

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application)	
of HATHER & HATHER, for permission	:	
to transfer the properties and fran-)	Application No. 6798.
chise of the BAKERSFIELD-BUTTONWILLOW-	:	
McKITTRICK AUTO STAGE LINE.)	
	:	
and)	
	:	
Application of R. C. DEAR for an order)	
granting permission to purchase and	:	
operate said automobile passenger line)	
thereafter.	:	

BY THE COMMISSION:

ORDER

Harry Hather and Olive Hather copartners in business operating under the fictitious name of the Bakersfield-Buttonwillow McKittrick Auto Stage Line and R. C. Dear having applied to the Railroad Commission for an order authorizing the sale and transfer of an automobile passenger line as a common carrier of passengers between Bakersfield, McKittrick and intermediate points, the applicants Harry Hather and Olive Hather copartners desiring to sell and the applicant R. C. Dear desiring to purchase, acquire and hereafter operate said passenger line.

The rights and privileges transfer of which is hereby authorized are those acquired by applicants Harry Hather and Olive Hather by reason of certificate of transfer granted by the Railroad Commission in its Decision No. 8139 on Application No. 6131 rendered September 23, 1920.

Transfer of the rights and privileges is to be made in accordance with a bill of sale copy of which accompanies the application in this proceeding, setting forth the sum of Six Thousand (\$6,000) Dollars as consideration received for all operative rights

and equipment.

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 purpose other than the transfer herein referred to.
2. That the applicants, Hether and Hether, will be required to immediately cancel all tariffs and time schedules now on file 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, R. C. Dear, 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 heretofore filed with the Railroad Commission by applicants Hether and Hether, all fares to be identical with those filed by applicant Hether and Hether.
4. The rights and privileges of transfer which are hereby authorized, may 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 applicant, R. C. Dear, unless such vehicle is owned by him or is 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 3rd
day of June 1921.

H. A. Brundage

H. A. Cleveland

J. T. Hendrix

Commissioners.