

ORIGINAL

Decision No. 6870.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
SACRAMENTO NORTHERN RAILROAD, a cor-)
poration, for order authorizing it)
to discontinue service on certain)
streets in Yuba City and to remove)
its tracks therefrom.)
.....)

Application No. 4429.

W. E. Carlin and Charles R. Detrick for Applicant.

Lawrence Schillig for Town of Yuba City.

BY THE COMMISSION:

O P I N I O N

Sacramento Northern Railroad, a corporation, has petitioned the Railroad Commission for an order authorizing the discontinuance of street car service on certain streets in the Town of Yuba City as specifically shown on a map or blue print marked exhibit "A" and filed with the application in this proceeding, also to remove its trackage from said streets.

A public hearing on this application was conducted at Yuba City by Examiner Handford, the matter was duly submitted and is now ready for decision.

The trackage proposed to be removed is that commencing at a point near the west bank of the Feather River extending thence westerly 225 feet along Bridge Street to its intersection with Second Street; thence southerly 778 feet to the inter-

section of Second Street and B Street; thence westerly along said B Street 1400 feet to a point along said B Street just east of Wilbur Avenue.

The route over which suspension of service is requested includes that above mentioned where abandonment is proposed and in addition westerly along B Street to its intersection with Plumas Street and northerly on said Plumas Street to its intersection with Bridge Street.

Applicant alleges, as reasons for desiring to discontinue this service, the fact that the Town of Yuba City, and particularly the locality along which the line for which abandonment is requested operates, is adequately served by the operation of the street cars of the applicant along Bridge Street; that the operation of the portion of street car line sought to be abandoned is not justified by the receipts therefrom and is a duplication of service rendered on the street car line on Bridge Street paralleling that sought to be abandoned. Applicant, proposes, if permission be granted to remove tracks as herein sought, to at once pave the right of way on Second Street thereby leaving the portion of street from which track is to be removed in a condition similar to that of the adjoining portions of the street.

The street car service in the Town of Yuba City was first curtailed at the request of the power administrator, such request having been made during the period when the conservation of electric power was requested of all operating companies due to a shortage of hydro-electric power and a change was made from a twenty minute headway to a thirty minute headway; such change being made on August 5, 1918. Later an elimination of service was made to further aid in the conservation of power and no operation was given over the tracks for which abandonment and re-

moval is hereby requested.

A statement, filed as an exhibit at the hearing on this application, indicates that the operation of the Marysville-Yuba City street car service of applicant has resulted in a deficit of \$2,257.77 for the eighteen month period from January, 1918, to June, 1919, inclusive; this deficit covering no item of depreciation on the property nor interest on investment.

The Town of Yuba City, represented by the town attorney, appeared in protest of this application principally on the basis that the application for suspension of service and abandonment and removal of trackage was to evade the cost of street paving over the portion of the line where tracks are proposed to be removed. The applicant, through its attorneys at the hearing, stipulated that the portion of the right of way on the streets on which abandonment of trackage is sought, would be paved provided the application for abandonment and removal was approved and, since the hearing on this proceeding, the president of the Sacramento Northern Railroad has advised the city attorney and the Railroad Commission that such stipulation will be complied with.

After careful consideration of all the evidence in this proceeding, we are of the opinion that the public will not be inconvenienced by the suspension of service and removal of tracks for the reason that service will be available for the public on the street car line of the applicant operated on Bridge Street, which is one block north of B Street.

O R D E R

Sacramento Northern Railroad, a corporation, having made application for an order permitting the suspension of street car service on its lines in the Town of Yuba City extending from a point near the west bank of the Feather River westerly along Bridge Street to its intersection with Second Street; thence westerly along said E Street to its intersection with Plumas Street; thence northerly along Plumas Street to its intersection with Bridge Street; and for approval of the abandonment and removal of street car tracks in the Town of Yuba City commencing at a point near the west bank of the Feather River; thence westerly 225 feet along Bridge Street to its intersection with Second Street; thence southerly 778 feet to the intersection of Second Street and E Street; thence westerly along said E Street 1400 feet to a point near the intersection of E Street with Wilbur Avenue; a public hearing having been hold; the matter having been duly submitted and the Commission being fully advised,

IT IS HEREBY ORDERED that this application be and the same hereby is granted; provided, however, that the applicants herein will immediately, upon the abandonment and removal of the tracks as hereinabove authorized, pave the portion of the streets in which tracks were located in the same manner as the remaining portions of the streets in accordance with the stipulation of applicant and confirmation thereof as filed with the city attorney of the Town of Yuba City and this Commission.

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 28th day of November, 1919.

Edwin O. Edgerton
A. S. Donald
H. K. Brundage
Iving Martin

Commissioners.