

ORIGINAL

Decision No. 7795

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of )  
STAR AUTO STAGE ASSOCIATION, to )  
transfer and assign its franchises )  
and permits to operate auto stages )  
in the State of California, to )  
George Weisner, J. P. Smith, E. J. )  
Cadrett, R. R. Young, Turner Lillie, )  
J. Smalley, M. H. McGary, C. J. )  
McFall, Thomas Shaves, A. L. Rich- )  
ardson and E. M. Huston. )

Application No. 5162.

Harry A. Encell, for Geo. S. Held,  
Clarence L. Simonds and O. A. Moon.  
J. E. McCurdy, for J. L. Koehn.  
Jesse Steinhart, J. Goldberg and  
Lawrence Levy, for A. L. Richardson.  
W. A. Latta and J. Hancock, for Star  
Auto Stage Association and Star Auto  
Stage Company.  
Charles R. Detrick and Theodore W.  
Chester, for Central California  
Traction Company.  
Donnett & Zion, for E. R. Michaels  
and A. L. Parker.  
T. S. Louthitt, for C. D. Gulick and  
Henry Short.  
K. B. Robinson, for Shaves and McFall.

BY THE COMMISSION:

ORDER

George Weisner, J. P. Smith, E. J. Cadrett, R. R.  
Young, Turner Lillie, J. Smalley, M. H. McGary, C. J. McFall,  
Thomas Shaves, A. L. Richardson and E. M. Huston have  
petitioned the Railroad Commission for an order approving the

transfer of certain operative rights over routes heretofore operated by the Star Auto Stage Association as follows:

The route from Modesto to Oakdale; via McHenry Road, Modesto to Bald Eagle Ranch; and via the State Highway, Bald Eagle Ranch to Oakdale, as now operated by the Star Auto Stage Association, to be transferred to George Weisner.

The route from Modesto to Newman over the state highway via Patterson, as now operated by the Star Auto Stage Association, to be transferred to applicants J. P. Smith and A. L. Parker as individuals.

The route from Modesto to La Grange via the county road, as now operated by the Star Auto Stage Association, to be transferred to applicant, E. J. Cadrett.

The routes from Stockton to Groveland; Stockton to Sonora and Sonora to Troluame, as now operated by the Star Auto Stage Association, over the Mariposa County Road to Valley Home; the county road, Valley Home to Oakdale; the state highway, Oakdale to Orange Blossom; the county road, Orange Blossom to Knights Ferry; the state highway, Knights Ferry to Chinese Camp via Keystone; the county road and state highway between Chinese Camp and Jamestown and the Big Oak Flat Road, Chinese Camp to Groveland; to be transferred to applicant, R. R. Young.

The route from Stockton to Angels via the county road, Stockton to Linden; Linden to Valley Springs; and Stockton to Valley Springs; via the state highway, Valley Springs to San Andreas; and via the county road, San Andreas to Angels, as now operated by the Star Auto Stage Association, to be transferred to applicant, Turner Lillie.

The route from Stockton to Jackson via the state highway, Stockton to Clements via Waterloo and Lockford; and county road, Clements to Jackson via Ione; as now operated by the Star Auto Stage Association, to be transferred to applicant J. Smalley.

The route from Jackson to Plymouth via the county road, as now operated by the Star Auto Stage Association, to be transferred to applicant, M. H. McGary.

The route from Sacramento to Auburn via the state highway; as now operated by the Star Auto Stage Association, to be transferred to applicants, McFall and Shaves, a co-partnership consisting of C. J. McFall and Thomas Shaves.

The route from Sacramento to Placerville via the state highway, as now operated by the Star Auto Stage Association, to be transferred to applicant, A. L. Richardson.

The route from Stockton to Walnut Grove, as now operated by the Star Auto Stage Association, to be transferred to applicant, E. M. Huston.

Public hearings on the above entitled proceeding were conducted by Examiner Handford at Stockton, the matter was duly submitted and is now ready for decision.

At one of the hearings on this application, E. P. Michaels, a member of the Star Auto Stage Association, joined in the application herein as regards the route between Modesto and Oakdale.

The transfer of the rights and privileges herein requested is to be made in accordance with an agreement, same having been filed with the Railroad Commission at one of the hearings on this proceeding, such agreement outlining the conditions of transfer from the Star Auto Stage Association of the operative routes herein above mentioned, the individuals to whom the routes are transferred having agreed as a consideration therefor to convey to the Star Auto Stage Association all of their right, title and interest in all the assets of every kind and character of the Star Auto Stage Association including their rights or interest in any franchises and permits or any membership rights in said Star Auto Stage Association. The rights

and privileges, transfer of which is herein requested, are those acquired by the Star Auto Stage Association by reason of its operation as a transportation company over the routes hereinabove specified on May 1, 1917, in accordance with tariffs and schedules filed with the Railroad Commission, May 1, 1917, being the date recognized by the legislature as that upon which transportation companies, as defined in Section 213, Laws of 1917, were not required to secure certificates of public convenience and necessity from the Railroad Commission nor permits from the governing bodies of the various political subdivisions through which routes were operated.

At the hearing on this application there was no objection to the transfer of the operative rights as herein proposed and the Commission is of the opinion 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, Star Auto Stage Association, will be required to immediately cancel all tariffs and time schedules now filed with the Railroad Commission in accordance with the provisions of General Order No. 51 and other regulations of the Railroad Commission.

