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Decision No: 9392

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Application of)
CHAT W. FISH, Administratrix of the)
Estate of Fred V. Fish, Deceased, to)
lease to LOUIS LAYKO a certain)
operative right to operate auto stages)
as a transportation company between)
OAKLAND and SAN JOSE, CALIFORNIA.)

Application No. 7099

BY THE COMMISSION,

O R D E R

In this proceeding Chat W. Fish as Administratrix of the Estate of Fred V. Fish, deceased, has applied jointly with one Louis Layko for permission to lease to the latter for a period of two years commencing on the fifteenth day of August, 1921, the operative right heretofore owned by Fred V. Fish, deceased, authorizing the operation of an automobile stage line for the transportation of passengers between Oakland and San Jose and intermediate points.

The operative right herein proposes to be leased was acquired by Fred V. Fish, deceased, through operation in good faith prior to May 1st, 1917 and continuously since that date.

The lease entered into between applicants herein, a copy of which is attached to the application and marked Exhibit "A", provides that the operative right between the above named points shall be leased to applicant Louis Layko for a period of two years commencing on the fifteenth day of August, 1921, at a monthly rental of \$300.00 payable in advance. The application also states that Chat W. Fish, Administratrix of the Estate of Fred V. Fish, deceased, is a woman unskilled in business affairs and desires to be relieved of the care of said business for the period of time as provided for in the terms of said lease.

It appearing to the Commission 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 above entitled application be, and the same hereby is granted subject to the following conditions:

1. That applicant Chat W. Fish, as Administratrix of the Estate of Fred V. Fish, deceased, shall immediately cancel all tariffs and time schedules heretofore filed with the Railroad Commission by Fred V. Fish, deceased, and that applicant Louis Layko shall be immediately required to file tariff of rates and time schedules in his own name or adopt those heretofore filed by Fred V. Fish, deceased.

2. That the rights and privileges herein authorized to be leased 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.

3. That no vehicle may be operated by the applicant Louis Layko, unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 23^d day of August, 1921.

H. B. Dundee
H. D. Loveland
Quincy Magister
Charles H. Luce
J. J. Leland
Commissioners