

Decision No. 32918

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
M. E. De Lair and A. D. Paxton, co- )  
partners doing business as De Lair )  
Truck Company, for an Order of the )  
Commission extending the authority )  
heretofore granted to M. E. De Lair )  
and R. B. Rennick, co-partners doing )  
business as De Lair Truck Company, )  
to charge less than minimum rates )  
established by Decision No. 30600, as )  
amended (31473), and for authority to )  
continue to charge the minimum rates )  
authorized by Decision 30886 in the )  
future. )

Application No. 22734

BY THE COMMISSION:

OPINION AND ORDER

By Decision No. 30886 of May 23, 1938, in Application No. 21893, M. E. De Lair and R. B. Rennick, then co-partners, doing business as De Lair Truck Company, a highway contract and city carrier, were authorized to transport certain iron and steel articles within defined territory in and around Los Angeles, under contract with Bethlehem Steel Company, at rates lower than the established minimum rates. The authority was granted to expire May 23, 1939, unless extended by appropriate order of the Commission. By application filed May 10, 1939, a co-partnership comprised of A. D. Paxton and M. E. De Lair, operating the De Lair Truck Company since August 1, 1938, seeks indefinite continuance of the authority granted the now dissolved co-partnership of De Lair and Rennick. It is alleged that the operations conducted as De Lair Truck Company and the conditions under which this service is performed have not changed in any material respect, except for the change in ownership, since the authority was granted the former co-partners. It is also alleged that operations under the rates sought have been and now are profitable.

It appears that this is a matter in which a public hearing is not necessary. No authority to depart from the established minimum rates is outstanding in favor of co-partners, Paxton and De Lair. Consequently, no extension of such authority can be made. Under the circumstances, however, applicants should be granted permission to observe the sought rates. Necessarily, this finding is based on existing conditions. For this reason the authority will be limited to a period of one year unless cancelled, changed or extended by order of this Commission. Therefore, good cause appearing,

IT IS HEREBY ORDERED that A. D. Paxton and M. E. De Lair, co-partners, doing business as De Lair Truck Company be and they are hereby authorized to transport iron and steel articles, as specified in Appendix "A" attached hereto and hereby made a part hereof, under contract with Bethlehem Steel Company, at rates less than the minimum rates established therefor in Decision No. 28761, as amended, in Part "A" of Case No. 4088; Decision No. 29480, as amended, in Part "M" of Case No. 4088; and Decision No. 31473, as amended, in Case No. 4121, to the extent that lower rates than those so established are set forth in Appendix "A" hereof.

The authority herein granted shall expire May 23, 1940, unless sooner changed, cancelled or extended by appropriate order of the Commission.

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

Dated at San Francisco, California, this 23<sup>d</sup> day of

May, 1939.

Robert A. Baker  
Francis J. DeLair  
Walter H. DeLair  
W. H. Baker  
Justus J. Craven  
Commissioners.

APPENDIX "A"

DESCRIPTION OF ARTICLES

Iron and Steel, Articles of, viz.:

Bands	Hoops	Pipe Fittings
Bars, plain, corrugated, twisted or bent	Ingots	Bale Ties
Billets	Nuts	Tinplate
Bolts	Nails	Rivets
Castings, rough	Washers	Rods
Forgings, rough	Wire	Sheets, black, galvan- ized, corrugated or plain
	Fencing	
	Pipe	

Structural Iron or Steel,  
Fabricated or Unfabricated,  
consisting of:

Angles	Girders	Railings, bridge
Bars, truss	Guides, elevator	Rails
Bases, post	Hangers, joist	Shoes, riveted or cast
Beams	Ladder Assem- blies, tank or tower	Tees
Braces	Piling	Trusses
Caps, post	Plates	Tubing, pier
Channels	Plates, fish	Turnbuckles
Columns	Pulley, tank or reservoir	Weights (not including sash weight)
Frames, circular		Zees

RATES

(Except as otherwise noted, rates are in dollars per shipment)

<u>Weight of Shipment</u>	<u>Zone 1</u>	<u>Zone 2</u>	<u>Zone 3</u>
Not over 250 lbs.	.50	.75	1.00
Over 250 lbs. and not over 500 lbs.	.75	1.00	1.25
Over 500 lbs. and not over 1,000 lbs.	1.00	1.25	1.75
Over 1,000 lbs. and not over 1,500 lbs.	1.25	1.75	2.25
Over 1,500 lbs. and not over 2,000 lbs.	1.50	2.00	2.50
Over 2,000 lbs. and not over 6,000 lbs.	.07*	.10*	.12*
Minimum charge	1.50	2.00	2.50
Over 6,000 lbs. and not over 10,000 lbs.	.06*	.09*	.11*
Minimum charge	4.20	6.00	7.20
Over 10,000 lbs. and under 20,000 lbs.	.05*	.06*	.07*
Minimum charge	6.00	9.00	11.00
20,000 lbs. and over	.04*	.04½*	.05*

\*Cents per 100 pounds.

