

Decision No. 33119

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of TONOPAH)
AND TIDEWATER RAILROAD COMPANY, LTD. for an)
order authorizing the abandonment of the)
operation of and service on its line of rail-)
road extending from Crucero, California, to)
Beatty, Nevada, as to intrastate commerce in)
the State of California.)

Application No. 23274

ORIGINAL

BY THE COMMISSION:

O R D E R

Tonopah and Tidewater Railroad Company, Ltd. has filed above-entitled application requesting authority to abandon all common carrier service on its railroad extending from Crucero, California, to Beatty, Nevada, in so far as intrastate commerce in the State of California is concerned.

The applicant alleges that for more than ten (10) years past this line of railroad has been operated at a loss; that traffic available is not sufficient to provide revenue to meet operating expenses; that there is no prospect of increase in traffic in the future; and that such traffic as does exist and probable future traffic in the region traversed by applicant's line can be handled by truck with economy.

The Interstate Commerce Commission, in Finance Docket No. 12265, has authorized applicant to abandon operation of its railroad both interstate and intrastate, said authority becoming effective June 13, 1940. Applicant states that it does not intend to abandon the line itself or any of its appurtenances, and will maintain all its physical properties in good condition and repair so that it will be in a position to resume operation and service in the event public necessity and convenience so require. Attached to the application are copies of waivers signed by substantially all of the industries and shippers in the State of California served by applicant stating that

they have no objection to this Commission making an order permitting applicant to abandon operation and service.

It appears that this is a matter in which a public hearing is not necessary and that the application should be granted, therefore,

IT IS HEREBY ORDERED that Tonopah and Tidewater Railroad Company, Ltd., is hereby authorized to abandon common carrier service on its line of railroad between Crucero, California, and Beatty, Nevada, in so far as intrastate traffic in the State of California is concerned, on not less than five (5) days' notice to the public and this Commission, and to cancel in conformity with the rules of this Commission all passenger and freight tariffs and time schedules, between said points, subject to the following conditions:

- (1) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the abandonment of train service herein authorized and of its compliance with the conditions hereof.
- (2) 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 21st day of May, 1940.

Ray L. Riley
Francis Decker
Raymond J. ...
...
Justus J. Coe
Commissioners