to Marion O. Hulbert an undivided half interest in the equipment and operative rights now used by John I. Ledford and George L. Ledford, in operating an automobile freight and passenger line between Cloverdale, Navarro, Philo and Elk, in Sonoma and Mendocino Counties.

1. Nothing herein contained shall be construed as a finding by the Railroad Commission of the value of the property transferred.
2. Said transferor shall immediately cancel all tariffs and time schedules relating to said route on file with the Railroad Commission; and transferee shall immediately file tariffs and time schedules in his own name, identical with those relating to said route heretofore filed with the Railroad Commission, or adopt as his own the said filings. Such filing, cancellation or adoption shall be in conformity with the provisions of General Order No. 51 and other regulations of the Railroad Commission, which, so far as applicable, are made a part hereof.

3. The rights and privileges hereby authorized to be transferred shall not again be sold, leased, transferred, or assigned, nor shall operation thereunder be discontinued without the previous written consent of the Railroad Commission.
4. No vehicle may be operated in said service unless said vehicle is owned by the applicant herein or is leased by said applicant under a contract or agreement satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 23<sup>rd</sup> day  
of December, 1922.

H. H. Brundage

Charles H. ...  
J. H. ...

Commissioners.