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Decision No. 9487

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Application of  
MRS. H. A. VARRO to sell and E. B.  
DILLINGHAM and H. L. DILLINGHAM to  
purchase the operative rights  
authorizing the operation of an auto-  
mobile passenger line between Pasadena  
and Long Beach.

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Application No. 7159  
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BY THE COMMISSION,

ORDER

In this proceeding Mrs. H.A. Varro has petitioned the Rail-  
road Commission for an order authorizing her to sell and E.B. Dil-  
lingham and H. L. Dillingham for an order authorizing them to pur-  
chase and operate an automobile passenger stage line as present  
engaged in the business of transportation of passengers and baggage  
between Pasadena and Long Beach, California.

The operative rights herein proposed to be transferred were  
originally obtained by John E. J. Horn and Charles E. Painter under  
Decision No. 7660, dated June 1st, 1920 and under Decision No. 8148  
dated September 24, 1920, and were subsequently transferred to Mrs.  
H. A. Varro under Decision No. 8177, dated October 1st, 1920. The  
operative rights originally granted to Horn and Painter authorized  
the operation of an automobile passenger stage line between Pasadena  
and Long Beach, serving as intermediate points Alhambra, San Gabriel,  
El Monte, Montebello Oil Fields and Montebello. Under application  
No. 6031, Decision No. 8148, Horn and Painter were authorized to ex-  
tend such service so as to serve the territory between Alhambra and  
Pico. All of such operative rights were authorized to be transferred  
to Mrs. H. A. Varro under Decision No. 8177, dated October 1st, 1920.

Applicants propose to transfer only the operative rights  
at present held by Mrs. H. A. Varro, together with such tickets, ad-

vertising matter and miscellaneous equipment as she might have on hand at the present time, the proposed purchasers to use equipment of their own in the operation of the routes which they herein propose to purchase.

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 the consideration to be paid for the property herein authorized to be transferred shall never be urged before this Commission or any other rate fixing body as a measure of value for rate fixing or any purposes other than the transfer herein authorized.
2. That the applicant, Mrs. E. A. Varro, shall immediately cancel all tariff of rates 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 the applicants E. B. Dillingham and E. L. Dillingham shall immediately file tariff of rates and time schedule, in duplicate, in their own names, or adopt as their own the tariff of rates and time schedules heretofore filed with the Railroad Commission by applicant, Mrs. E. A. Varro, all rates and time schedules to be identical with those filed by applicant Mrs. E. A. Varro.
4. That the rights and privileges herein authorized to be transferred 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. That no vehicle may be operated by the applicants E. B. Dillingham and E. L. Dillingham, unless such vehicle is owned by said applicants or is leased by them under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 12<sup>th</sup> day of September, 1921.

*H. P. Prudice*  
*H. L. Mackay*  
*Quincy Martin*  
*Charles H. Kelle*

Commissioners