

ORIGINAL

Decision No. 6939.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of
R. E. WOOD, WALTER BOYD, CARL INGALLS
and ELMER KITCHEN for an order authoriz-
ing and consenting to the transfer and
assignment of the privilege, franchise,
and permit to operate an automobile stage
line between the cities of Bakersfield and
Taft.

Application
Number
5038.

BY THE COMMISSION:

O R D E R

R. E. Wood, Walter Boyd, Carl Ingalls and Elmer Kitchen have petitioned the Railroad Commission for an order approving the transfer, sale and assignment of the operative rights now held by the partnership of Wood, Boyd and Ingalls to a partnership to be composed of applicants, Wood, Boyd and Kitchen.

The rights and privileges proposed to be transferred are those acquired by the partnership, Wood, Boyd and Ingalls, by reason of the said partnership operating an automobile stage line in good faith as of 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, whereby a certificate of public convenience and necessity was not required from the Railroad Commission nor permits from the political bodies of the various political subdivisions through which the route passed.

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 - Applicants, Wood, Boyd and Ingalls will be required to immediately cancel all schedules and tariffs now on file with the Railroad Commission in accordance with the provisions of General Order No. 51 and other regulations of the Railroad Commission.
- II - Applicants, Boyd Ingalls and Kitchen, partners in business, will be required to file tariffs and time schedules in the name of said partnership or to adopt as their own the tariffs and time schedules as heretofore filed with this Commission by Wood, Boyd and Ingalls; rates in every instance to be the same in all respects as those heretofore filed with the Railroad Commission by Wood, Boyd and Ingalls, a co-partnership.
- 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 secured.

IV - No vehicle may be operated under the authority of transfer hereby granted to applicants Boyd, Ingalls and Kitchen, a co-partnership, unless such vehicle is owned by said co-partnership or is leased by the co-partnership under a contract or agreement on a basis satisfactory to the Railroad Commission.

DATED at San Francisco, California, this 11th day of December, 1919.

Edwin O. Redgett
A. D. Loveland
Frank R. Devlin

Commissioners.