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Decision No. 12793

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BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of)
 NEVADA COUNTY TRACTION COMPANY,)
 a Corporation, for an order authorizing :
 applicant permanently to discontinue :
 and abandon its street railroad service) Application No. 9492
 and trackage on Mill Street and on a :
 portion of Main Street, in the City of :
 Grass Valley, California.)

BY THE COMMISSION,

OPINION

Nevada County Traction Company, a corporation, has petitioned the Railroad Commission for an order authorizing it to abandon service and suspend operation over its street car tracks located in the City of Grass Valley and consisting of approximately 4,165 feet of track commencing on Mill Street at the southwesterly city limits of the City of Grass Valley and extending thence on Mill Street to the intersection of Main Street, thence upon and along said Main Street, easterly to a point 120 feet easterly from the east line of Auburn Street. Applicant alleges that the operation of its entire line between the Cities of Grass Valley and Nevada City has heretofore been operated at a material loss; that the track and rolling stock equipment used thereon are in a dilapidated condition; that a considerable expense is necessary for the rehabilitation of the line and equipment to bring same up to a proper and efficient operative standard; that it is impossible for the applicant to estimate the amount of traffic over the portion of the line herein proposed to be abandoned, it being but a limited portion of the total mileage operated by applicant as a through route

between the above mentioned cities.

The City of Grass Valley has entered into contracts for grading, paving and improvement of certain streets in the City of Grass Valley in which are included Mill Street and the portion of Main Street upon which is now located the tracks of the applicant herein proposed to be abandoned. At the time the railroad tracks were laid official grades had not been established on the streets now undergoing improvement and the official grade as now established results in the tracks of the applicant being located above the presently defined official grade with the result that travel over the streets, if the tracks were permitted to remain on their present grade, would be impracticable and dangerous to both vehicular and pedestrian traffic. The application recites that the work of grading and paving has now been advanced by the contractors employed by the City to a point where it is necessary that something be done as regards the street railway tracks herein proposed to be abandoned, otherwise, climatic conditions will necessitate a suspension of the prosecution of the work for many months and that losses will be incurred by both the contractors and the City of Grass Valley by reason of the work being suspended.

The City of Grass Valley, by a resolution of its Council duly adopted under date of October 17, 1923, has consented to the abandonment and removal of the trackage as herein prayed for by applicant as evidenced by a certified copy of said resolution attached to the application in this proceeding.

We are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

ORDER

Nevada County Traction Company, a corporation, having petitioned the Railroad Commission for an order authorizing the discontinuance and abandonment of a portion of its street railway service in the City of Grass Valley and for the removal of its tracks on Mill Street from the southwesterly boundary of said City of Grass Valley, thence along and upon said Mill Street, an approximate distance of 4,165 feet to the intersection of Mill Street with Main Street, thence along and upon said Main Street for a distance of approximately 390 feet to a point approximately 120 feet easterly from the easterly line of Auburn Street; a resolution of the Council of the City of Grass Valley having been presented to the Commission supplementing the application herein and granting the desired authority insofar as the permission of said City Council is necessary; the Commission being now fully advised and of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

IT IS HEREBY ORDERED that this application be, and the same hereby is granted.

Dated at San Francisco, California, this 5th day of November, 1923.

C. J. Seaver
H. B. Bondage
Egerton Shore
Commissioners