

Decision No. 25617 .

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
THE WESTERN PACIFIC RAILROAD COMPANY
for authority to abandon an agency at
Berry Creek station in the County of
Butte, State of California.

Application No. 13667.

BY THE COMMISSION:

O R D E R

The Western Pacific Railroad Company, a corporation, on January 23, 1933 applied for authority to abandon its agency at Berry Creek Station on the main line of its Western Division in Butte County, State of California.

Applicant alleges that \$54. passenger and \$52. less-than-carload business was transacted at said agency station during the year ending October 31, 1932; that there was no carload freight business transacted during the same period; that the nearest agency to the east is at Oroville, a distance of 19.3 miles, and to the west at Pulga, a distance of 14.7 miles; that interested shippers and receivers of freight have been interviewed by applicant and have expressed their approval of the proposed agency abandonment, provided that the abandonment of said agency will not involve the abandonment of any facilities; that the station will be continued as a non-agency station; and that, in applicant's opinion, the continued maintenance of the agency is not necessary for the business of applicant or for the public.

The population of Berry Creek consists of station and section forces, the station being primarily maintained for railroad operating purposes.

The California Farm Bureau Federation signified, in writing, that it does not object to the granting of this application.

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

IT IS HEREBY ORDERED that The Western Pacific Railroad Company is hereby authorized to abandon its agency at its station of Berry Creek, located on the main line of its Western Division, in Butte County, and to change its station records and tariffs accordingly; subject to the following conditions:

- (1) Said station shall be continued as a non-agency station.
- (2) Applicant shall give the public at least ten (10) days' notice prior to the abandonment of said agency by posting notice in a conspicuous place at said station.
- (3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the abandonment herein authorized and of its compliance with the conditions hereof.
- (4) The authorization herein granted shall lapse and become void if not exercised within one (1) 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 6th day of February, 1933.

W. A. L.
W. B. L.
W. A. L.
W. B. L.
Commissioners.