

Decision No. 8327

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of	)	
Thomas A. Stuart (deceased) and	)	
R. O. DOUGLAS doing business under	)	
the name of United Stage Company for	)	
authority to transfer their opera-	)	Application No. 6160
tive rights and interests in Autom-	)	
obile Stage Line operating between	)	
Sacramento and Placerville, to	)	
L. A. Richardson.	)	

BY THE COMMISSION.

ORDER

Thomas A. Stuart and R. O. Douglas, and A. L. Richardson have petitioned the Railroad Commission for authority to transfer and sell certain operative rights and privileges for the conduct of an automobile passenger service between Sacramento and Placerville and intermediate points via Orangevale and Folsom. The applicants, Thomas A. Stuart and R. O. Douglas desiring to sell, and the applicant, A. L. Richardson, desiring to purchase, acquire and hereafter operate said service.

Since the execution of an agreement to sell, one of the applicants, Thomas A. Stuart, has died and his estate is now in course of probate in the County of Sacramento, and Mary M. Redgrave has been appointed special administratrix of the estate of Thomas A. Stuart, deceased.

The rights and privileges herein sought to be transferred are those acquired by Thomas A. Stuart, and R. O. Douglas

by reason of a certificate of transfer having been granted by the Railroad Commission in its Decision No. 7250, Application No. 4920, rendered March 11, 1920. The transfer of the rights and privileges is to be made in accordance with an agreement entered into between interested parties, and also under authority of an order of the Superior Court of the County of Sacramento, authorizing the public administratrix to sell the one-half interest of Thomas A. Stewart

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 DECLARED that this application be, and the same hereby is, granted subject to the following conditions:

1. That the applicant R. O. Douglas and Mary M. Redgrave, administratrix of the estate of Thomas A. Stuart, and A. L. Richardson, will immediately file with the Railroad Commission the original or a certified copy of the Bill of Sale.
2. That the amount paid for the purchase of the property shall not be considered as a measure of value of said properties before this Commission for rate fixing or any other purpose other than the transfer herein referred to.
3. That applicant, R. O. Douglas, surviving partner in the firm of Stuart and Douglas operating under the name of "United Stage Company" will be immediately required to cancel tariff of fares and time schedule in accordance with provisions of General Order No. 51 and other regulations of the Railroad Commission.

4. That applicant, A. L. Richardson, will be immediately required to file his tariff of fares and time schedule in his own name or to adopt as his own the tariff and time schedule heretofore filed by the United Stage Company, such rates and schedule to be identical with those now on file with the Railroad Commission by United Stage Company, such tariff or adoption notice must be in accordance with General Order No. 51 of the Railroad Commission.
  
5. That the rights and privileges, transfer of which is hereby authorized, must not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.
  
6. No vehicle may be operated by applicant, A. L. Richardson, unless such vehicle is owned by him or is leased by him for a specified amount of a trip or term basis, the leasing of equipment not to include the services of a driver or operator. All employment of drivers or operators of leased cars shall be made on the basis of a contract by which the driver or operator shall bear the relation of an employee to the transportation company.

Done at San Francisco, California, this 15<sup>th</sup>  
day of November, 1920.

Edwin O. Egerton  
H. W. Loveland  
Frank R. Wolby  
H. K. Brundage  
Irving Martin  
Commissioners.