

Decision No. 8377**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application
of C. M. RAY, W. E. WARNER and
A. J. NICKERSON, petitioning the
Railroad Commission for authority
to transfer operative rights for
conduct of auto freight and express
service between Sacramento and
Woodland.

Application No. 6271.

BY THE COMMISSION:

ORDER

C. M. Ray, operating under the fictitious name of "Sacramento-Woodland Truck Line" and W. E. Warner and A. J. Nickerson have petitioned the Railroad Commission for authority to transfer and sell certain operative rights and privileges for the conduct of an automobile freight service between Sacramento, Davis and Woodland, the applicant, C. M. Ray, desiring to sell, and the applicants, W. E. Warner and A. J. Nickerson, desiring to purchase and hereafter operate said service.

The rights and privileges herein sought to be transferred are those acquired by applicant, C. M. Ray, by reason of a certificate of public convenience and necessity having been granted by the Railroad Commission in its Decision No. 5475, Application No. 5832, rendered June 18, 1918. The transfer of the rights and privileges is to be made in accordance with a bill of sale, copy of which is attached to and made a part of this application.

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 amount paid for the purchase of this property shall not be considered as a measure of value of said property before this Commission for rate fixing or any other purpose other than the transfer herein referred to.
2. That applicant, C. M. Ray, will be immediately required to cancel tariff of rates in accordance with provisions of General Order No. 51 and other regulations of the Railroad Commission.
3. That applicants, W. E. Warner and A. J. Mickerson, will be immediately required to file their tariff of rates or to adopt as their own the tariff heretofore filed by the applicant, C. M. Ray, such rates to be identical with those now on file with the Railroad Commission by C. M. Ray. Such tariff or adoption must be in accordance with Rule 16 of General Order No. 51 of the Railroad Commission.
4. 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.
5. No vehicle may be operated by the applicants, W. E. Warner and A. J. Mickerson, unless such vehicle is owned by them or is leased by them 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.

Dated at San Francisco, California, this
26th day of November, 1920.

Edwin O. Coe
W. L. ...
Frank ...
H. B. ...
Dwight ...
Commissioners.