

ORIGINAL

Decision No. 31566

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

- In the Matter of the Application of )
- Alameda Belt Line )
- Amador Central Railroad Company )
- Arcata & Mad River Railroad Company (The) )
- Atchison, Topeka & Santa Fe Railway Company (The) )
- Bay Point and Clayton Railroad Company )
- Bay Transport Company )
- Buckport & Elk River Railroad )
- California Transportation Company (The) )
- California Western Railroad & Navigation Company )
- Camino, Placerville & Lake Tahoe Railroad Company )
- Central California Traction Company )
- Delta Finance Company, Ltd. )
- Diamond & Calder Railway )
- East Bay Street Railways, Ltd. )
- Great Northern Railway Company )
- Harbor Belt Line Railroad )
- (An unincorporated agency) )
- Holton Inter-Urban Railway Company )
- Howard Terminal )
- Indian Valley Railroad Company )
- Los Angeles Junction Railway Company )
- Marine Service Corporation )
- McCloud River Railroad Company )
- Modesto and Empire Traction Company )
- Napa Transportation & Navigation Company )
- Nevada County Narrow Gauge Railroad Company )
- Northwestern Pacific Railroad Company )
- Oakland Terminal Railroad Co. )
- Outer Harbor Terminal Railway Company )
- Pacific Coast Railway Company (California) )
- Pacific Electric Railway )
- Petaluma & Santa Rosa Railroad Company )
- Quincy Railroad Company )
- Sacramento Navigation Company )
- Sacramento Northern Railway )
- San Diego & Arizona Eastern Railway Company )
- San Francisco, Napa & Calistoga Railway )
- Santa Maria Valley Railroad Company )
- Sierra Railway Company of California )
- (Charles H. Segerstrom, Receiver) )
- Southern Pacific Company (Pacific Lines) )
- South San Francisco Belt Railway )
- Stockton Terminal & Eastern Railroad )
- Sunset Railway Company )
- Tahoe Transportation Company )
- (Matt Green, Lessee) )
- Tidewater Southern Railway Company )
- Tonopah & Tidewater Company, Ltd. )
- Trona Railway Company )
- Union Pacific Railroad Company )
- Ventura County Railway Company )

Application No. 21601

Visalia Electric Railroad Company )  
 Western Pacific Railroad Company (The )  
 (T.M.Schumacher and Sidney M. Ehrman, Trustees) )  
 Yosemite Valley Railroad Company )  
 (Howard C. Bonsall, Trustee) )  
 Yreka Western Railroad Company )  
 (O.G. Steele, Receiver) )  
 on behalf of themselves and all other carriers )  
 similarly situated, for an order authorizing an )  
 increase in certain freight rates and charges. )

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

By Decision No. 30385 in the above entitled application, authority under Section 63 of the Public Utilities Act was granted to the applicant rail lines to establish increased rates for intrastate transportation of various commodities. This authority corresponded generally with that granted by the Interstate Commerce Commission for interstate transportation in Ex Parte 115 (General Commodity Rate Increases, 1937, 223 I.C.C. 657). The authorization as to bituminous coal was in each instance for a period terminating December 31, 1938. By supplemental application dated December 3, 1938, applicants request that they be permitted to maintain as permanent rates the increased rates on bituminous coal which under existing publications will expire December 31, 1938. They also ask that permission under Section 15 of the Public Utilities Act to file such permanent rates on one (1) day's notice be given.

Applicants represent that by the fourth supplemental report on further hearing in Ex Parte 115, decided November 21, 1938 (229 I.C.C. 435), the Interstate Commerce Commission approved as just and reasonable the increases previously granted on bituminous coal in so far as interstate transportation is concerned and authorized their establishment on a permanent basis. They assert that the movement of bituminous coal in California is negligible and that if this

request is granted the rail lines will be enabled to make uniform and concurrent tariff publications with respect to both intrastate and interstate rates.

In view of the representations that the increased rates here sought have already been authorized in connection with interstate traffic and that there is little movement of bituminous coal in California, it appears that this is a matter in which a public hearing is not necessary and that the application should be granted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that applicants be and they are hereby authorized to establish as permanent rates, on not less than one (1) day's notice to the Commission and to the public, the increased rates for the transportation of bituminous coal heretofore authorized by Decision No. 30365 in the above entitled application, which rates are now published to expire December 31, 1938.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 12<sup>th</sup> day of December 1938.

Robert W. Brown  
Leon Whittell  
Frank Deane  
Ray C. Carey  
W. H. [unclear]  
Commissioners