

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

RESOLUTION NO. SR-35
Safety Division
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R E S O L U T I O N

AUTHORITY TO OPERATE PASSENGER TRAIN EXCURSIONS ON THE
TRACKS OF SIERRA RAILWAY OF CALIFORNIA AND SIERRA RAILROAD
COMPANY IN TUOLUMNE COUNTY, CALIFORNIA.

By letter dated December 9, 1991, The California Department of Parks and Recreation (DPR), at Railtown 1897 in Jamestown, California, through their concessionaire, the Sierra Railway of California, requests authority to operate passenger train excursions, on a permanent basis, over its own trackage as well as that of the Sierra Railroad Company.

Trackage of the Sierra Railway of California is within DPR's Railtown 1897, a State Historic Park at Jamestown. Trackage of the Sierra Railroad Company extends from Oakdale, California, to Fassler, California, near Sonora, and is normally used to conduct freight operations. Subject letter is to satisfy the requirements of the California Public Utilities Commission (CPUC) in authorizing passenger service on the lines. Authority was previously granted through Resolutions SR-11, dated March 14, 1990, and SR-28, dated February 21, 1991 for the 1990 and 1991 Operations.

The letter provides the following information:

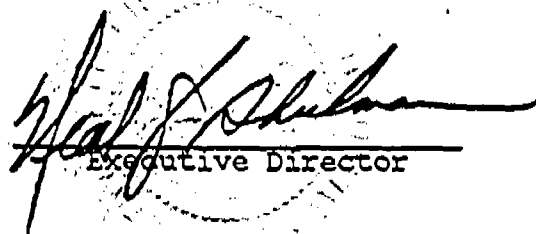
1. Trips are scheduled between Jamestown and Chinese Station and return (12 miles, 1 hour round trip). And from Jamestown to Hetch Hetchy Junction and return (2 and one half hour round trip)
2. Service will be on weekends and holidays commencing on February 29, 1991 and continuing through the run of the New Year's Eve Party train of December 31, 1992. Special train/meal/party packages will be offered throughout the season. Fares will range from \$4.50 to more than \$40 for adults and from \$2.25 to more than \$20.00 for children depending on which train or travel package is selected.
3. The concessionaire responsible for operation of the excursions is required to provide liability insurance of not less than \$2,000,000 within the state park and not less than \$2,000,000 when operating on trackage of the Sierra Railroad Company outside of the park. DPR assumes liability beyond those amounts.

Based on the information contained in the letter, we therefore, conclude that the request is reasonable and agree that the operation of the trains can be conducted by the carrier as requested. Further, based on the history of past operations, we feel that this request should be treated as a permanent request and that authority be granted for permanent operations as long as certain requirements be met as set forth in the Ordering Paragraphs.

IT IS ORDERED that the requested authority is hereby granted to Sierra Railway of California on a permanent basis subject to the following conditions:

1. Track, equipment, operation and rolling stock shall be maintained according to applicable sections in the Code of Federal Regulations applying to Common Carrier Railroad Corporations, as well as all state regulations including sections of the California Public Utilities Code and applicable CPUC General Orders.
2. Liability insurance requirements of not less than \$2,000,000, shall be provided for each run operated.
3. The entire operation shall be conducted in accordance with the Operating Rules and emergency plan of the Sierra Railroad Company.
4. That on an annual basis, prior to its yearly operations, Sierra Railway of California shall file with the Commission its rates and schedules for that year.

I certify that the Resolution was adopted by the Public Utilities Commission on its regular conference on February 20, 1992.
The following Commissioners approved it.


Executive Director

DANIEL Wm. FESSLER
President
JOHN B. OHANIAN
NORMAN D. SHUMWAY
Commissioners

Commissioner Patricia M. Eckert
being necessarily absent, did not
participate.