Decision No. 34044

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Establishment of maximum and minimum, or maximum or minimum rates, rules and regulations of all common carriers, as defined in the Public Utilities Act of the State of California, as amended, and all highway carriers, as defined in Statutes 1935, Chapter 223, as amended, for the transportation, for compensation or hire, of any and all agricultural products.

ORIGINAL

Case No. 4293

BY THE COMMISSION:

#### SUPPLEMENTAL OPINION AND ORDER

An adjourned hearing was held in this proceeding before Examiner Bryant in Los Angeles on March 10, 1941, for the purpose of affording a hearing herein to certain highway carriers who had not previously had an opportunity to be heard respecting the SUD: ject matter of this proceeding. Minimum rates, rules and regulations applicable to all other highway carriers have heretofore been established herein by Decision No. 31924, as amended. The carriers for whom this hearing was held include those who first obtained permits as radial highway common carriers or highway contract carriers between August 29, 1940 and February 21, 1941, inclusive, and radial highway common carriers and highway contract

Decision No. 31924 of April 11, 1939, in the above entitled proceeding established minimum rates and rules and regulations for the transportation of livestock between all points in California by highway common carriers, radial highway common carriers and highway contract carriers. These rates and rules and regulations were promulgated in the form of a loose-leaf tariff entitled Highway Carriers' Tariff No. 3, which was attached to said Decision No. 31924 as Appendix "C" thereof. Decision No. 31924 has subsequently been modified, supplemented, and amended from time to time and now and revised pages incorporating such changes in the tariff have been issued.

carriers named in Appendix "A" hereof. The record shows that the order instituting investigation herein was duly served on and notice of said hearing herein duly given all such carriers.

Evidence was introduced at the hearing, based upon studies of rates and costs of operation, that the minimum rates and charges and the rules and regulations established by said Decision No. 31924, as amended, and as set forth in Highway Carriers' Tariff No. 3, as supplemented, amended and modified are just, reasonable and nondiscriminatory for all highway carriers, including those carriers hereinabove referred to as well as those previously subject thereto. No criticism was made of the propriety of those minimum rates and charges, rules and regulations and no reason was advanced why they should not be applied as minimum by said carriers. The minimum rates and charges and rules and regulations contained in said Highway Carriers' Tariff No. 3 are based upon favorable conditions effecting the various types of operation and appear to be equally proper for the carriers for whom this hearing was provided and for the others.

We therefore conclude that the minimum rates, charges, accessorial charges, and the ratings, rules and regulations established in and by Decision No. 31924, as supplemented, amended and modified, and as set forth in said Highway Carriers' Tariff No. 3 (Appendix "D" hereof) should be established for and made applicable by all highway carriers.

#### FINDINGS

Upon consideration of all the evidence of record, the Commission is of the opinion and finds:

1. That the rates, charges, accessorial charges, rules and regulations set forth in Highway Carriers' Tariff No. 3, designated

as Appendix "D" of the order herein, are and will be for the future the just, reasonable and nondiscriminatory minimum rates, charges, and accessorial charges to be assessed, charged and collected and the just, reasonable and nondiscriminatory rules and regulations to be observed in applying such rates, charges and accessorial charges, by all radial highway common and highway contract carriers who first obtained permits between the dates of August 29, 1940 and February 21, 1941, inclusive, and by all radial highway common carriers and highway contract carriers named in Appendix "A" here-of.

- 2. That subject to the terms and conditions of Items Nos.

  150 and 160 series of said tariff, all said radial highway common carriers and highway contract carriers should be authorized to assess, charge and collect rates, charges and accessorial charges of common carriers, lawfully on file with this Commission and in effect on the date of movement, to construct combinations therewith and to observe the ratings, rules and regulations governing the common carrier rate, charge or accessorial charge used, whenever such rates, charges and accessorial charges, or combinations therewith, applied subject to the governing ratings, rules and regulations, produce lower aggregate charges than would accrue for the same transportation under the rates, rules and regulations and accessorial charges found just, reasonable and nondiscriminatory in Finding No. 1.
- 3. That except as provided in Finding No. 2, all of said radial highway common carriers and highway contract carriers should be required to assess, charge and collect, for the transportation or accessorial services to which said tariff is applicable, rates, charges and accessorial charges no lower in volume or effect than those set forth or referred to in said tariff and to observe rules

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and regulations no lower in volume or effect than those set forth or referred to therein.

