

ORIGINAL

Decision No. 17893.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of the Southern Pacific Company)
for permission to cancel certain)
rates on Forest Products.)

APPLICATION NO. 13158

J.E.Lyons and F.W.Mielke, for Applicant.

BY THE COMMISSION:

O P I N I O N

This is an application by the Southern Pacific Company under Section 63 of the Public Utilities Act for permission to cancel from its Tariff 634-C, C.R.C.2848 certain commodity rates on forest products from Bakersfield to Fresno, Cando, Reedley, Monson, Famosa, Fowler, Slater, Lerdo, Saco, Oil City and Porque as set forth in Exhibit "A" attached to and made a part of the application.

The applicable rates after cancellation of the commodity rates will be the Class B, as shown in Southern Pacific Company Tariff 711-C and specifically set forth in Exhibit "A" referred to above.

A public hearing was held at San Francisco October 14, 1926 before Examiner Geary and the case being duly submitted is now ready for an opinion and order.

Witness for the applicant testified that the rates to Oil City and Porque were established March 24, 1909 as proportional rates only, and to the other points involved April 15, 1922, the latter rates upon request of the Bakersfield Sandstone & Brick Company, which company, however, failed to produce any tonnage and made no shipments of forest products from Bakersfield after the rates were established. Applicant submitted an exhibit showing that only two carloads of forest products had moved under the present rates during the period from April 15, 1922 to March 31, 1926. The shipments consisted of poles moved from Bakersfield to Fresno for the San Joaquin Light & Power Company and a representative of that company advised the applicant under date September 12, 1926 they would offer no objection to the cancellation of the rates.

Commodity rates covering forest products were also established April 15, 1922 by the Atchison, Topeka & Santa Fe Railway Company from Bakersfield to points on that line located in the San Joaquin Valley and said rates were cancelled September 1, 1926 by special permission of this Commission in its order dated July 21, 1926.

Bakersfield is not a lumber-producing station and the commodity rates here involved applying only to the few points north of Bakersfield have been practically lifeless and a burden in the tariff.

There were no appearances in opposition, although shippers were notified of the hearing.

Upon consideration of all the facts of record, we are of the opinion and find that applicant should be permitted to

cancel the rates on forest products as set forth in Exhibit "A" attached to the application and published in Tariff 634-C, C.R.C. 2848, Item 230-E.

O R D E R

This application having been duly heard and submitted, full investigation of the matters and things involved having been had and basing this order on the findings of fact and the conclusions contained in the opinion, which is hereby referred to and made a part hereof,

IT IS HEREBY ORDERED that the application of Southern Pacific Company be and the same hereby is granted, and applicant is hereby authorized to cancel the rates on forest products as set forth in Exhibit "A" attached to and made part of the application and published in Item 230-E Southern Pacific Company Tariff 634-C, C.R.C.2848.

Dated at San Francisco, California, this 12th day of January, 1927.

Frank Deeds
H. B. Brundage
C. A. Sawyer
Leon White

Commissioners.