

**ORIGINAL**

Decision No. 54584

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 CHESTER S. McLEOD and FREDERICK T. )  
 JEWETT, a co-partnership, doing busi- )  
 ness under the firm name and style )  
 of MERCURY PARCEL AND DRAYAGE SERVICE, )  
 and FREDERICK T. JEWETT and JOHN P. )  
 LEE, a co-partnership, doing business )  
 under the firm name and style of )  
 MERCURY PARCEL AND DRAYAGE SERVICE, )  
 for authority to transfer certificate )  
 of public convenience and necessity )  
 to operate a highway common carrier )  
 service. )

Application No. 38727

O P I N I O N

By Decision No. 48373, dated March 17, 1953, in Application No. 33787, Chester S. McLeod and Frederick T. Jewett, doing business as Mercury Parcel and Drayage Service, were authorized to transport paint and related commodities as a highway common carrier between San Francisco, on the one hand, and East Bay and peninsula points as far south as San Jose and Saratoga. On October 7, 1956, Chester S. McLeod died and under the terms of the partnership agreement his wife Jeanne A. McLeod was substituted as a partner. Authority is now sought to transfer her half interest, including equipment and good will, to John P. Lee for a cash consideration of \$8,920.76. According to a balance sheet as of September 30, 1956, attached to the application as Exhibit C, the partnership places a value of \$4,650 for good will. No value is placed upon operative rights as such. The net worth of the partnership is \$18,028.32.

After consideration the Commission is of the opinion and so finds that the proposed transfer would not be adverse to the public interest.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED:

(1) That after the effective date hereof and on or before May 1, 1957, Frederick T. Jewett and Jeanne A. McLeod, as the widow and successor of Chester S. McLeod, doing business as Mercury Parcel and Drayage Service, may sell and transfer and Frederick T. Jewett and John P. Lee, doing business as Mercury Parcel and Drayage Service, may purchase and acquire the operative rights created by Decision No. 48373, dated March 17, 1953, in Application No. 33787 as well as the property referred to in a copy of the sales agreement attached to the application as Exhibit B.

(2) That within thirty days after the consummation of the transfer herein authorized applicants shall notify the Commission in writing of that fact and within said period shall file with the Commission a true copy of any bill of sale or other instrument of transfer which may be executed to effect said transfer.

(3) That after the effective date hereof and on or before May 1, 1957 and on not less than five days' notice to the Commission and to the public, applicants shall amend tariffs on file with this Commission naming rates, rules and regulations governing the common carrier operations here involved to show that Chester S. McLeod and Frederick T. Jewett, doing business as Mercury Parcel and Drayage Service, have withdrawn and

A. 38727 ET

Frederick T. Jewett and John P. Lee, doing business as Mercury Parcel and Drayage Service, have adopted as their own said rates, rules and regulations.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 25<sup>th</sup> day of February, 1957.

Walter E. Mitchell  
President  
Paul B. Winterman  
William J. ...  
E. ...

Commissioners