4. That the existing ratings, rates, charges, rules, regulations and accessorial charges maintained by highway common car-

- lations and accessorial charges maintained by highway common carriers named in Appendix "E" hereof, are and will for the future be unreasonable, insufficient and not justified by the actual competitive rates of competing carriers or by the cost of other means of transportation, in so far as they are lower in volume or effect than those set forth in the tariff designated as Appendix "D" of the order herein for the performance of the same transportation and the same accessorial services by radial highway common carriers and highway contract carriers.
- 5. That each and all of said highway common carriers, radial highway common carriers, and highway contract carriers should be required to issue a shipping document (either in individual or manifest form) for each shipment received for transportation, showing thoroon the names of the shipper and consignee, the point of origin and point of destination of the shipment, a description of the kind and number of head of livestock shipped, a statement of the weight of the shipment, a statement of the rate assessed and the charges collected, and a statement of such other information as may be necessary to an accurate determination of minimum rates and charges applicable under the order herein; and should be required to retain and preserve a copy of said shipping document, subject to the Commission's inspection for a period of not less than three (3) years from the date of its issuance; and that the form of shipping document set forth in Appendix "C" of the order herein will be suitable and proper.

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6. That none of said radial highway common carriers or highway contract carriers should be permitted to quote, assess, charge, collect or observe rates, rules, regulations or accessorial charges in a unit of measurement different from that in which the rates herein provided as minimum for the same transportation or accessorial charges are stated.

7. That to the extent carriers affected by the order herein, other than those subject to the Public Utilities Act, may be deemed to be "transportation companies" within the meaning of Article XII, Section 21 of the Constitution of the State of California, they should be authorized to charge less for longer than for shorter

Section 21 of the Constitution of the State of California, they should be authorized to charge less for longer than for shorter distances to the extent necessary to meet rates of competitive forms of for-hire transport for the same transportation, under the terms and conditions and in the manner provided in said tariff designated as Appendix "D" of the order herein.

#### ORDER

An adjourned public hearing having been held in the above entitled proceeding, and based upon evidence received therein and upon the conclusions and findings set forth in the preceding opinion,

#### IT IS HEREEY ORDERED:

1. That the rates, charges, accessorial charges, rules and regulations set forth in Highway Carriers' Tariff No. 3, designated as Appendix "D" attached hereto and by this reference made a part hereof, be and they are hereby established and approved as the just, reasonable and nondiscriminatory minimum rates, charges and accessorial charges to be assessed, charged and collected, and the rules and regulations to be observed, by any and all radial highway common carriers and highway contract carriers who first

obtained permits between the dates of August 29, 1940 and February 21, 1941, inclusive, and by all radial highway common carriers and highway contract carriers named in Appendix "A" hereof, for the transportation of the property and between the points for which rates and charges are provided in said tariff and for the accessorial services rendered incident thereto, except as provided in ordering paragraph No. 2 hereof.

2. That all of said radial highway common carriers and high-

- 2. That all of said radial highway common carriers and high-way contract carriers be and they are hereby authorized to assess, charge and collect common carrier rates and accessorial charges, to construct combinations therewith, and to observe common carrier rules and regulations lawfully on file with the Commission and in effect on the date of movement, subject to the terms and conditions and in the manner explained in Finding No. 2 of the preceding opinion.
- 3. That on and after the effective date of this order all of said radial highway common carriers and highway contract carriers be and they are hereby ordered and directed to cease and desist and thereafter to abstain from assessing, charging or collecting rates, charges or accessorial charges lower in volume or effect than those set forth or referred to in said tariff, and from observing rates, rules or regulations lower in volume or effect than those set forth or referred to therein.
- 4. That on and after the effective date of this order all of said radial highway common carriers and highway contract carriers be and they are hereby ordered and directed to cease and desist and thereafter to abstain from quoting, assessing, charging or collecting rates or accessorial charges based upon a unit of measurement different from that in which the rates and charges herein established as minimum are stated.

