

Decision No. 25870 .

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
SOUTHERN PACIFIC COMPANY for authority
to maintain its branch line from
Willows to Fruto under less than full
operation, as defined by section 468
of the Civil Code.

ORIGINAL

Application No. 18789.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, on March 27, 1933, applied for authority to abandon its mixed trains Nos. 522 and 523 operating on Tuesday only of each week on its Fruto Branch line between Willows and Fruto, in Glenn County, California. This branch connects with the Davis-Tehama Southern Pacific main line at Willows and extends west to Fruto, a distance of 17 miles, and serves a large cattle territory.

Applicant alleges that during the three months period ending March 31, 1933, the revenue derived from said operation amounted to \$44. for less-than-carload business, there being no passenger traffic or carload business offered. Train operating expense during the same period amounted to \$214.

A representative of the Transportation Division of the Commission's Engineering Department made an investigation in this matter and his report indicates that during the three months ending March 31, 1933, there were thirteen trips made from Willows to Fruto and return, there being no passenger traffic offered. On two of said trips there was no freight offered or delivered and on the remaining eleven trips there were a small number of less-than-carload shipments handled. The revenue

derived therefrom amounted to \$44. or an average of \$4. per trip. The cost of operation amounted to \$214. leaving a deficit of \$170.

The D. O. Sullivan Stage and Truck Company operates between Willows and Stonyford daily, except Sunday, contacting intermediate points between Willows and Fruto and handling freight, mail and express. Stonyford is located 25 miles southwest of Fruto.

The principal patrons along said branch have signified that they have no objection to the discontinuance of less-than-carload service provided reasonable and adequate carload freight service is performed.

It appearing that a public hearing is not necessary in this proceeding and that the application should be granted;

IT IS HEREBY ORDERED that the Southern Pacific Company is hereby authorized to abandon its mixed trains Nos. 522 and 523, operating on Tuesday only of each week, on its Fruto Branch line between Willows and Fruto, in Glenn County, State of California, and to cancel, in conformity with the rules of this Commission, all passenger rates and less-than-carload tariffs and time schedules effective between said points, subject however to the following conditions:

- (1) Applicant shall give the public at least ten (10) days' notice prior to the abandonment of said service by posting notice in a conspicuous place in the stations of Willows and Fruto.
- (2) Applicant shall continue to provide reasonable and adequate carload freight service between said stations of Willows and Fruto.
- (3) Applicant shall, within thirty (30) days thereafter, notify the Commission, in writing, of the abandonment of the service 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.
- (5) The Commission reserves the right to make such further orders in this matter as to it may seem right and proper and to revoke its permission if, in its judgment, public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 24th day of April, 1933.

C. C. [unclear]
Leon [unclear]
W. A. [unclear]
W. B. [unclear]
[unclear]
Commissioners.