Decision No. 8739

PE

BEFORE THE RAILEDAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of RIVER AUTO STAGE ASSOCIATION, a Co-operative Business Association. to transfer the operative rights held by it and the business of conducting an auto stage between Sacramento and Rio Vista, in the State of California, to Beverly Gibson, Gene Antichi and C. C. Cochran, co-partners doing business under the name of River Auto Stage.

Application No. 6320

BY THE COMMISSION.

ORDER

River Auto Stage Association, a co-operative business association, and Beverly Gibson, Gene Antichi and C. C. Cochran, co-partners doing business under the name of River Auto Stage, have petitioned the Railroad Commission for an order approving operative the sale and transfer of certain/rights for the conduct of an automobile stage line as a common carrier of passengers between Sacramento and Rio Vista over route hereinafter described. The applicant, River Auto Stage Association, desiring to sell and the applicants, Bevorly Gibson, Gene Antichi and C. C. Cochran, co-partners, desiring to purchase, acquire and hereafter operate said automobile stage line.

The rights and priveleges proposed to be transferred, are those claimed by applicant, River Auto Stage Association, between Sacramento and Isleton by reason of alleged operators prior to May 1, 1917, and between Isleton and Ric Vista, by reason of certificate of public convenience and necessity granted by

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the Railroad Commission in its Decisions Numbers 8608 and 8717, Application Number 3828 rendered February 3, 1921, and March 9, 1921, respectively.

Transfer of the rights and privileges is to be made in accordance with an agreement and bill of sale attached to and made a part of the application in this proceeding, setting forth the sum of One Thousand (\$1,000.00) Dollars as amount to be paid for operative rights.

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

The route and operative rights thereover, for which approval of transfer is sought is as follows: Commoncing at Sacramento, thence through the following towns and places: Franklin, Clarksburg, Ferry Landing, Hood, Courtland, Grand Island Bridge, Vorden, Walnut Grove, Ryde, Isleton and Rio Vista.

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 this 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 applicant, River Auto Stage Association, will be required to immediately cancel all tariffs and time schedules now filed with the Railroad Commission, such cancellation to be made in accordance with the provisions of General Order No. 51, and other regulations of the Railroad Commission.

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- 3. That applicants, Beverly Gibson, Gene Antichi and C. C. Cochran will be required to immediately file tariffs and time schedules in their own name, or to adopt as their own the tariffs and time schedule: as heretofore filed with the Railroad Commission by applicants River Auto Stage Association, all fares to be identical with those filed by applicant, River Auto Stage Association.
- 4. The rights and priveleges, transfer of which are hereby authorized, may not be discontinued, sold, leased, transferred nor assigned, unless the written consent of the Railroad Commission to such discontinuance, sele, lease, transfer or assignment has first been secured.
- 5. No vehicle may be operated by applicants, Beverly Gibson, Gener Antichi and C. C. Cochran, unless such vehicle is owned by them or is leased by them 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 1921. רא ביא ו 1/

Commissioners.

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