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- 5. That all highway common carriers named in Appendix "B" hereof maintaining ratings, rates, charges, rules or regulations found by Finding No. 4 in the preceding opinion to be unreasonable, insufficient and not justified by the actual competitive rates of competing carriers or by the cost of other means of transportation, be and they are hereby ordered and directed to cancel said ratings, Tates, charges, rules and regulations on or before April 1, 1941, on not less than three (3) days' notice to the Commission and to the public, and to establish in their stead ratings, rates, charges, rules and regulations no lower in volume of effect than those found reasonable or sufficient by Finding No. 4 in the opinion preceding this order. 6. That on and after the effective date of this order all highway common carriers named in Appondix "E" hereof be and they are hereby ordered and directed to cease and desist and thereafter to abstain from publishing or maintaining in their tariffs rates, charges, accessorial charges, rules or regulations lower in volume or effect than those found reasonable and sufficient, or justified, by Finding No. 4 in the opinion preceding this order. 7. That to the extent carriers affected by the order herein may be deemed to be "transportation companies," within the meaning of Article XII, Section 21 of the Constitution of the State of California, other than carriers subject to the Public Utilities Act, said carriers be and they are hereby authorized to charge less for longer than for shorter distances, to the extent necessary to most the rates of competitive forms of for-hire transport for the same transportation, under the terms and conditions and in the mannor provided in said tariff designated as Appendix "D" hereof.
  - 8. That all of said highway common carriers, radial highway common carriers and highway contract carriers be and they are and each of them is hereby ordered and directed to issue a shipping

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document (either in individual or manifest form) for each shipment received for transportation, showing thereon the names of the shipper and consignee, the point of origin and point of destination of the shipment, a description of the kind and number of head of livestock shipped, a statement of the weight of the shipment, a statement of the rate assessed and the charges collected and a statement of such other information as may be necessary to an accurate determination of the minimum rate and charge applicable under the order herein; and shall retain and preserve a copy of said shipping document, subject to the Commission's inspection for a period of not less than three (3) years from the date of its issuance; and that the form of shipping document set forth in Appendix "C" hereof will be suitable and proper.

9. That any and all supplements to or modifications and amendments of said Highway Carriers' Tariff No. 3, being Appendix "C" to Decision No. 31924 and Appendix "D" to this decision, hereinafter made in this proceeding, shall be and shall be deemed to constitute supplement, modification or amendment of this decision also, without express reference to this decision therein.

This order shall become effective April /

Dated at San Francisco, California, this 25th day of

March, 1941.

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#### APPENDIX "A"

Ernest L. Clements, as President of, dba, Hayward Building
Materials Co.
L. A. Warren, as President of, dba, Safeway Stores, Inc.
E. Benson
V. C. Richardson
Geo. A. Paldi
Duward L. Hamer
Jack Dreo
Robert Younglove

## APPENDIX "B" Charles L. Adley, aba Adley Truck Company Paul Alley Letha B. Shaw, as Administratrix of American Stage Line Joseph J. Gosling, as Secretary of American Van Lines, Inc. and Beverly Wilshire Mov. & Stor. Co. C. E. Park, as copartner of Antelope Transportation Co. W. L. Carpenter; dba Argonne Van Lines Manuel Artozqui, as copartner of Artozqui Bros. F. H. Asbury, as President of Asbury Rapid Transit System E. R. Ketchum, as copartner of Atlas Transfer Bessie I. Baker, as copartner of Baker Transfer & Storage Co. George A. Baker, dba Baker & Stanton Transfer and Storage Co. Alfred James Batteatte, dba Batteatte Livestock Transportation Chew Chick, dba Bay City Hauling Co. Guy S. Alexander, dba Beacon Transport Company Garrett Beckley, dba Beckley Bros. Sam Bedwell Loren W. Smith, dba Citrus Belt Lines L. M. Rae, as copartner of Bisher Truck Line D. B. Jorgenson, dba Blythe-Palo Verde Truck Line Pete Bordenave Geo. S. Butler, dba Butler Freight Service Joseph Tanzola, as President of Cantlay & Tanzola, Inc. Frank W. Dun, dba Canton Express Co. Albert Cavagnaro, as copartner of Geo. Cavagnaro & Son J. E. Walstrom, dba Central Transfer Co. Gertrude Meldrim, as Pres. of City Transfer & Storage Company Edward E. Dunne Marshall T. Eibe Joseph F. Head, dba El Monte Truck Line Katie Ernst, doa Ernst Trucking Co. Elmer L. Webb, as copartner of Escondido Truch Line Harold M. Hays, as copartner of Eureka-Garberville Dee Dodge, dba Feather Falls Stage Melvin Roy, dba Flo 'Del Co. Melvin A. Pixley, dba Furniture Fast Freight D. Garibaldi, Jr. Victor & Jamés Garibaldi, dba Garibaldi Bros. Louis M. Goodman, dba Goodman Delivery Service C. M. Gordon . Herman Kruyne, as Executor of Estate of George Harm, deceased, dba George Harm Truck Lines F. H. Eichberg, as Secretary of Hendrix Truck Corporation Edward S. Heyen Dick Merrill, dba Hornbrook-Happy Camp Stage Line Clarence J. Fortier, as copartner of Huntington Stage Lines R. J. Walsh, as President of Interstate Transit Lines G. W. Judd, aba Judd Bros. -1-

