

Decision No. 7005.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
J. E. Price and Helen L. Benadom)
for an order authorizing a transfer)
of right to operate automobile stage)
line transporting passengers, pack-)
ages and express between San Luis)
Obispo and El Paso de Robles.)

Application No. 5217.

BY THE COMMISSION:

O R D E R

J. E. Price and Helen L. Benadom have petitioned the Railroad Commission for an order approving the transfer and sale of the operative rights and equipment used in the operation of an automobile stage line as a common carrier of passengers, packages and express between San Luis Obispo and El Paso de Robles. The equipment and rights now possessed by applicant, J. E. Price, to be sold and transferred to applicant, Helen L. Benadom, who will hereafter operate said automobile stage line.

The rights and privileges proposed to be transferred are those acquired by J. E. Price by reason of operation prior to May 1, 1917, and continuously thereafter, such date being that recognized by the legislature in the passage of Chapter 213, Laws of 1917, as that upon which no certificate of public convenience, and necessity was required to be obtained from the Railroad Commission nor permits from the governing bodies of the various political subdivisions through which a route passed.

Applicants propose to transfer the equipment and operative rights in accordance with a conditional contract of sale,

a copy of which is attached to the application in this proceeding and marked exhibit "A".

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 this application be and the same hereby is granted subject to the following conditions:

- I - Applicant, J. E. Price, will be required to immediately cancel all tariffs and time schedules now on file with the Railroad Commission, such cancellation to be made in accordance with the provisions of General Order No. 51 and other regulations of the Railroad Commission.
- II - Applicant, Helen L. Benadon, will be required to file tariffs and schedules in her own name or to adopt as her own the tariffs and time schedules heretofore filed by applicant, J. E. Price; all rates and fares to be the same as those heretofore filed by applicant, J. E. Price.
- III - The rights and privileges, transfer of which is 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 by applicant, Helen L. Benadon, under the authority conveyed by this authorization of trans-

fer unless such vehicle is owned by such applicant or is leased by her under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 8th day of January, 1920.

Edwin C. Edgerton

H. D. Loveland

H. A. Brown

Commissioners.