

ORIGINAL

65371

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 E. H. McClure, sole owner, doing)
 business as Covelo Stage Line, for)
 authorization to transfer and sell)
 and RAYMOND E. POLSLEY, doing)
 business as Polsley Transportation)
 Service, for authorization to)
 acquire highway common carrier)
 prescriptive operating rights and)
 participating agreements of Covelo)
 Stage Line.)

Application No. 45267

O P I N I O N

E. H. McClure, doing business as Covelo Stage Line, requests authority to sell and transfer, and Raymond E. Polsley, doing business as Polsley Transportation Service, requests authority to purchase and acquire certain highway common carrier operating rights.

The operating authority is prescriptive in nature and was acquired by applicant seller by Decision No. 20246 dated September 21, 1928, in Application No. 15020, as amended by Decision No. 33258 dated June 25, 1940, and Decision No. 59022 dated September 22, 1959. Said rights authorize the transportation of property between Dos Rios and Covelo and intermediate points. The agreed cash consideration for the operating authority and good will is \$1,000.

Applicant purchaser has been engaged in the transportation of property for many years. As of December 31, 1962, he indicated a net worth in the amount of \$153,526.59.

It is alleged that the revenue derived from the rights herein considered is not sufficient to support an individual company and could be handled more efficiently if added to the operations of applicant purchaser.

After consideration, the Commission finds that the proposed sale would not be adverse to the public interest. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. On or before December 1, 1963, E. H. McClure may sell and transfer, and Raymond E. Polsley may purchase and acquire, the operative rights referred to in the application.

2. Within thirty days after the consummation of the transfer herein authorized, Raymond E. Polsley 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. Raymond E. Polsley shall amend or reissue the tariffs on file with the Commission, naming rates, rules and regulations governing the common carrier operations herein to show that he has adopted or established, as his own, said rates, rules and regulations. The tariff filings shall be made effective not earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the consummation of the transfer herein authorized.

The tariff filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 80-A.

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

Dated at San Francisco, California, this 14th day of MAY, 1963.

George L. Traver
President

John E. [unclear]

Frederick B. Halbach

William G. [unclear]

Commissioner Everett C. McKeago, being necessarily absent, did not participate in the [unclear] of the Commissioners