William Dinelli, dba-Kerner Motor Co. R. G. Knoll, President of Knoll Transportation Geo. B. Shore, as Asst. Secty. of Lathrop Hay & Grain Co. Charles H. Loveland Salvatore Lucchesi, dba Sal Lucchesi Trucking C. H. McCarty Joe Mangini, as President of Joe Mangini Draying Company Robert G. Anderson, dba Marin-Sonoma Fast Freight Glen Scholl, dba Mariposa Express David C. Hall & A. McDonald, dba Marysville-LaPorte Stage Max H. Green, dba Mountain Auto Line Pat Taylor, as President of Mt. Lassen Motor Transit Inc. A. Nystrom, as copartner of Napa Transportation Co. F. M. Hodges as President of Nevada Consolidated F. M. Hodges, as President of Nevada Consolidated Fast Freight Fast Freight

J. J. Leonardini, dba O. K. Trucking Company
J. A. Gritsch, as President of Oregon-Nevada-California
Fast Freight Inc.

Scott Lawton, dba Oroville Truck & Storage Co.
Robin C. Jolliffe, dba Palomar Mountain Stages
Elmer C. Gardner, dba Petrolia Stage
E. A. & B. H. Tucker, dba Pioneer Transfer
Percie C. Thacker, dba Pioneer Truck & Transfer Co.
Vernon Leard, dba Potter Valley-Ukiah Auto Stage
A. R. Reader, as copartner of Reader Truck Lines
T. B. Riley, dba Redding-Alturas & Lakeview Stages
C. T. Roberts
Rodney M. Addcox. dba Santa Barbara Special Delivery Rodney M. Addcox, dba Santa Barbara Special Delivery F. M. Snell, dba San Bernardino-Highland-Patton Motor Coach Line George J. Saul, dba Saul's Livestock Transportation J. W. Anderson, as President of Sausalito-Mill Valley-San Francisco Express Co. L. T. Alward, dba Shasta Dam Transit Company Ralph Speer, dba Speer Truck Line Teddy Pappas, as copartner of Teddy's Taxi Co. Vincent B. Cobb, as copartner of Triangle Transfer Company F. H. Knickerbocker, as President of Union Pacific Stage Co. G. M. Hunton, dba Valencia Truck Co. Webb Richards, as President of Vallejo, Napa & Calistoga Transport Co. Dale C. Ramsey, dba Valley Truck Co. Othal P. Wells, as President of Wells Transportation Inc. Louis Erickson, dba West Berkeley Express & Draying Company A. E. Travis, as President of Western Van & Storage Co. Dave Willis Fred A. Russell, dba Young Johnson Truck Co.

