

Decision No. 8712

ORIGINAL

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
GEORGE W. MORSE, operating under the)
name of the Morse Stage Company, for)
an order granting permission to sell) Application No. 6595.
and transfer all his right, title and)
interest in auto stage line operating)
between Point Reyes and Inverness, to)
Ben R. Pedranti.)

BY THE COMMISSION:

ORDER

GEORGE W. MORSE, operating under the name of Morse Stage Company, and Ben R. Pedranti have, under date of February 28, 1921, made application to the Railroad Commission for an order approving the sale and transfer of certain operative rights and privileges for the conduct of an automobile passenger and freight service operating as a common carrier between Point Reyes and Inverness, and intermediate points, the applicant, George W. Morse, desiring to sell, and the applicant, Ben R. Pedranti, desiring to purchase, acquire and hereafter operate said service.

The rights and privileges, transfer of which is hereby authorized, are those acquired by applicant, George W. Morse, by reason of alleged operations in good faith prior to May 1, 1917, the date specified by section 5 of chapter 213, Statutes of 1917, as that upon which operations in good faith were not required to secure certificate of public convenience and necessity from the Railroad Commission.

Transfer of the rights and privileges is to be made in accordance with an agreement attached to and made a part of the application in this proceeding, setting forth the sum of five thousand dollars (\$5,000.00) as the amount to be paid for operative rights and equipment as listed in copy attached to the application herein.

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 herein be, and the same is hereby, 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, for rate fixing or any purpose other than the transfer herein referred to.
2. That the applicant, GEORGE W. MORSE, will be required to immediately cancel all tariffs and time schedules now filed with the Railroad Commission. Such cancellation to be in accordance with the provisions of General Order No. 51, and other regulations of the Railroad Commission.
3. That applicant, BEN R. PEDRANTI, will be required to immediately file tariffs and time schedules in his own name, or to adopt as his own the tariff and time schedule as heretofore filed with

the Railroad Commission by applicant, George W. Morse, all fares to be identical with those filed with the Railroad Commission by applicant, George W. Morse.

4. The rights and privileges of transfer which are hereby authorized may not again 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 applicant, BEN R. PEDRANTI unless such vehicle is owned by him or leased by him for a specified amount on 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 5th day of March, 1921.

Frank R. DeWitt
H. D. Loveland
H. B. Brundage
Charles H. Powell

Commissioners.