

Decision No. 28105.

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 between
Marysville and Oroville under less than
full operation, as defined by section
468 of the Civil Code.

Application No. 18921.

BY THE COMMISSION:

ORIGINAL

O R D E R

In this proceeding Southern Pacific Company seeks authority to discontinue passenger service on its line between Marysville and Oroville, California.

The only trains now operated over this branch line which carry passengers are mixed train No. 515 northbound and mixed train No. 517 southbound. These trains are operated daily except Sunday. Train No. 516 is scheduled to leave Marysville at 7:30 A.M. and arrive at Oroville at 8:45 A.M. and train No. 517 to leave Oroville at 9:30 A.M. and arrive at Marysville at 11:00 A.M. Due, however, to the fact that the business conducted on these trains is primarily freight, their operating time, except for the beginning of the trip at Marysville, is dependent upon the amount of freight business offered.

Applicant alleges in part "that there is not sufficient passenger traffic on said branch to justify any passenger service, for instances, for the month of April, 1933, only seven passengers were handled on said branch line, with a total revenue of \$3.70 therefrom, and your applicant believes that there are other carriers transporting passengers between Marysville and Oroville which can adequately handle all passenger traffic which might be

required between said points."

Accompanying the application is a statement showing the estimated revenue, exclusive of carload freight business, and out-of-pocket cost of mixed train operation on this branch during the six-month period ending April 30, 1933, as follows:

<u>Revenue:</u>	
Passenger	\$ 24.
Mail and Excess Baggage	923.
Express, including Milk and Cream	150.
Less-than-carload Freight	<u>1,532.</u>
Total	\$2,629.
Out-of-pocket Cost of Operation	\$9,687.
Number of Revenue Passengers Carried	42

A representative of the Commission's Engineering Department made an investigation in this matter and his report shows that the Sacramento Northern Railway operates three passenger trains daily in each direction between Marysville and Oroville and that The Western Pacific Railroad Company operates two passenger trains daily in each direction between these points.

The California Farm Bureau Federation has 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 Southern Pacific Company is hereby granted authority to discontinue passenger service on its branch line between Marysville, Yuba County, and Oroville, Butte County, California, and to cancel, in conformity with the rules of this Commission, all passenger tariffs and time schedules

between said points, unless and until the Commission shall find, after hearing, that public convenience and necessity require the restoration of passenger service upon said railroad line, subject, however, to the following conditions:

- (1) Applicant shall give not less than ten (10) days' notice to the public by posting notices in the agency stations along the line involved and in mixed trains Nos. 516 and 517.
- (2) Applicant shall continue to provide reasonable and adequate freight service between said stations of Marysville and Croville.
- (3) Applicant shall, within thirty (30) days thereafter, notify the Commission, in writing, of the abandonment of said passenger 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.

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

Dated at San Francisco, California, this 26th day of June, 1933.

O L Leamy
Leon Whitman
W J Linn
M B Lamm
M A Lamm