

ORIGINAL

Decision No. 39481

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of SACRAMENTO)	
NORTHERN RAILWAY for permission to abandon a)	Application
spur track in the City of Marysville, County)	No. 27815
of Yuba, State of California.)	

JOHN E. HENNESSY, for Applicant; FRANK B. DURKEE, for Department of Public Works, Division of Highways, Proponent.

O P I N I O N

The spur track proposed to be abandoned in this proceeding crosses "E" Street in the City of Marysville between 2nd and 3rd Streets. (1) It extends easterly from the yard tracks of applicant, located in the block surrounded by 2nd and 3rd Streets and Orange and "E" Streets. The spur track involved serves the warehouse of the Marysville Wholesale Grocery Company, located on the east side of "E" Street. After crossing the street the track runs into the building where there is room for a two-car spot. The clearances within the building are such that trainmen are forbidden to ride on the side or top of cars when entering the building. In order to perform this service at least three cars must be ahead of the locomotive in order to make the spot. This movement blocks the traffic on 3rd Street as the locomotive cannot clear the street.

The Division of Highways is now constructing Route #99 along "E" Street in Marysville from 1st Street to 10th Street; thence easterly along 10th Street and across the Feather River. This spur track in its present location will impede the reconstruction of "E" Street.

The record shows that so far this year 49 cars have been delivered to Marysville Wholesale Grocery Company on this spur; that

(1) A public hearing was held in this matter before Examiner Hall in Marysville on October 1, 1946.

this company is arranging to move its warehousing facilities elsewhere; and that the track would no longer be required. No other industry is served by this track and no one appeared to oppose the granting of the application.

It appears from the record that in order to rebuild the State highway, the track should be removed and that its removal will not interfere with the railroad in prosecuting its service to the public, and the application should be granted.

O R D E R

A public hearing having been held and the matter being under submission,

IT IS HEREBY ORDERED that Sacramento Northern Railway be and it is hereby authorized to abandon and remove its spur track crossing "E" Street, City of Marysville, and shown in red on Exhibit "A" attached to and made a part of the application, subject to the condition, however, that within thirty (30) days thereafter applicant shall notify the Commission of the removal of said spur track.

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

Dated at San Francisco, California, this 25
day of October, 1946.

Harold P. Hula
Justice J. Casper
Francis G. Coe
John H. Howell
A. J. Dindman
Commissioners