

ORIGINAL

Decision No. 8133

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application)
of Henry T. Campbell for an order)
granting permission to transfer)
and sell his right, title and in-)
terest in auto stage line operating)
between San Jose and Mt. Hamilton,)
to E. F. Roper, and for permission) APPLICATION NO.6113
to discontinue his service, and)
application of E. F. Roper for an)
order granting permission to pur-)
chase and operate such auto stage)
line thereafter.)

BY THE COMMISSION -

O R D E R

Henry T. Campbell and E. F. Roper have applied to the Railroad Commission for an order authorizing the sale and transfer of an automobile stage line operating as a common carrier of passengers, from applicant Henry T. Campbell, to applicant E.F. Roper.

The proposed sale and transfer is to be made in accordance with memorandum agreement between the applicants hereto, copy of which is marked Exhibit "A" and attached to the application in this proceeding.

The rights and privileges proposed to be transferred are those authorized by a certificate of public convenience and necessity granted by the Railroad Commission in its Decision No.7792, Application No.5706, decided June 24, 1920.

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 applicant Henry T. Campbell will be required to immediately cancel his tariff of fares, rules and regulations and time schedule on file with the Railroad Commission, in accordance with the provisions of General Order No.51 and other regulations of the Railroad Commission.

2- That the applicant E. F. Roper will be required to file tariff of fares, rules and regulations, and a time schedule in his own name, or to adopt as his own the tariff and time schedule as heretofore filed by applicant Henry T. Campbell all fares, rules and regulations and time schedule to be identical with those filed by applicant Henry T. Campbell.

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

4- No vehicle may be operated under this authority for transfer by applicant E. F. Roper, 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 23rd day of September, 1920.

Edwin O. Lygert
H. B. Glavin
H. B. Glavin
Erving Martin
COMMISSIONERS.