

Decision No. 7681

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of )  
L. L. ELLIS for certificate of public )  
convenience and necessity to operate )  
passenger and express service between )  
Alpaugh and Angiola. )

Application No. 5686.

By the Commission:

O R D E R

J. J. Haygoe and L. L. Ellis have made application to the Railroad Commission petitioning for authority to transfer certain operative rights for the conduct of an automotive passenger and express service between the towns of Alpaugh and Angiola, the applicant Haygoe desiring to sell and the applicant Ellis desiring to purchase and hereinafter operate said service.

The rights and privileges herein sought to transfer are those of the applicant J. J. Haygoe by virtue of his having operated such service prior to May 1, 1917 and has in good faith continuously operated said service.

The rights and privileges, transfer of which is hereby authorized, are to be made in accordance with an agreement, copy of which is included 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 J. J. Haygoo is hereby authorized to sell to L. L. Ellis the operative rights for the conduct of an automotive stage and express service between Alpaugh and Angiola and intermittent points, subject to the following conditions:

First, that the applicants Haygoo and Ellis will within twenty days from the date of this Order file with the Railroad Commission a written acceptance of this Order subject to the conditions imposed herein.

Second, that applicant Haygoo will be required to immediately cancel his tariff of rates, fares and charges now on file with the Railroad Commission in accordance with provision in General Order No. 51 and other regulations of the Railroad Commission.

Third, that the applicant Ellis will be immediately required to file a tariff of rates, fares, charges and time schedule, or will adopt as his own the tariffs and schedules heretofore filed with this Commission by applicant Haygoo, such rates, fares, charges and time schedule to be identical to those heretofore filed by applicant Haygoo.

Fourth, that the rights and privileges, transfer of which is hereby authorized, may not be discontinued, sold, leased nor assigned unless written consent of the Railroad Commission to such discontinuance, sale, lease or assignment has first been secured.

Fifth, that no vehicle may be operated by the applicant Ellis unless such vehicle is owned by him or is leased

by him under a contract or agreement satisfactory to the  
Railroad Commission.

Dated at San Francisco, California, this 7<sup>th</sup>  
day of June, 1920.

Edwin O. Edgerton  
H. D. Howard  
Dwight Martin  
Commissioners.