

ORIGINAL

Decision No. 2799

Decision No. ✓

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of Mt. Tamalpais and Muir Woods)
Railway for an order exempting) Application No. 1824.
said company from the provisions)
of Chapter 494 of the Laws of 1915.)

Thomas, Beedy and Lanagan for applicant.

THEBLEN, Commissioner.

O P I N I O N

This is an application by Mt. Tamalpais and Muir Woods Railway for an order authorizing the railway to require or permit its engineers, firemen, conductors, brakemen or trainmen to receive, deliver and transmit train orders by telephone.

This company operates a railroad from Mill Valley, in Marin County, to the crest of Mt. Tamalpais, with a branch line from Mesa Station to Muir Woods. The company has recently placed a dispatcher at Mesa Station. The line is operated by telephone.

During the fall and winter months, the company operates only two trains each way every twenty-four hours. During the spring and summer months more trains, up to six and at times seven each way every twenty-four hours are operated.

Train dispatching is done carefully and in accordance with accepted standards.

As already indicated, there are only certain seasons of the year in which Chapter 494 of the Laws of 1915 would be applicable in any event, and during those seasons the train crews are not burdened with work to such an extent as to imperil the safety of employees and the traveling public by a continuance of the present practice of taking train orders directly over the telephone.

In my opinion, this is one of the cases in which the Railroad Commission should permit the present practices to continue, in accord with the authority granted to this Commission by Chapter 494.

I recommend the following form of order:

ORDER

Mt. Tamalpais and Muir Woods Railway having filed its petition asking that the Railroad Commission authorize said railway to require or permit its conductors, brakemen and trainmen to receive, deliver or transmit at any receiving or forwarding instrument of any telephone or telegraph line, any order for the movement of any of its trains, ^{and} the Railroad Commission finding that said request is reasonable and should be granted,

IT IS HEREBY ORDERED that said application be and the same is hereby granted, and that Mt. Tamalpais and Muir Woods Railway be and the same is hereby authorized to require or permit any of its conductors, engineers, firemen, brakemen and trainmen to receive, deliver or transmit

at any receiving or forwarding instrument of any telephone or telegraph line, any order for the movement of any train.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 30th day of September, 1915.

Max Thelen

H. D. Loveland

Elmer Ford

Edwin O. Edgerton

Frank R. Osburn

Commissioners.