

Decision No. 7559

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of)
E. J. Horst to sell his rights and)
privileges in an automobile passen-)
ger and express line between Chico)
and Butte City, California, to)
J. F. Burk and T. W. Hughes.)

APPLICATION NO. 5640.

ORIGINAL

BY THE COMMISSION:

O R D E R

H. J. Horst, and J. F. Burk and T. W. Hughes, co-partners, doing business under the firm name of Burk and Hughes, have made application petitioning the Railroad Commission for authority to transfer certain operative rights for the conduct of an automotive passenger and express service between Chico and Butte City, California, applicant Horst desiring to sell and applicants Burk and Hughes desiring to purchase, acquire and hereafter operate the said service.

The rights and privileges hereby proposed to be transferred are those acquired by applicant Horst by reason of declaration of public convenience and necessity contained in Decision No. 6614, Application No. 4405, dated August 29, 1919.

Transfer of the rights and privileges is to be made in accordance with provisions incorporated in the application in this proceeding.

The Commission is 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 the application in this proceeding should be and the same hereby is granted, subject to the following conditions:

1- That applicant, H. J. Horst, and J.F. Burk and T.W. Hughes, co-partners, operating under the firm name of Burk & Hughes, will file with the Railroad Commission a written acceptance of this order and the conditions contained therein; also the original or a certified copy of the bill of sale, such filings to be made within twenty (20) days from the date of service of this order.

2- That applicant, H. J. Horst, will be required to immediately cancel all tariffs and time schedules heretofore filed by him with the Railroad Commission, such cancellations to be made in accordance with provisions of General Order No. 51 and other regulations of the Railroad Commission.

3- Applicants, Burk and Hughes, will be required to immediately file with the Railroad Commission tariffs of rates, fares and charges and a time schedule, or to adopt as their own the tariffs and time schedules heretofore filed with the Railroad Commission by applicant Horst, such rates, fares, charges and time schedules to be identical with those heretofore filed by applicant Horst, and all filings or adoption to be made in accordance with the provisions of General Order No. 51 and other regulations of the Railroad Commission.

4- Transfer of the rights and privileges herein ^{authorized} may not again be transferred, sold, leased, assigned nor discontinued unless the written consent of the Railroad Commission to such transfer, sale, lease, assignment or discontinuance has first been secured.

5- No vehicle may be operated by applicants, Burk and Hughes unless such vehicle is owned by them or is leased by them

under a contract or agreement on a basis satisfactory to the
Railroad Commission.

Dated at San Francisco, California, this 10th day
of May, 1920.

Edwin O. Edgerton
H. D. [unclear]
Frank [unclear]
H. D. [unclear]
James [unclear]
Commissioners.