

Decision No. 7430

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of)
R. D. Brown and F. A. Rupley for per-)
mission to transfer passenger and)
freight automobile line operating)
between Colfax - Forest Hill and)
Michigan Bluff, Cal.)

APPLICATION NO. 5548.

BY THE COMMISSION:

ORIGINAL

O R D E R

R. D. Brown and F. A. Rupley have petitioned the Railroad Commission for an order approving the sale and transfer of certain operative rights for the conduct of an automobile passenger and freight service between Colfax, Forest Hill and Michigan Bluff, all in Placer County, California, the applicant, R. D. Brown desiring to sell and transfer, and applicant F. A. Rupley desiring to purchase, acquire and hereafter operate said automobile passenger and freight line.

The rights and privileges proposed to be transferred are those acquired by applicant R. D. Brown by virtue of the fact that said applicant Brown was operating prior to May 1, 1917 and has in good faith continue to operate the service referred to.

The transfer of the rights and privileges is to be made in accordance with an agreement, copy of which was filed with the application in this proceeding.

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. That the applicants, R.D.Brown and F.A.Rupley shall, within ten (10) days from the date of service of this order, file with the Railroad Commission a written acceptance of the same subject to the conditions herein referred to and shall also furnish the Commission with the original or a certified copy of the consummated agreement or bill of sale identical with that filed and made a part of their application.

2. Applicant, R.D.Brown, 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.

3. Applicant, F.A.Rupley, will be required to file tariffs and time schedules in his own name, or to adopt as his own the tariffs and time schedules as heretofore filed by the applicant, R.D.Brown, all rates and schedules to be identical with those heretofore filed with the Railroad Commission by applicant R.D.Brown.

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

5. No vehicle may be operated under this authority for transfer by applicant, R.D.Brown, unless such vehicle is owned by him

or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 15th day of April, 1920.

Edwin O. Edgerton

H. D. Lovell

Frank R. Wilson

H. P. Brundage

Dwight Martin
Commissioners.