

Decision No. 38218

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of NEVADA COUNTY NARROW GAUGE RAILROAD COMPANY.)	Application No. 26181
In the Matter of the Application of HATTEN BROS.)	Application No. 26193
In the Matter of the Application of GIBSON LINES.)	Application No. 26202
In the Matter of the Application of FRANK BAYS to sell to BEVERLY GIBSON.)	Application No. 26212
In the Matter of the COMMISSIONS INVESTIGATION re FRANK E. BAYS.)	Case No. 4728

BY THE COMMISSION:

ORDER DENYING REHEARING
AND AMENDING ORDER

Gibson Lines has filed a petition for rehearing of the Commission's Decision No. 38152, issued August 14, 1945, in the above entitled matters. In effect, petitioner merely requests a modification of certain parts of the order to make it clear that the certificate granted to Nevada County Company does not permit local service between Marysville and South Marysville, nor operations to Camp Beale over a route which might be competitive with petitioner's existing service. The Commission having carefully considered said petition and each and every allegation contained therein, and being of the opinion that no good cause for the granting of a rehearing is made to appear, and being of the further opinion that certain modifications of said Decision No. 38152 should be made; Therefore,

IT IS ORDERED that the petition for rehearing is hereby denied.

IT IS FURTHER ORDERED that ordering paragraph (2) of Decision No. 38152 is hereby amended by adding thereto the following language:

"No local service may be performed between Marysville and the intersection of U.S. Highway 99E and Marysville-Smartsville Road, sometimes known as Hammonton Road."

IT IS FURTHER ORDERED that the route described in service regulation 3 of ordering paragraph (3) of the order of said Decision No. 38152 reading as follows:

"Service to and from Camp Beale shall be operated over the most appropriate routes connecting with the Marysville-Smartsville Road, thence along such road to its junction with State Highway 20 at Smartsville Junction."

is hereby amended to read:

"In providing service to and from Camp Beale, diversion from the Marysville-Smartsville Road, sometimes known as Hammonton Road, may be made at any point where such road is adjacent to or within the boundaries of the Camp Beale military reservation."

IT IS FURTHER ORDERED that in all other respects Decision No. 38152 shall remain in full force and effect.

Dated at San Francisco, California, this 12th day of September, 1945.

David Ruden
Justus F. Crauer
Frank W. [unclear]
Harry [unclear]
COMMISSIONERS