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Decision No. 9767

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the Matter of the Application of
WM. ALLEN to sell and ELMER E. BUSH
to purchase an automobile passenger
stage line operated between Santa
Maria and Orcutt in the County of
Santa Barbara, California.

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Application No. 7344
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BY THE COMMISSION,

ORDER

In this proceeding Wm. Allen has made application to the Railroad Commission for permission to sell and transfer and Elmer E. Bush for permission to purchase and operate an automobile stage line engaged in the transportation of passengers and express between the City of Santa Maria and the Town of Orcutt in Santa Barbara County, California.

The operative right herein proposed to be transferred was obtained by Wm. Allen under Decision No. 9025 in Application No. 9796, dated May 28, 1921, which decision authorized one H. A. Webb to transfer the above mentioned operative right to Wm. Allen, H. A. Webb having obtained such right due to operation in good faith prior to May 1st, 1917 and continuously since to the date of transfer to applicant Allen.

It appearing to the Commission that this is matter in which a public hearing is not necessary and that the application should be granted,

1.

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 of said property for rate fixing or any purpose other than the transfer herein authorized.
2. That applicant Wm. Allen 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.
3. That applicant Elmer E. Bush shall immediately file tariff of rates and time schedule, in duplicate, in his own name, or adopt as his own the tariffs and time schedules heretofore filed with the Railroad Commission by applicant Wm. Allen, all rates and time schedules to be identical with those filed by applicant Allen.
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 applicant Bush, 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 12th
day of November, 1921.

H. B. ...
H. ...
Dwight ...
...
Commissioners