

Decision No. 8643

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
C. HATAMOTO to sell and of C. D.
GULICK to purchase franchise to op-
erate stage line.

} Application No. 6473.

Nutter, Hancock & Rutherford, by John Hancock,
for Applicant.

D. W. Simpson and L. McPhetridge for Atchison,
Topeka & Santa Fe Railway Company.

BY THE COMMISSION,

ORDER

A public hearing having been held upon above applica-
tion, and it appearing that C. D. Gulick, as proposed purchaser,
proposes to operate improved class of new equipment and is bet-
ter able to furnish high class service, and that granting the
application will be in the public interest,

IT IS HEREBY ORDERED that C. Hatamoto be and he is
hereby authorized to transfer to C. D. Gulick the rights to op-
erate a passenger stage line between Stockton and Byron, opera-
tive rights between Byron and Old River Bridge being acquired
by virtue of the Commission's Decision No. 6894 of November 13,
1919, and rights between Stockton and Old River Bridge being
acquired by virtue of operation prior to May 1, 1917.

This authority is granted upon the following condi-
tions:

1. The amount paid for the purchase of said rights transferred shall not be considered as a measure of value thereof in any proceeding before this Commission.

2. Said transferor shall immediately cancel all tariffs and time schedules relating to said route with the Railroad Commission; and transferee shall immediately file tariffs and time schedules in his own name, or adopt as his own the tariff and time schedule relating to said route heretofore filed with the Railroad Commission; but all fares to be identical with those now on file with the Commission. Such filing, cancellation or adoption shall be in conformity with the provisions of General Order No. 51 and other regulations of the Railroad Commission, which, so far as applicable, are made part hereof.

3. The rights and privileges hereby authorized to be transferred shall not again be sold, leased, transferred, or assigned, nor shall operation thereunder be discontinued without the previous written consent of the Railroad Commission.

4. No vehicle may be operated in the service hereinabove described unless such vehicle is owned by the owner of said operative rights, or is leased by such owner for a specified amount for a trip or a specific term. The leasing of equipment shall not include the services of a driver or operator. All employment of drivers or operators of leased cars shall be under contract by which the driver or operator shall bear the relation of an employee to the transportation company.

Dated at San Francisco, California, this 21st day of February, 1921.

H. J. Leland
Frank R. Blum
H. C. Crounse
James M. Martin
Charles H. Trivette
Commissioners.