

Decision No. 9/1/16

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of
S. E. DUNBAR to lease to B. A. PERRY
a certain operative right to operate
auto stages as a transportation com-
pany between Oakland and San Jose,
California.

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Application No. 7232
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BY THE COMMISSION,

ORDER

In this proceeding S. E. Dunbar and B. A. Perry have applied to the Railroad Commission for permission to enter into a certain lease agreement, dated October 5, 1921, under which agreement, S. E. Dunbar proposes to lease to B. A. Perry for a period of two years his certain operative right permitting the operation of an automobile passenger stage line between Oakland and San Jose and intermediate points.

A copy of the lease attached to applicants' petition as Exhibit "A" provides for a monthly rental of \$350.00 payable monthly in advance by the lessee to the lessor for the operative right. On November 15, 1920, the Railroad Commission approved a similar agreement permitting applicant Dunbar to lease to applicant Perry his operative right between the above named points for a period of one year at a monthly rental similar to that contained in the present lease.

It appearing to the Commission that a continuance of this lease for an additional term of two years should be granted and that a public hearing thereon is not necessary,

IT IS HEREBY ORDERED that the above entitled application be,
and the same hereby is granted subject to the following conditions:

1. That applicants S. E. Dunbar and B. A. Perry shall immediately file a memorandum continuing in effect for a period of two years the cancellation of tariffs and time schedules heretofore filed by S. E. Dunbar and the adoption of such tariffs and time schedules as heretofore filed by applicant B. A. Perry, in accordance with the conditions of Decision No. 8324, dated November 15, 1920, which decision authorized the execution of a lease for a period of one year.

2. That the rights and privileges hereby authorized to be leased may not be transferred, sub-leased, discontinued nor assigned unless the written consent of the Railroad Commission to such transfer, sub-lease, discontinuance of assignment has first been secured.

3. That no vehicle may be operated by applicant B. A. Perry 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 17th day
of October, 1921.

H. P. Brundage
H. D. Townsend
Oliver J. Foxworth
L. B. Medford
Commissioners