

Decision No. 28661.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
THE ATCHISON, TOPEKA & SANTA FE RAILWAY  
COMPANY, GREAT NORTHERN RAILWAY COMPANY,  
LOS ANGELES & SALT LAKE RAILROAD COMPANY,  
NORTHWESTERN PACIFIC RAILROAD COMPANY, SAN  
DIEGO & ARIZONA EASTERN RAILWAY COMPANY,  
SOUTHERN PACIFIC COMPANY, and THE WESTERN  
PACIFIC RAILROAD COMPANY, on behalf of  
themselves and all other carriers similarly  
situated, for an order authorizing an in-  
crease in certain freight rates and charges.)

Supplemental  
Application  
No. 19610.

BY THE COMMISSION:

TENTH SUPPLEMENTAL ORDER

By supplemental application filed March 17, 1936, the carriers listed in the Commission's Decision No. 27869 and in the several supplemental orders in the above entitled proceeding, particularly the orders in Decisions Nos. 27965, 27985, 28119, 28129, 28227, 28234 and 28487, and Union Pacific Railroad Company being substituted in place of Los Angeles & Salt Lake Railroad Company, seek (1) an order under Sections 15 and 24(a) of the Public Utilities Act authorizing them to publish, upon one day's notice, certain changes in the Tariff of Emergency Charges, No. 237-A, C.R.C. No. 576 of F. W. Gomph, Agent, and (2) authority to depart from Rules 2(d), 4(i), 10(a), 10(e), 10(g) and 12(a) of Tariff Circular No. 2.

The proposed amendments will result in reductions, and in changes involving neither increases nor reductions. Authority to put them into effect is sought for the purpose of correcting certain errors in tariff publication which have been discovered subsequent to the issuance of earlier supplements; for the purpose of clarifying the tariff; and for the purpose of readjusting emergency charges on the articles affected so that they will be in harmony with the emergency charges on articles of a kindred nature. The changes herein sought were published

on interstate traffic effective February 17, 1936 (except as otherwise provided), under and pursuant to special permission of the Interstate Commerce Commission, No. 150763 of January 24, 1936. The authority to depart from Rules 2(d), 4(1), 10(a), 10(e), 10(g) and 12(a) of the Commission's Tariff Circular is sought for the purpose of avoiding an alleged unreasonable printing expense that would be incurred if applicants were compelled to comply with each of those rules.

Upon further consideration of the record and of the supplemental application filed March 17, 1936, and in view of the decision of the Interstate Commerce Commission by its Special Permission No. 150763 of January 24, 1936, we are of the opinion that the relief sought should be granted, subject to the conditions and exceptions set forth in the original order in the above numbered application as modified herein or by prior supplemental order; and good cause appearing therefor,

IT IS HEREBY ORDERED that the above supplemental application, filed March 17, 1936, be and it is hereby granted, subject to the conditions in the original and prior supplemental orders, and only for the period ending June 30, 1936.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 23<sup>rd</sup> day of March, 1936.

M. B. Lavin  
Leon A. Whelan  
M. H. Linn  
Walter H. Brown  
Frank R. Sullivan  
Commissioners.