

Decision No. 5789-

ORIGINAL

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
EDWARD POWERS, doing business under)
the name of MANTECA TELEPHONE AND)
TELEGRAPH COMPANY, for permission to)
sell, and of M. A. FORBES for permis-)
sion to purchase a telephone system)
in the Town of Manteca, San Joaquin)
County, California, and the surround-)
ing territory.)

Application No. 4077.

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BY THE COMMISSION:

ORDER

EDWARD POWERS, who operates a telephone system in and about the Town of Manteca under the name of Manteca Telephone and Telegraph Company, having asked authority to sell his system to M. A. Forbes for the sum of \$6750.00 in accordance with the form of bill of sale and mortgage attached to the application herein as Exhibits "A" and "B", the property to be transferred being described as follows:

Said property comprises all office equipment and furniture, including two switch boards, cross connecting rack, telephone booths, desks, chairs, railing and all office furniture and fixtures and supplies of whatever nature, also

All telephone instruments, both those which are in use by the customers and subscribers, and those which are now on hand for future installment; also

All telephone poles, cross arms, wire, tools, of every nature, whether the same are now installed and in actual use, or whether they consist of material on hand for the future use; also

All construction supplies of every nature whatsoever; also

One Chevrolet auto truck No. A-60247; also

All contracts with subscribers for the use of telephone instruments, or for the giving of telephone service which may be in existence with customers and subscribers of and other persons receiving telephone service from the Manteca Telephone and Telegraph Company, including all rights, whether in contract form or otherwise, for long distance service connections with any other telephone or telegraph company doing business in the State of California; also

All right to use the name of the Manteca Telephone and Telegraph Company whether said right consists in its use as a trade name or otherwise; also the goodwill of the business conducted by the undersigned under the name of the Manteca Telephone and Telegraph Company, and the undersigned hereby promises and agrees not to engage in telephone or telegraph business in the town of Manteca, San Joaquin County, California, or in this vicinity at any time after the execution and delivery of this bill of sale.

And it appearing to the Commission that this is not a case in which a public hearing is necessary and that the application should be granted,--

IT IS HEREBY ORDERED that the application herein be, and the same hereby is, granted; provided that the consideration given for the property authorized to be transferred shall not be taken before this Commission, or any other public body, as representing for rate fixing or other purposes the value of the property transferred. And, provided further, that the authority herein granted to transfer shall apply only to such transfer as is made on or before December 31, 1918.

Dated at San Francisco, California, this ^{19th} day
of September, 1918.

Edwin O. Edgerly

Alexander

Frank E. Kelly

Commissioners.