

Decision No. 42153

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of GEORGE S. BUTLER, doing business as BUTLER FREIGHT SERVICE, for authority to transfer certain right and privileges to a partnership.)))))	Application No. 29683
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O P I N I O N

In the above entitled proceeding George S. Butler, doing business as Butler Freight Service, requests authority to transfer to a partnership consisting of George S. Butler and his wife Marjorie E. Butler, the highway common carrier operative rights presently held by said George S. Butler, and all the assets of Butler Freight Service. No financial consideration is involved in the proposed transfer.

George S. Butler conducts a highway common carrier service between Crescent City and Eureka and intermediate points via Klamath, Orrick and Arcata, pursuant to authority of the Commission's Decision No. 28038 in Application No. 19985. He also provides a highway common carrier service between Arcata and the U. S. Naval Base on the North Jetty of Humboldt Bay as authorized by the Commission's Decision No. 36023 in Application No. 25276. By Decision No. 35344 in Application No. 24794 George S. Butler was authorized to interchange equipment with Eureka-Garberville Truck Line at Eureka when such equipment contains loadings of Intercity Transport Lines.

The application states that Marjorie E. Butler is employed in the enterprise and devotes her full time to said business; that applicants desire to transact the business hereafter as a partnership; that there will, in fact, be no change of ownership of the properties involved excepting to change the nature thereof from

community property to partnership property and that the proposed transfer will in no way affect the service available to the public.

After full consideration it appears that the request of applicants is not adverse to the public interest and will be granted. No public hearing is necessary.

O R D E R

An application therefor having been filed and good cause appearing,

IT IS ORDERED:

(1) That George S. Butler, after the effective date hereof and on or before January 1, 1949, may transfer to George S. Butler and Marjorie E. Butler, partners, the operative rights referred to in the foregoing opinion and all of the assets of the Butler Freight Service.

(2) That applicants shall comply with the provisions of General Orders Nos. 80 and 93-A, by filing, in triplicate, and concurrently making effective appropriate tariffs and time tables within 60 days from the effective date hereof and on not less than 5 days' notice to the Commission and the public.

The effective date of this order shall be 20 days from the date hereof.

Dated at San Francisco, California, this 26th day of October, 1948.

R. J. Anderson
Justice J. Collins
Wm. H. Howell
Harold P. Hull
Herbert P. Potts
Commissioners