

AF

Decision No. 59676

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
THE ATCHISON, TOPEKA AND SANTA FE)
RAILWAY COMPANY, a corporation, and)
RAILWAY EXPRESS AGENCY, INC., a)
corporation, for authority to)
discontinue agency service at its)
station at Hughson, Stanislaus)
County, State of California.)

Application No. 40916

Robert W. Walker and Henry M. Moffat for applicant.

O P I N I O N

The Atchison, Topeka and Santa Fe Railway Company (hereinafter sometimes referred to as AT&SF) and Railway Express Agency, Inc. request authority to discontinue agency service at Hughson, California.

A public hearing was held before Examiner Thomas E. Daly on January 7, 1960, at Modesto. All parties of interest were notified and notice was published in a Modesto paper of general circulation. No appearance was made in protest to the authority sought.

It is asserted that if the authority sought is granted service would be provided from AT&SF's station at Empire which is located 3.4 miles west of Hughson.

AT&SF's personnel at Empire consists of an agent, one clerk and two telegraphers. A toll free phone will be provided the customers at Hughson so that they may call and state the service they want. The Empire employees would check the yard and render

switch lists and account for any Hughson business. Conductors of trains picking up cars would sign bills of lading.

Railway Express Agency, Inc. would handle all Hughson express shipments from Modesto, which is located 8 miles from Hughson.

Exhibit A attached to the application indicates that applicant AT&SF handled the following business at Hughson during the twelve months ending November 30, 1958:

- (1) No tickets sold
- (2) Forwarded
19 carloads
7 LCL shipments
- (3) Received
113 carloads
45 LCL shipments

After consideration the Commission is of the opinion that public convenience and necessity no longer require applicant's agency service at Hughson, California.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED that The Atchison, Topeka and Santa Fe Railway Company and Railway Express Agency, Inc. are authorized to discontinue their agency at Hughson, California, subject to the following conditions:

- (a) The Atchison, Topeka and Santa Fe Railway Company shall maintain a Class A nonagency station at Hughson.
- (b) Within ninety days after the effective date hereof, and on not less than ten days' notice to the Commission and to the public,

The Atchison, Topeka and Santa Fe Railway and Railway Express Agency, Inc. shall post a notice of such discontinuance at the station, shall file in duplicate amendments to their tariffs showing the changes authorized herein, and shall make reference in such notice and tariffs to this decision as authority for the changes.

- (c) In no event shall the agent be removed earlier than the effective date of tariff filings required under paragraph (b) thereof.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 16th day of February, 1960.

Ernest R. Page
President
Paul E. R. [unclear]
William [unclear]
E. [unclear] Fox
Theodore H. Jenner
Commissioners