

79071

ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of NORTHWESTERN PACIFIC RAILROAD
COMPANY for authority to discontinue
agency and to remove station building
and appurtenances from public service
at Arcata, County of Humboldt, State
of California.

Application No. 52501
(Filed March 15, 1971)

Harold S. Lentz, Attorney at Law, for Northwestern
Pacific Railroad Company, applicant.
George M. Wood, for City of Arcata, protestant.
John L. Carroll, for the Commission staff.

O P I N I O N

Applicant alleges that the type and amount of business handled at the Arcata station do not warrant continued maintenance of an agency or of the building. It is alleged also that the shipping public could be adequately and conveniently served through the agency station at Eureka and other locations.

Discontinuance was sought pursuant to the provisions of General Order No. 36-B. Since the City of Arcata protested, formal application was filed.

Public hearing was held in Eureka on June 22, 1971 at which time the City of Arcata withdrew its protest. No other protests were entered.

Applicant introduced evidence to show that notice had been published and posted; notice by mail was given to potentially concerned shippers, and to county and city Chambers of Commerce.

Applicant also offered testimony and exhibits in support of the allegations of the application, and also to indicate the necessity for and cost of refurbishing the station building. The matter was taken under submission at the close of the hearing.

We find that:

1. The hearing was properly noticed and that no protests to the application were made.
2. The allegations of the application are true. ✓
3. Public convenience and necessity no longer require the maintenance by Northwestern Pacific Railroad Company of an agency and of the station building at Arcata, Humboldt County.

We conclude that the application should be granted.

O R D E R

IT IS ORDERED that:

1. Northwestern Pacific Railroad Company is authorized to discontinue its agency at Arcata, Humboldt County, subject to the following conditions:

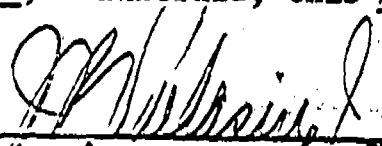
- (a) Within one hundred twenty days after the effective date hereof and not less than ten days prior to the discontinuance of the agency at Arcata, Humboldt County, Northwestern Pacific Railroad Company shall post a notice of such discontinuance at the station and, within one hundred twenty days after the effective date hereof and on not less than ten days' notice to the Commission and to the public, Northwestern Pacific Railroad Company shall file in duplicate amendments to its tariffs showing the change authorized herein and shall make reference in such notice and tariffs to this decision as authority for the changes. In no event shall the agent be removed, pursuant to the authority hereinabove granted, earlier than the effective date of the tariff filings required hereunder.
- (b) Within thirty days after discontinuance of service as herein authorized, Northwestern Pacific Railroad Company shall, in writing, notify this Commission thereof and of compliance with the above conditions.

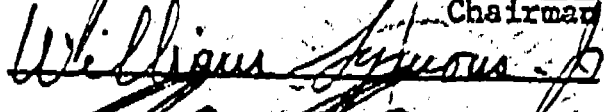
A. 52501 HJH


2. Upon discontinuance of service, Northwestern Pacific Railroad Company is authorized to dispose of the station building, appurtenances and real property associated therewith.

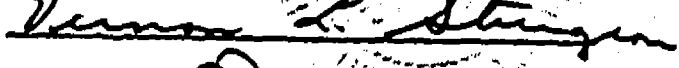
The effective date of this order shall be twenty days after the date hereof.


Dated at San Francisco, California, this 24th day of AUGUST, 1971.



Chairman








Commissioners