

Decision No. 31209

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation )  
by the Commission on its own motion )  
into the rates, rules, regulations )  
and practices of Carriers engaged in )  
the transportation of petroleum and )  
petroleum products within this State )

ORIGINAL

Case No. 4249

BY THE COMMISSION:

THIRD SUPPLEMENTAL OPINION AND ORDER

By Decision No. 31531 of December 5, 1938, in this proceeding, the Commission modified its original order herein (Decision No. 31469 of November 10, 1938) by providing certain specific minimum rates for the transportation of petroleum crude oil in tank truck equipment within and between defined groups and sub-groups in the Los Angeles Basin.

By amended petition filed January 19, 1939, the Oil Haulers Association (a non-profit corporation whose members are engaged primarily in the transportation of crude oil within the Los Angeles Basin) alleges that the rates so provided result in possible discrimination against certain refineries and producing fields, and that certain of the sub-group descriptions are ambiguous. Petitioner proposes several changes in the group descriptions and in the rates applicable thereto, in order to remove such inequalities and ambiguities and to meet the desires of carriers and shippers affected. It states that the modifications were proposed after careful consideration of the precise location of each producing field or each refinery within the several sub-groups and that, if adopted, the resulting rates will be properly related to the distances between the principal points to be served

in each sub-group, rather than between arbitrarily selected "basing points." Petitioner asserts that the modifications requested will result in rates and charges entirely consistent with the cost studies and other evidence heretofore introduced in this proceeding, and that all interested parties have been fully apprised of the proposals and have signified their approval thereof.

Under the circumstances it appears that this is a matter in which a public hearing is not necessary, and that the proposed changes should be made. Correction will also be made herein of an inadvertence in said Decision No. 31531, whereby certain exceptions applicable to the transportation of commodities other than petroleum crude oil, from and to the northern portion of the city of Los Angeles, were eliminated.

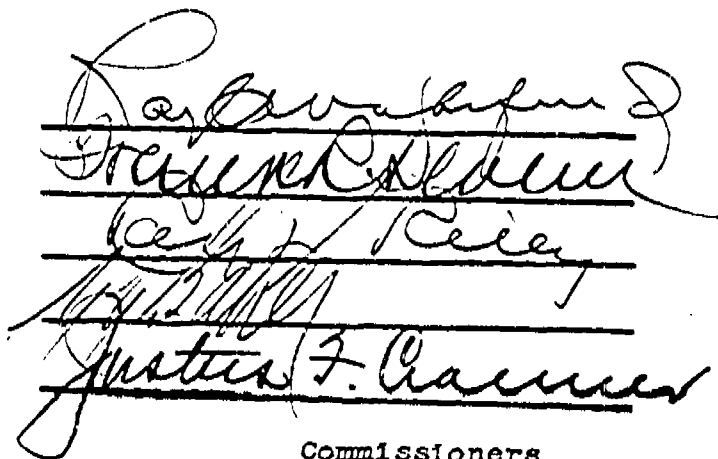
Therefore, good cause appearing,

IT IS HEREBY ORDERED that Appendix "A" to Decision No. 31469 of November 10, 1938, as amended, in this proceeding, be and it is hereby further amended as provided in Appendix "A" of this order, which is attached hereto and by this reference made a part hereof.

In all other respects said Decision No. 31469, as amended, shall remain in full force and effect.

The effective date of this order shall be February 15, 1939.

Dated at San Francisco, California, this 30<sup>th</sup> day of January, 1939.

  
The block contains four handwritten signatures, each written over a horizontal line. The signatures are: 1. A cursive signature that appears to be 'D. B. ...'. 2. A cursive signature that appears to be 'Frank ...'. 3. A cursive signature that appears to be 'C. ...'. 4. A cursive signature that appears to be 'Justice F. ...'.

Commissioners

APPENDIX "A"

Changes in Appendix "A" to Decision No. 31469, as Amended

1. Item No. 80, paragraph (c), sub-paragraph 2: Change words "See Exception" to read "See exception below and as provided in Item No. 130"; restore exception eliminated by Decision No. 31531 of December 5, 1938, and add thereto, immediately after the word "EXCEPTION", the following - "(Does not apply upon Petroleum Crude Oil)."

2. Item No. 120: Change Note 1 to read as follows:

"NOTE 1.- The rate for transportation between points within incorporated cities by carriers as defined in the City Carriers' Act shall be  $2\frac{1}{2}$  cents per 100 pounds, except as otherwise provided in Item No. 80, paragraph (c)2, or in Item No. 130."

3. Item No. 130, paragraph (a): Change descriptions of sub-groups 6-B and 6-E to read as follows:

"Group 6-B. Bounded on the north by Imperial Highway, on the east by Vermont Avenue, on the south by Compton Boulevard, Redondo Beach Boulevard, Hawthorne Avenue and Torrance Boulevard, and on the west by the Pacific Ocean."

"Group 6-E. Bounded on the north by Montebello Hills, on the east by the eastern city limits of Whittier, due south to Artesia Boulevard, west to Los Alamitos Boulevard, north to Rosecrans Boulevard, west to the Los Angeles River, north to Slauson Avenue, thence on a line from such point to the junction of Ninth Street and Downey Road (north of and slightly west of the junction of Los Angeles River and Slauson Avenue), thence west on Ninth Street to the Los Angeles River, thence north to the junction of Mission and Macy Streets, thence west to the Montebello Hills."

4. Item No. 130, paragraph (b): Revise to read as follows:

"(b) Rates in Cents Per 100 Pounds:

Between and Group	Group 6A		Group 6B		Group 6C		Group 6D		Group 6E		Group 6F		Group 6G	
	Column A	Column B	Column A	Column B	Column A	Column B	Column A	Column B	Column A	Column B	Column A	Column B	Column A	Column B
6B	$2\frac{1}{2}$	$1-\frac{3}{4}$	-	-	-	-	-	-	-	-	-	-	-	-
6C	$3\frac{1}{2}$	3	$3\frac{1}{2}$	3	-	-	-	-	-	-	-	-	-	-
6D	$3\frac{1}{2}$	3	$3\frac{1}{2}$	3	3	2	-	-	-	-	-	-	-	-
6E	$3\frac{1}{2}$	3	$3\frac{1}{2}$	3	$3\frac{1}{2}$	2	$3\frac{1}{2}$	$2\frac{1}{2}$	-	-	-	-	-	-
6F	$3\frac{1}{2}$	$2\frac{1}{2}$	$3\frac{1}{2}$	$2\frac{1}{2}$	$3\frac{1}{2}$	$2\frac{1}{2}$	$3\frac{1}{2}$	3	3	2	-	-	-	-
6G	$3\frac{1}{2}$	$2\frac{1}{2}$	$3\frac{1}{2}$	2	$2\frac{1}{2}$	$1-\frac{3}{4}$	$3\frac{1}{2}$	$2\frac{1}{2}$	3	$2\frac{1}{2}$	$3\frac{1}{2}$	$2\frac{1}{2}$	-	-
13	4	4	4	4	4	3	4	3	3	2	4	3	4	$3\frac{1}{2}$ "

(End of Appendix "A")