-II - Applicants, George Weisner and E. P. Micheels, as individuals, will be required to immediately file with the Railroad Commission tariffs and schedules covering the operation of automobile stage lines from Modesto

to Oakdale over the following route:  
Modesto to Oakdale via McHenry Road,  
Modesto to Bald Eagle Ranch and via  
the state highway, Bald Eagle Ranch to  
Oakdale; or to individually adopt as  
their own the tariffs and schedules of  
the Star Auto Stage Association as now  
filed with the Railroad Commission and  
covering such route, all tariff rates,  
rules and regulations to be in accordance  
with the tariff rates, rules and regul-  
ations, as heretofore filed with the  
Railroad Commission by the Star Auto  
Stage Association and covering such  
route.

-III - Applicants, J. P. Smith and A. L.  
Parker, as individuals, will be required  
to immediately file with the Railroad  
Commission tariffs and schedules cover-  
ing the operation of automobile stage  
lines from Modesto to Newman over the  
state highway via Patterson, or to  
individually adopt as their own the  
tariffs and schedules of the Star Auto  
Stage Association as now filed with  
the Railroad Commission and covering  
such route, all tariff rates, rules  
and regulations to be in accordance  
with the tariff rates, rules and regul-  
ations, as heretofore filed with the

Railroad Commission by the Star Auto Stage Association and covering such route.

-IV - Applicant, E. J. Cadrett, will be required to immediately file with the Railroad Commission tariffs and schedules covering the operation of automobile stage lines from Modesto to La Grange via the county road, or to adopt as his own the tariffs and schedules of the Star Auto Stage Association as now filed with the Railroad Commission and covering such route, all tariff rates, rules and regulations to be in accordance with the tariff rates, rules and regulations, as heretofore filed with the Railroad Commission by the Star Auto Stage Association and covering such route.

-V- Applicant, R. R. Young, will be required to immediately file with the Railroad Commission tariffs and schedules covering the operation of automobile stage lines from Stockton to Groveland; Stockton to Sonora and Sonora to Tuolumne, over the Mariposa County Road to Valley Home; the county road, Valley Home to Oakdale; the state highway, Oakdale to Orange Blossom; the county road, Orange Blossom to Knights Ferry; the state highway, Knights Ferry to Chinese Camp via Keystone; the county road and state highway between Chinese Camp and Jamestown and the Big Oak Flat Road,

Chinese Camp to Groveland, or to adopt as his own the tariffs and schedules of the Star Auto Stage Association as now filed with the Railroad Commission and covering such route, all tariff rates, rules, and regulations to be in accordance with the tariff rates, rules and regulations, as heretofore filed with the Railroad Commission by the Star Auto Stage Association and covering such route.

-VI - Applicant, Turner Lillie, will be required to immediately file with the Railroad Commission tariffs and schedules covering the operation of automobile stage lines from Stockton to Angels via the county road, Stockton to Linden; Linden to Valley Springs; and Stockton to Valley Springs; via the state highway, Valley Springs to San Andreas <sup>(b)</sup> X and via the county road, San Andreas to Angels; or to adopt as his own the tariffs and schedules of the Star Auto Stage Association as now filed with the Railroad Commission and covering such route, all tariff rates, rules and regulations to be in accordance with the tariff rates, rules and regulations, as heretofore

filed with the Railroad Commission by the Star Auto Stage Association and covering such route.

-VII- Applicant, J. Smalley, will be required to immediately file with the Railroad Commission tariffs and schedules covering the operation of automobile stage lines from Stockton to Jackson via the state highway; Stockton to Clements via Waterloo and Lockford and the county road; Clements to Jackson via Ione; or to adopt as his own the tariffs and schedules of the Star Auto Stage Association as now filed with the Railroad Commission and covering such route; all tariff rates, rules; and regulations to be in accordance with the tariff rates, rules and regulations, as heretofore filed with the Railroad Commission by the Star Auto Stage Association and covering such route.

-VIII- Applicant, M. H. McGary, will be required to immediately file with the Railroad Commission tariffs and schedules covering the operation of automobile stage lines from Jackson to Plymouth via the county road, or to adopt as his own the tariffs and schedules of the Star Auto Stage



Association as now filed with the Railroad Commission and covering such route, all tariff rates, rules and regulations to be in accordance with the tariff rates, rules and regulations, as heretofore filed with the Railroad Commission by the Star Auto Stage Association and covering such route.

-IX- Applicants, C. J. McFall and Thomas Shaves, a co-partnership operating under the name of Shaves and Mc Fall, <sup>as individuals</sup> will be required to immediately file with the Railroad Commission tariffs and schedules covering the operation of automobile stage lines from Sacramento to Auburn via the state highway, or to individually adopt as their own the tariffs and schedules of the Star Auto Stage Association as now filed with the Railroad Commission and covering such route, all tariff rates, rules and regulations to be in accordance with the tariff rates, rules and regulations, as heretofore filed with the Railroad Commission by the Star Auto Stage Association and covering such route.

- X -      Applicant, A. L. Richardson, will be required to immediately file with the Railroad Commission tariffs and schedules covering the operation of automobile stage lines from Sacramento to Placerville via the state highway, or to adopt as his own the tariffs and schedules of the Star Auto Stage Association as now filed with the Railroad Commission and covering such route; all tariff rates, rules and regulations to be in accordance with the tariff rates, rules and regulations, as heretofore filed with the Railroad Commission by the Star Auto Stage Association and covering such route.

-XI-      Applicant, E. M. Huston, will be required to immediately file with the Railroad Commission tariffs and schedules covering the operation of automobile stage lines from Stockton to Walnut Grove, or to adopt as his own the tariffs and schedules of the Star Auto Stage Association as now filed with the Railroad Commission and covering such route, all tariff rates, rules and regulations to be in accordance with the tariff rates, rules and regulations, as heretofore filed with the Railroad Commission by the Star

