

MM-Feb. 4, 1920.

Decision No. 2089

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
THE WESTERN AUTO STAGE COMPANY, INC.,
owner of the auto stage route operat-
ed between Bakersfield, California,
and Taft, California, and intermediate
points, to sell and transfer said route,
right, title and interests therein to
the KERN COUNTY TRANSPORTATION COMPANY;

and

Application of the KERN COUNTY TRANS-
PORTATION COMPANY for an order granting
permission to purchase the said interests
in the aforementioned stage line, and be
permitted to operate between said points.

ORIGINAL

Application No. 5311.

BY THE COMMISSION.

O R D E R

THE WESTERN AUTO STAGE COMPANY, INC., a corporation,
and KERN COUNTY TRANSPORTATION COMPANY, a corporation, have peti-
tioned the Railroad Commission for approval of the sale and trans-
fer of an automobile stage route between Bakersfield and Taft and
intermediate points; The Western Auto Stage Company, Inc., desiring
to sell and transfer and the Kern County Transportation Company de-
siring to purchase, acquire and hereafter operate the stage line be-
tween Bakersfield and Taft, now operated by applicant, The Western
Auto Stage Company, Inc.

The rights and privileges, for which approval of
transfer is requested, are those acquired by The Western Auto Stage

Company, Inc., a corporation, by reason of operation in good faith prior to May 1, 1917, and continuously since such date; May 1, 1917 being the date recognized by the Legislature in the passage of Chapter 213, Laws of 1917, as that upon which transportation companies, operating in good faith, were not required to secure a certificate of public convenience and necessity from the Railroad Commission nor permit from the governing bodies of all political sub-divisions through which a route passed.

The transfer of the rights and privileges, for which approval is herein requested, is to be made in accordance with the conditions of a Bill 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:-

(1)-Applicant, The Western Auto Stage Company, Inc., will be required to immediately cancel all tariffs and time schedules now on file with the Railroad Commission, such cancellation to be in accordance with the requirements of General Order No. 51, and other regulations of the Railroad Commission.

(2)-Applicant, Kern County Transportation Company, will be required to file in its own name or to adopt as its own, the tariffs and time schedules heretofore filed with the Railroad Commission by The Western Auto Stage Company, Inc., all rates to be in accordance with those heretofore filed with the Railroad Commission by applicant, The Western Auto Stage Company, Inc.

(3)-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.

(4)-No vehicle may be operated under this authority of transfer by applicant, Kern County Transportation Company, unless such vehicle is owned by such applicant, or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 5th day of February, 1920.

Edwin O. Edgerton
H. D. Thompson
Frank P. Wilson
H. R. Brundage

Commissioners.