## DESCRIPTION OF ZONES

Rates apply between plants and warehouses of Bethlehem Steel Company located on property at Slauson Avenue and Downey Road in the city of Vernon and at 11100 South Central Avenue and 6900 Stanford Avenue in the city of Los Angeles on the one hand, and points within the following zones on the other hand:

### Zone 1

All the territory bounded as follows:

Beginning at the intersection of Alameda Boulevard and Compton Boulevard in the city of Compton, west along Compton Boulevard to Vermont Avenue, north along Vermont Avenue to Imperial Highway, west along Imperial Highway to Cypress Avenue, north along Cypress Avenue to Manchester Avenue, west along Manchester Avenue to Crenshaw Boulevard, north along Crenshaw Boulevard to Wilshire Boulevard, east along Wilshire Boulevard to Alvarado Street, north along Alvarado Street to Sunset Boulevard, southeast along Sunset Boulevard to Figueroa Street, north along Figueroa Street to San Fernando Boulevard, south along San Fernando Boulevard and Avenue 20 to Main Street, east along Main Street and Valley Boulevard to Indiana Street, south along Indiana Street to Brooklyn Avenue, east along Brooklyn Avenue to Atlantic Avenue, south along Atlantic Avenue to Whittier Boulevard, east along Whittier Boulevard to Churchvail Avenue, south along Churchvail Avenue to Anaheim-Telegraph Road, southeast along Anaheim-Telegraph Road to Paramount Road, southwest along Paramount Road to Compton Boulevard, west along Compton Boulevard to the point of beginning.

### Zone 2

All the territory, exclusive of that lying within Zone 1, bounded as follows:

Beginning at the intersection of Cherry Avenue and Willow Street in Signal Hill, west along Willow Street and Sepulveda Boulevard (Long Beach -Redondo Road) to the shore of the Pacific Ocean in Redondo Beach, northwest along the shore line to Culver Boulevard at Playa del

Rey, northeast along Culver Boulevard to Overland Avenue, northwest along Overland Avenue to Pico Boulevard, northeast along Pico Boulevard to the westerly city limits of Beverly Hills, northwest along the westerly city limits of Beverly Hills to Sunset Boulevard, east along Sunset Boulevard to Laurel Canyon Road, north along Laurel Canyon Road to Hollywood Boulevard, east along Hollywood Boulevard to Cahuenga Boulevard, north along Cahuenga Boulevard and Lankershim Boulevard to Riverside Drive, east along Riverside Drive to Sonora Avenue, northeast along Sonora Avenue to Kenneth Road, east along Kenneth Road to the end thereof, east along a straight line from the end of Kenneth Road to the intersection of La Canada Boulevard and Verdugo Road, south along Verdugo Road to Colorado Street, east along Colorado Street to San Gabriel Boulevard, south along San Gabriel Boulevard to Mission Drive, southeast along Mission Drive to Valley Boulevard, east along Valley Boulevard to Lexington-Gallatin Road (Hoyt Street), south along Lexington-Gallatin Road to Durfee Avenue, southwest along Durfee Avenue to Beverly Boulevard, east along Beverly Boulevard to its intersection with the city limits of Whittier, east and south along the northerly and easterly city limits of Whittier to Whittier Boulevard, northwest along Whittier Boulevard to Painter Avenue, southwest along Painter Avenue to Los Nietos Road, southeast along Los Nietos Road to Carmenita Road, south on Carmenita Road to Orangethorpe Street, west along Orangethorpe Street to Pioneer Boulevard, south along Pioneer Boulevard and Norwalk Road to Carson Street, west on Carson Street to Cherry Avenue, south along Cherry Avenue to the point of beginning.

### Zone 3

All territory, exclusive of that lying within Zones 1 and 2, bounded as follows:

Beginning at the end of Los Alamitos Road on the shore of the Pacific Ocean at Seal Beach, northwest along the shore line to Beverly

Boulevard, east along Beverly Boulevard to Sepulveda Boulevard, north along Sepulveda Boulevard to Sherman Way, east along Sherman Way to Lankershim Boulevard, north on Lankershim Boulevard to San Fernando Boulevard, southeast along San Fernando Boulevard to Sunland Boulevard, north and east along Sunland Boulevard to Foothill Boulevard, southeast along Foothill Boulevard to its intersection with New York Avenue, east along a straight line from said intersection to the north city limits of Sierra Madre, east along the north city limits of Sierra Madre to the city limits of Monrovia, north, east and south along the west, north and east city limits of Monrovia to Foothill Boulevard, east along Foothill Boulevard to Irwindale Avenue, south along Irwindale Avenue to Holt Avenue, east along Holt Avenue to Glendora Avenue, southwest along Glendora Avenue to Vine Avenue, east along Vine Avenue to Pass and Covina Road (Covina Avenue), south along Pass and Covina Road to Pomona Boulevard, west along Pomona Boulevard to Anaheim-Puente Road (Graside Road), south along Anaheim-Puente Road to Fullerton Road (U.S.101), south on Fullerton Road to the northerly city limits of Fullerton, west and south along the northerly and westerly city limits of Fullerton to Orangethorpe Avenue, east along Orangethorpe Avenue to Brookhurst Street, south along Brookhurst Street to Lincoln Avenue, west along Lincoln Avenue to Stanton Avenue, south along Stanton Avenue to Katella Avenue, west along Katella Avenue to Hansen Street, south along Hansen Street to Ocean Avenue, west along Ocean Avenue to Los Alamitos Road, south along Los Alamitos Road to the point of beginning.

NOTE: Business houses and industrial plants fronting on both sides of streets or highways serving as exterior boundaries in the zone descriptions, shall be deemed to be within the zone so bounded by such streets or highways.

(END OF APPENDIX "A")