

Decision No. 8534

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
BERT A. HAMILTON and OSCAR L. DIMMICK :
to sell to C. BOLTON and T. J. BENNETTS)
that certain auto freight line operat- : Application No. 6454.
ing between Fresno, County of Fresno)
and The Pines, County of Madera,)
California.)

BY THE COMMISSION:

ORDER

Bert A. Hamilton and Oscar L. Dimmick, and C. Bolton and T. J. Bennetts, have under date of January 3, 1921, petitioned the Railroad Commission for an order approving the sale and transfer of certain operative rights for the conduct of an automobile freight line as a common carrier of freight between Fresno and The Pines over route hereinafter described, the applicants, Bert A. Hamilton and Oscar L. Dimmick, desiring to sell; and the applicants, C. Bolton and T. J. Bennetts, desiring to purchase, acquire and hereafter operate said track service.

The rights and privileges, proposed to be transferred, are those acquired by applicants, Bert A. Hamilton and Oscar L. Dimmick, by reason of certificate of transfer granted by the Railroad Commission in Decision No. 7281, Application No. 5188, rendered March 18, 1920.

Transfer of the rights and privileges is to be made in accordance with an agreement incorporated in the application in this proceeding which sets forth the sum of Fifty-Five Hundred (\$5,500.00) Dollars as the amount to be paid for equipment and operative rights.

The route and operative rights thereover, for which approval of transfer is sought, is as follows. From Fresno over the public road through the following towns and places; Oneals, Fine Gold, Adobs, North Fork, U.S. Government Station, Power House, McCabe Camp and The Pines.

This application also seeks authority to extend the service to Indian Mission which cannot be considered in the transfer proceeding. A separate application to cover proposed new service must be made.

The Commission does not herein pass upon the value of the property involved in this proceeding, nor may the purchase price be considered as a basis for rate making purposes.

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

1. That the amount paid for the purchase of the property shall not be considered as a measure of value of said property before this Commission, or any other authority, for rate fixing or any other purpose other than the transfer herein referred to.
2. That the applicants, Bert A. Hamilton and Oscar L. Dimmick, will be required to immediately cancel all tariffs and time schedules now filed with the Railroad Commission. Such cancellation to be in accord-

