

ORIGINAL

Decision No. 6918.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of  
WESTERN AUTO STAGE COMPANY, INC.,  
and Walling and Alexander, a co-  
partnership, for an order approving  
the sale and transfer of an auto-  
mobile stage line between Bakersfield,  
Kern County, and Fresno, Fresno County.)

Application No. 4887.

BY THE COMMISSION:

O R D E R

Western Auto Stage Company, Inc., and J. C. Walling and C. H. Alexander, partners in business under the firm name and style of Walling and Alexander, have petitioned the Railroad Commission for an order authorizing the sale and transfer of the rights and privileges heretofore owned by Western Auto Stage Company, Inc., between Bakersfield, Kern County, and Fresno, Fresno County, to Walling and Alexander, a co-partnership.

The rights and privileges proposed to be transferred are those acquired by Western Auto Stage Company, Inc., by reason of operation having been conducted in good faith on May 1, 1917, which was the date recognized by the legislature in the passage of the statutory enactment known as Chapter 213, Laws of 1917, as not requiring the securing of a certificate of public convenience and necessity from the Railroad Commission or permits from the governing bodies of the various political subdivisions through which the route passed. The portion of the stage routes owned by Western Auto Stage Company, Inc., and proposed to be transferred consists of the route

from Fresno to Bakersfield passing through the communities at Fowler, Selma, Kingsburg, Traver, Goshen, Tulare, Tipton, Pixley, Earlinton, Delano, McFarland and Famosa.

The proposed transfer is to be made in accordance with the conditions of a certain bill of sale, a copy of which marked exhibit "A" has been filed with the application in this proceeding.

We are of the opinion that this is not a matter in which a public hearing is necessary and that the application should be granted.

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

- I - Applicant, Western Auto Stage Company, Inc., shall immediately cancel all tariffs and time schedules covering the routes between Fresno and Bakersfield and intermediate points, such cancellation to be in accordance with the provisions of General Order No. 51 and other regulations of the Railroad Commission.
- II - Applicants, Walling and Alexander, a co-partnership, shall immediately file new tariffs and time schedules over the route, transfer of which is hereby authorized, or adopt as their own the tariffs and time schedules heretofore filed by applicant, Western Auto Stage Company, Inc.; all tariff rates to be in accordance with those heretofore of record with the Railroad Commission and as filed by said Western Auto Stage Company, Inc.
- III - The rights and privileges, transfer of which are hereby authorized, may not again be

transferred nor assigned unless the written consent of the Railroad Commission to such transfer or assignment has first been procured.

IV - No vehicle may be operated under the authority contained in this order by applicants, Walling and Alexander, a co-partnership, unless such vehicle is owned by said applicant or is leased by them under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 9<sup>th</sup> day of December, 1919.

Edwin C. Egan

H. D. Loveland

Francis R. Denton

James M. Watson

Commissioners.