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Decision No. 11476.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of )  
BEN BAIRD to sell and THEO PETERS to :  
purchase an automobile freight line ) Application No. 8547  
operated between Stockton and Gustine, :  
via Crows Landing and Newman. )

BY THE COMMISSION,

ORDER

Ben Baird and Theo. Peters have filed a joint application with the Railroad Commission in which they apply for an order authorizing Baird to sell and Peters to purchase a certain automobile truck line operated between Stockton and Gustine.

The operative right herein proposed to be transferred was obtained by applicant Baird under Decision No. 10214 in Application No. 7424, dated March 21, 1922 and authorizes the operation of an automobile truck line as a common carrier of freight between Stockton and Gustine serving Newman and Crows Landing and Half Way House as intermediate points, also for the transportation of butter only between Gustine and Modesto.

The consideration to be paid for the property herein proposed to be transferred is given as the sum of \$175.00.

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.

IT IS HEREBY ORDERED that the above entitled application be, and the same hereby is granted, subject to the following conditions:

1. The purchaser, Theo Peters, shall file his written acceptance of the certificate herein authorized to be transferred, which written acceptance shall contain a statement to the effect that he fully understands the scope of the certificate herein authorized to be transferred and that the limitations therein contained will be strictly adhered to.

2. 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.

3. Applicant Ben Baird 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.

4. Applicant Theo. Peters shall immediately file, in duplicate, tariff of rates and time schedules, or adopt as his own the tariff of rates and time schedules heretofore filed by applicant Baird. All tariff of rates and time schedules to be identical with those as filed by applicant Baird.

5. 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.

6. No vehicle may be operated by applicant Peters 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 14  
day of January, 1923.

H. T. Brundage  
Division Manager  
C. J. Jones

J. T. Whittley  
Commissioners