

Decision No. 18834.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 NORTHWESTERN PACIFIC RAILROAD COMPANY,)
 ATCHISON, TOPEKA AND SANTA FE RAILWAY)
 COMPANY and SOUTHERN PACIFIC COMPANY)
 for an order authorizing the cancella-)
 tion of certain rates on cement.)

ORIGINAL

Application No. 15730

Bells & Orrick, by R. L. Hall, for applicant.

BY THE COMMISSION:

O P I N I O N

This is an application by the Northwestern Pacific Railroad Company, Atchison, Topeka and Santa Fe Railway Company and Southern Pacific Company under Section 63 of the Public Utilities Act for permission to cancel certain local and joint commodity rates on cement from San Francisco, Oakland, Richmond and points between to San Rafael, Petaluma, Penn Grove, Cotati, Bellevue, Santa Rosa, Fulton, Guerneville, Rio Campo, Duncan Mills, Cazadero, Healdsburg, Cloverdale, Hopland, Ukiah, Basil, Willits, Northwestern, Rowes and Sherwood, all being points on the Northwestern Pacific Railroad, as shown in Items 540 to 570 inclusive of Northwestern Pacific Tariff 38-F, C.R.C. 308, and Items 7904 and 7906 of Pacific Freight Tariff Bureau Tariff 88-K, C.R.C. 390. The rates shown in the former tariff apply from San Francisco only; rates shown in the latter tariff apply from all points of origin quoted above.

The applicable rates after cancellation of the commodity rates will be the Class C rates unless the combination

rates make lower.

A public hearing was held October 6th, 1927, at San Francisco before Examiner Geary and the application having been duly submitted is now ready for our opinion and order.

The application sets forth that there are no cement mills at San Francisco or the other points taking the San Francisco rates, consequently there is no necessity for their publication, and that the same are a burden in the tariffs.

The testimony shows that there has been no movement of cement from San Francisco or the San Francisco Bay points for a number of years past. The cement used in Northern California is practically all moved from the cement mills located at Cement, Cowell, Davenport, North Branch, Redwood City, San Juan and Merced, and from these milling points there is a complete publication of rates on cement in carload lots to the destination points located on the Northwestern Pacific Railroad.

The files of the Commission contain letters from all of the manufacturing cement mills in Northern California, the San Francisco Chamber of Commerce, Oakland Chamber of Commerce, and the Encinal Terminals, signifying their position in the matter and advising that there were no objections to the cancellation of the cement rates involved in this proceeding.

Upon consideration of all the facts of record we are of the opinion and find that the commodity rates sought to be cancelled by this application are no longer necessary, are a burden in the tariffs, and we conclude that the application should be granted.

C 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 filed by the Northwestern Pacific Railroad Company, Atchison, Topeka and Santa Fe Railway Company and Southern Pacific Company be and the same is hereby granted, and the applicants are hereby authorized to cancel the commodity rates applying on cement from San Francisco and the San Francisco Bay points to the points located on the Northwestern Pacific Railroad as set forth in the application and as published in Northwestern Pacific Tariff 38-F, C.R.C. 308, in Items Nos. 540 to 570 inclusive, and in Pacific Freight Tariff Bureau Tariff 38-K, C.R.C. 390, in Items 7904 and 7906.

Dated at San Francisco, California, this 19th day of October, 1927.

Ernest D. [Signature]
Clarence [Signature]
Leon Whitely
John B. [Signature]
M. A. [Signature]
Commissioners.