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Decision No. 24295

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of Coal Fields Railway for permission to abandon its railroad in Monterey and San Luis Obispo Counties, California, and also to abandon the operation thereof.

Application No. 17852.

ORIGINAL

BY THE COMMISSION:

ORDER

In this application the Coal Fields Railway seeks authority to abandon operation of its railroad as a common carrier and cancel tariffs on file with the Commission. In the application it is alleged that prior to 1922, applicant, under lease from the Stone Canon Coal Company, operated the twenty-one mile standard gauge railroad between McKay Station, California, and Stone Canon, California, and that in 1922 applicant ceased to operate said railroad, due to the shut down of the Stone Canon Coal Mine, and thereby forfeited its lease on said railroad theretofore existing between applicant and the Stone Canon Coal Company; that applicant has never since operated said railroad and that no one else has operated said railroad since 1922, save and except, during the years 1930 and 1931, coal has been hauled over said railroad by the companies operating said mine and that since 1922 neither applicant nor anyone else has hauled any freight or passengers over said railroad, save and except, the companies operating said mine transporting their own freight; that no necessity exists for the operation of this railroad other than for coal mine purposes; and that the financial condition of the applicant is that it has no assets and

no liabilities, to the best of applicant's knowledge.

It appears that a public hearing is not necessary herein and that the application should be granted; therefore,

IT IS HEREBY ORDERED that the Coal Fields Railway is hereby authorized to abandon operation of its railroad as a common carrier between a connection with Southern Pacific Company at McKay, San Luis Obispo County, and Stone Canon, Monterey County, and to cancel, in conformity with the rules of this Commission, all rate tariffs and time schedules applying to said operation.

Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the abandonment of the rail-road authorized herein and of its compliance with the conditions hereof.

The authorization herein granted shall lapse and become void if not exercised within one year from the date hereof unless further time is granted by subsequent order.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this // day of December, 1931.

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Commissioners.