

Decision No. 22205

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of SACRAMENTO NORTHERN RAILWAY For a certificate of public convenience and necessity to operate an auto stage line for the transportation of passengers, baggage, mail and express, as a common carrier, for compensation, between Oroville and the California-Nevada State Line near Peavine, in the County of Sierra, State of California, and intermediate points.

ORIGINAL

Supplemental
Application No. 19968

BY THE COMMISSION:

FOURTH SUPPLEMENTAL
OPINION AND ORDER

By this supplemental application, Sacramento Northern Railway requests a further amendment to condition No. 1 of Decision No. 28766, as amended by Decision No. 31590⁽¹⁾ which will provide that the suspension of passenger stage service between Oroville and Portola and intermediate points heretofore authorized by said decision will not be contingent upon the operation of comparable train schedules by Western Pacific Railroad Company during the said period of suspension of said stage service.

In support of its petition, applicant alleges that although during the past six months Western Pacific Railroad Company has

(1) Condition No. 1 modified " to provide that in regard to maintenance of service, Sacramento Northern Railway may suspend the operation of its automotive service between Oroville and Portola during the month of December and from January 1 to March 31st, inclusive of each year, provided that there is in operation during this period passenger train service by the Western Pacific Railroad Company between the same points upon time schedules comparable to those heretofore maintained by Sacramento Northern Railway."

no
maintained/local passenger train service between Oroville and
Portola and intermediate points, passenger stage travel has been
so light ⁽²⁾ as to indicate that operation of passenger train service
as heretofore required by the aforementioned condition No. 1 should
not be required as a condition precedent to the suspension of
stage service during the winter months.

Under the circumstances, as reported by this applicant,
it would appear that Sacramento Northern Railway is now, and has
been operating this service at a substantial loss and indications
are that winter travel may not be expected to alleviate this
condition. It further appears that public demand for this serv-
ice is not commensurate with the cost of operation entailed in the
maintenance of such service. Therefore, public patronage not
justifying the out-of-pocket loss incurred in this operation, the
application for modification herein presented will be granted.

O R D E R

IT IS HEREBY ORDERED that condition No. 1 of Decision
No. 28766, as modified by Decision No. 31590 be and it is further
modified to read as follows:

1. In regard to the maintenance of service, Sacramento
Northern Railway may suspend the operation of its
automotive service between Oroville and Portola,
during the month of December and from January 1
to March 31, inclusive of each year.

(2) Cost of operations during the period June to September 1939
exceeded revenues by \$1,733.05 on average loss of \$433.26 per
month. During October and November of 1939, total passengers
eastbound numbered 374 or an average of 6 passengers per day,
and westbound 349 passengers, or an average of 5.5 passengers
per day.

subject to the following conditions:

1. Applicant shall prepare and file on at least ten (10) days' notice to the Commission and the public a supplement to its tariff in triplicate, and a time schedule in duplicate showing suspension of service as herein authorized.
2. Applicant shall notify the public of this suspension of service by maintaining notices in all passenger stages operated on this line for a period of not less than ten (10) days in advance of the time the service is to be suspended each year.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 2nd day
of January, 1940.

Ray L. Riley
Edward D. Miller
Robert W. Bradford
H. W. King
Justus D. Coe
COMMISSIONERS