#### APPENDIX "C"

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			Accossor	ricl Charges _			
			Other Cl	nargos			
			Proposid				
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## APPENDIX "D"

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Highway Carriers' Tariff No. 3

Naming

Minimum Rates, Rules and Regulations

For Tho

Transportation of Livestock

Between Points

in

California

By

Radial Highway Common Carriers

and

Highway Contract Carriors

# Highway Carriers' Tariff No. 3

**NAMING** 

MINIMUM RATES, RULES AND REGULATIONS
FOR THE

TRANSPORTATION OF LIVESTOCK OVER THE PUBLIC HIGHWAYS WITHIN THE STATE OF CALIFORNIA

BY

RADIAL HIGHWAY COMMON CARRIERS

AND

HIGHWAY CONTRACT CARRIERS

The original tariff contains rates, rules and regulations as established in Decision No. 31924, in Case No. 4293. Changes contained in subsequent orders will be made by reissuing the pages on which the changes occur or by issuing supplements showing the corrected items.

Correction No. 1

EFFECTIVE NOVEMBER 7, 1939

#### CORRECTION NUMBER CHECKING SHEET

This tariff is issued in loose leaf form. All added and revised pages will be numbered consecutively in the lower left hand corner. These correction numbers should be checked below on this checking sheet before pages are filed in tariff.

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Issued by The Railroad Commission of the State of California, San Francisco, California.

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<sup>\*</sup> Change, Decision No. 33266

EFFECTIVE JULY 15, 1940

Issued by the Railroad Commission of the State of California, San Francisco, California.

Item No.	SECTION NO. 1—RULES AND REGULATIONS
	DEFINITION OF TECHNICAL TERMS
	(a) CALVES means bovine animals weighing 450 pounds or less.
	*(b) CATTLE means bovine animals weighing more than 450 pounds. (See also paragraph (e-a) hereof.)
	(c) CARRIER means a radial highway common carrier or a highway contract carrier, as defined in the Highway Carriers' Act (Chapter 223, Statutes of 1935, as amended).
	(d) CARRIER'S EQUIPMENT means any motor truck or other self-propelled high- way vehicle, trailer, semi-trailer, or any combination of such highway vehicles, operated by the carrier.
	(e) COMMON CARRIER RATE means any intrastate rate or rates of any common carrier, or common carriers, as defined in the Public Utilities Act, lawfully on file with the Commission and in effect at time of shipment.
	*(e-a) DAIRY CATTLE means cattle which are or have been used or useful in connection with the production of milk by dairies.
	(f) POINT OF DESTINATION means the precise location at which livestock is tendered for physical delivery into the custody of the consignee or his agent.
*10-A Cancels	(g) POINT OF ORIGIN means the precise location at which livestock is physically delivered by the consignor or his agent into the custody of the carrier for transportation.
10	(h) RAILHEAD means a point at which facilities are maintained for the loading of live- stock into or upon, or the unloading of livestock from rail cars or vessels.
	(i) RATE includes charge and also the minimum weight, rules and regulations governing, and the accessorial charges applying in connection therewith.
	(j) SAME TRANSPORTATION means transportation of the same kind and quantity of livestock and subject to the same limitations, conditions and privileges, although not necessarily in an identical type of equipment.
	(k) SHIPMENT means a quantity of livestock tendered by one shipper on one shipping document at one point of origin at one time for one consignee at one point of destination. (See also paragraphs (1) and (m)).
	(1) SPLIT PICKUP SHIPMENT means a shipment consisting of several component lots, received during one day and transported under one shipping document from (a) one consignor at more than one point of origin, or (b) more than one consignor at one or more points of origin, the composite shipment being consigned and delivered to one consignee at one point of destination and charges thereon being paid by the consignee when there is more than one consignor.
	(m) SPLIT DELIVERY SHIPMENT means a shipment consisting of several component lots delivered to (a) one consignee at more than one point of destination, or (b) more than one consignee at one or more points of destination, said shipment being shipped by one consignor at one point of origin, and charges thereon being paid by the consignor when there is more than one consignee.
	(n) TEAM TRACK means a point at which livestock may be loaded into, or upon, or unloaded from rail cars by the public generally. It also includes wharves, docks and landings at which the public generally may receive and tender shipments of livestock from and to common carriers by vessel.
* Chan	ge, Decision No. 33266
<del></del>	EFFECTIVE JULY 15, 1940
Corre	issued by The Railroad Commission of the State of California, San Francisco, California.

