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Decision No. 9573

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Application of E. PAGGI to sell and H. J. HARTSELL to purchase an automobile truck line engaged in the transportation of milk and dairy products between Mission Acres and Los Angeles and intermediate points.

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:  
) Application No. 7191  
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)

BY THE COMMISSION,

ORDER

In this proceeding, E. Paggi has made application to the Railroad Commission for permission to sell and H. J. Hartsell for permission to purchase and operate an automobile truck line engaged in the transportation of milk and dairy products between Mission Acres and Los Angeles, via Van Nuys, Lankershim and Burbank.

The operative rights herein proposed to be transferred were obtained by E. Paggi under Decision No. 7350 in Application No. 5013, dated April 3, 1920, and authorizes the operation by E. Paggi of an automobile truck line as a common carrier of milk and dairy products between the points above mentioned. Such certificate is limited to the transportation of milk and dairy products between such points and only to such return shipments as may be destined to various ranches and other shippers from whom milk is collected and transported to Los Angeles, such shipments consisting only of grain, mill stuff, food and other products or merchandise necessary in the conduct of the dairying business, and does not authorize the general carriage of freight.

Exhibit "A" attached to the application herein gives as consideration to be paid for the property proposed to be transferred, the sum of \$4,750.00 of which amount \$4,400.00 represents the value of one Moreland track, and the sum of \$350.00, the value of the operative rights and good will.

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 E. J. Hartsell shall accept the certificate herein authorized to be transferred together with all conditions as contained in the certificate as originally issued to E. Paggi under Decision No. 7354.

2. 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 of said property, for rate fixing or any other purpose than the transfer herein authorized.

3. That the applicant E. Paggi shall 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.

4. That the applicant E. J. Hartsell shall immediately file tariff of rates and time schedules, in duplicate, in his own name, or adopt as his own the tariffs and time schedules heretofore filed with the Railroad Commission by applicant E. Paggi, all rates and time schedules to be identical with those filed by applicant E. Paggi.

5. 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.

6. That no vehicle may be operated by the applicant E. J. Hartsell, 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 29<sup>th</sup> day of September, 1921.

*W. S. Leonard*  
*Chairman*  
*J. J. Benedict*  
COMMISSIONERS.