

ORIGINAL

Decision No. 7212

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of
Mrs. William Wibelitz for an order
granting permission to transfer and
sell all her right, title and inter-
ests in the Tropico Auto Transfer
Company of which she is sole owner,
to Robert V. Hardie, and for permis-
sion to discontinue her service,

APPLICATION NO. 5409

and

Application of Robert V. Hardie for
an order granting permission to pur-
chase and operate such auto transfer
company thereafter.

BY THE COMMISSION:

O R D E R

Mrs. William Wibelitz and Robert V. Hardie have petitioned the Railroad Commission for approval of the transfer of the operative rights of an automobile freight truck service between Los Angeles, Tropico and Glendale and intermediate points, applicant Wibelitz desiring to sell and transfer and applicant Hardie desiring to purchase, acquire and thereafter operate such stage line. The conditions under which the proposed transfer is to be made are contained in the application in this proceeding.

The substance of the agreement entered into between the parties is as follows:

If the authority of the Railroad Commission of the State California is received to transfer right, title and interests in auto truck line now operated by Mrs. William Wibelitz between Los Angeles and Glendale, the said Mrs. William Wibelitz hereby agrees to sell to Robert V. Hardie her interest in one 2½ ton

Bethlehem truck, all operating rights and good will, together with office equipment for the sum of fourteen hundred (\$1400.00) dollars. The said Robert V. Hardie to assume contract and pay balance due on the afore mentioned truck. The said Robert V. Hardie hereby agrees to purchase same paying therefor the said amount, under the conditions outlined above.

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, Mrs. William Wibelitz, will be required to immediately cancel all time schedules and tariffs now on file with the Railroad Commission.
- II - Applicant, Robert V. Hardie, will be required to file in his own name new time schedules and tariffs, or to adopt as his own the time schedules and tariffs heretofore filed by Mrs. William Wibelitz, all rates to be in accordance with those heretofore filed with the Railroad Commission by Mrs. William Wibelitz.
- 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 this authorization of transfer by applicant, Robert V. Hardie, unless such vehicle is owned by such applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 4th day of March 1920.

Edwin J. Edgerton
H. D. Loveland

Dwight Martin COMMISSIONERS.