

Decision No. 7280

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application)
of Max Green, Perry Green and)
Nettie D. Phillips, co-partners,)
doing business under the fictitious)
name of San Bernardino Mountain Auto)
Line, to sell, and of O. R. Fuller)
to acquire the operating rights of)
the said San Bernardino Mountain)
Auto Stage Line.)

APPLICATION No. 5429.

BY THE COMMISSION:

O R D E R

Max Green, Perry H. Green and Nettie D. Phillips, co-partners, doing business under the fictitious name of San Bernardino Mountain Auto Line, and O. R. Fuller, have petitioned the Railroad Commission for approval of the transfer of the operative rights of an automobile stage line operating between Forest Home Junction and Forest Home; also between San Bernardino, Highlands, Fredalba and Fredalba Junction; also between San Bernardino and Waterman Canyon, Pine Crest, Little Bear Valley and Skylands; also optional routes over what is popularly known as Rim of the World Route, also as "The One Hundred and One Mile Drive over the Rim of the World"; applicants Green, Green and Phillips desiring to sell and transfer and applicant Fuller desiring to purchase, acquire and hereafter operate said stage line. The conditions under which the proposed transfer is to be made are contained in the application in this proceeding. The rights and privileges, authority for transfer of which are hereby sought, are those acquired by applicants, Green, Green and Phillips, by reason

of the declaration of the Railroad Commission in its Decision No. 5258 April 1, 1918 and Decision No. 6717 October 2, 1919, and also certain other rights and privileges enjoyed by applicants, Green, Green and Phillips, by virtue of their having operated stage lines over said routes prior to May 1, 1917 and continuously ever since.

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:

1st-- That the applicant, O. R. Fuller, will be required to immediately file the original or a certified copy of the bill of sale, which must be identical with the agreement filed with the application in this proceeding.

2-- That the applicants, Green, Green and Phillips, co-partners, doing business under the fictitious name of the San Bernardino Mountain Auto Line, will be required to immediately cancel all time schedules and tariffs now on file with the Railroad Commission.

3-- That applicant, O. R. Fuller, will be required to file in his own name, or under the fictitious name of San Bernardino Mountain Auto Line, which application states he will assume, time schedules and tariffs, or to adopt as his own the time schedules and tariffs heretofore filed by Green, Green, and Phillips under the fictitious name of San Bernardino Mountain Auto Line, all rates to be in accordance with those heretofore filed with the Railroad Commission by Green, Green and Phillips under the fictitious name of San Bernardino Mountain Auto Line.

4-- The rights and privileges, transfer of which are hereby authorized, may not again be transferred or assigned unless the written consent of the Railroad Commission to such transfer or assignment has first been secured.

5-- No vehicle may be operated under this authorization to transfer by applicant, O. R. Fuller, operating under the fictitious name of San Bernardino Mountain Auto Line 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 18th day of March, 1920.

Edwin U. Edgerton

Frank R. DeWitt

H. V. Brundage

Erving Martin
Commissioners.