

ORIGINAL

Decision No. 38985

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
FRANK G. WORD, doing business as Reno )  
Loyalton Calpine Stage, to sell, and )  
MARTIN J. YRIBARREN and ELSIE YRIBARREN, )  
his wife to purchase an Automobile line ) Application  
carrying passengers and their baggage, ) No. 27432  
and express, newspapers and mail in the )  
same vehicle with the passengers, operated )  
between Reno, Nevada, and Sierraville, )  
California. )  
----- )

O P I N I O N

Frank G. Word, doing business as Reno Loyalton Calpine Stage, is at present engaged in the operation of an automobile stage line for the carrying of passengers, baggage, express and mail between Reno, Nevada, and Sierraville, California, under certificates (1) of public convenience and necessity granted by the Railroad Commission of the State of California, and under authority granted by the Public Service Commission of Nevada and by the Interstate Commerce Commission.

The route F. G. Word travels is north from Reno on U. S. Highway 395 to Feather River Junction, thence on California Highway 24 to Vinton, California, thence on an unnumbered highway via Loyalton to Sierraville, and return. For 1945 and 1944 Frank G. Word reports operating revenues as follows:

(1) No. 15343 dated August 26, 1925, Application No. 10711  
No. 18314 dated May 3, 1927, Application No. 12839  
No. 32484 dated October 24, 1939, Application No. 23043  
No. 32585 dated November 28, 1939, Application No. 23115

<u>Item</u>	<u>1945</u>	<u>1944</u>
Passenger revenue	\$ 2,190.24	\$ 2,086.56
Mail revenue	5,092.68	4,643.90
Express revenue	<u>7,625.87</u>	<u>7,449.33</u>
Total	\$14,908.79	\$14,179.79

In his operations he uses a Chevrolet bus, a Ford V-8 pickup truck and a Ford sedan. The aggregate cost of the three units of equipment is reported at \$2,842.42.

Frank G. Word has agreed to sell to Martin J. Yribarren and Elsie Yribarren, his wife, for \$12,000, said equipment, said operative rights, his interest in a contract to carry mail between Chilcoot and Downieville, California, the good will of said business, and the right to use the name of Reno Loyalton Calpine Stage. Of the purchase price \$6,000 is payable upon the execution and delivery of the agreement of sale, and \$6,000 within five days after the sale of the properties is authorized by the Interstate Commerce Commission, the Public Service Commission of Nevada and the Railroad Commission of California.

The application shows that it is impossible for Frank G. Word personally to continue to operate the transportation business. For the past several months he has employed Martin J. Yribarren, who is thoroughly acquainted with the route, equipment, communities served and the problems involved in the operation of said business. It is represented that he is a person qualified to operate and is interested in operating said stage line.

In view of the fact that applicants must obtain authority to consummate the transaction from the Public Service Commission of Nevada and the Interstate Commerce Commission, we will

not in this order indicate the manner in which purchaser shall record the price paid for the properties. We will, however, require purchaser to submit to this Commission within thirty days after the acquisition of the properties, his bookkeeping entries by which he will record the purchase price paid for said properties.

O R D E R

The Commission having considered applicants' request, and it being of the opinion that this is not a matter on which a hearing is necessary and that this application should be granted, subject to the provisions of this order, therefore,

IT IS HEREBY ORDERED as follows:

1. Frank G. Word may transfer to Martin J. Yribarren and Elsie Yribarren, his wife, for \$12,000, the operative rights granted by the Railroad Commission's decisions to which reference is made in the foregoing opinion, and the properties and property rights mentioned in said opinion, all in accordance with the agreement of sale dated March 1, 1946, and on file in this application. Martin J. Yribarren and Elsie Yribarren, his wife, may acquire said rights and operate thereunder, subject to the provisions of said decisions.

2. Applicants shall comply with the provisions of General Orders Nos. 79 and 80 and with Part IV of General Order No. 93-A by filing, in triplicate, and concurrently making effective, appropriate tariffs and time schedules within ninety (90) days from the date hereof and on not less than one (1) day's

notice to the Commission and the public.

3. Within thirty (30) days after the transfer of said properties, Martin J. Yribarren shall file with the Railroad Commission for approval, a copy of the journal entries by which he will record the consideration paid for said properties.

4. The authority herein granted is effective upon the date hereof.

Dated at San Francisco, California, this 21<sup>st</sup> day of May, 1946.

Harold Redman  
Justice F. Coakley  
Francis Brown  
Joseph Powell  
Harold Hule  
Commissioners