Item No.	SECTION NO. 1—RULES AND REGULATIONS (Continued)
20	Rates provided in this tariff are minimum rates, established pursuant to the Highway Carriers' Act (Chapter 223, Statutes of 1935, as amended) and apply for transportation of livestock by radial highway common carriers and highway contract carriers, as defined in when livestock in continuous through movement is transported by two or more earriers, the rates provided herein shall be the minimum rates for the combined transportation.
#30-A Cancels 30	APPLICATION OF TARIFF—TERRITORIAL  Rates in this tariff apply for transportation of shipments of livestock between all points within the State of California, except:  (a) Shipments having both point of origin and point of destination within the same incorporated city.  4 (b) Shipments having both point of origin and point of destination within the Los Angeles Drayage Area, as described in Items Nos. 30 to 33 series, inclusive, of City Carriers' Tariff No. 4 and Highway Carriers' Tariff No. 5 (Appendix "A" of Decision No. 32504, as amended, in Case No. 4121).
*40-A Cancela 40	APPLICATION OF TARIFF—COMMODITIES  Rates in this tariff apply for the transportation of livestock, viz.:  Bucks
▲50-A Cancels 50	SHIPMENTS TO BE RATED SEPARATELY  Each shipment shall be rated separately. Shipments shall not be consolidated or combined by the carrier, except that component parts of split picicup or split delivery shipments, as defined in Item No. 10 series may be combined under the provisions of Items Nos. 130 and 140 series,
60 11-7-56	RATES BASED ON VARYING MINIMUM WEIGHTS  When charges accruing on a shipment based upon actual weight exceed the charges computed upon a rate based upon a greater minimum weight, the latter shall apply. For the purpose of applying this item to a mixed shipment (See Item No. 70 series) the deficiency between actual weight of the shipment and the greater minimum weight shall be computed at the rate applicable to the lowest rated livestock in the shipment.
↓ Reduc	ge, Decision No. 33266 stion. ge, neither increase nor reduction.  EFFECTIVE JULY 15, 1940
Corre	Issued by The Railroad Commission of the State of California, ction No. 4 San Francisco, California.

Item No.	SECTION NO. 1-RULES AND REGULATIONS (Continued)
	MIXED SHIPMENTS
	Rates on mixed shipments of livestock shall be assessed in accordance with the following:
	(a) Mixed shipments of cattle with calves, sheep, goats or hogs shall be subject to the rate and minimum weight applicable to cattle in straight shipments.
*70-A	(b) Mixed shipments of sheep or goats (or sheep and goats) with hogs shall be charged for at the rate and minimum weight applicable to hogs in straight shipments,
Cancels 70	(c) Mixed shipments of calves and hogs shall be charged for at the rate and minimum weight applicable to hogs in straight shipments.
	(d) Horses or other animals for which rates are not provided in this tariff, when shipped in mixed shipments with cattle, calves, sheep, goats or hogs, shall be charged for according to the type of stock with which they are included (cattle, calves, sheep, goats or hogs, as the case may be).
	▲(e) Mixed shipments of dairy cattle with other classes of livestock transported within or between zones described in Items Nos. 210 and 220 series, shall be subject to the rate and minimum weight provided in this tariff for cattle in straight shipments.
	COMPUTATION OF DISTANCES
A\$0-A Cancels S0	Distances to be used in connection with distance rates named herein shall be the shortest resulting mileage via any public highway route computed in accordance with the method provided in Distance Table No. 3 (Appendix "A" of Decision No. 31605, as amended, in Case No. 4088, Part "N", Case No. 4145 and Case No. 4246).
90	LOADING AND UNLOADING
11-7-30	Rates include service of driver only for loading into and unloading from carrier's equipment. See Item No. 100 series for charges for additional help.
	ACCESSORIAL CHARGES
	An additional charge of \$1.00 per man per hour, minimum charge 50 cents, shall be made for helpers for loading or unloading, or any accessorial or incidental service which is not authorized to be performed under the rates named in this tariff or for which a charge is not otherwise provided.
100 11-7-89	The following additional charges shall be made for the performance of bedding service and/or the furnishing of bedding material incidental to the transportation of shipments of livestock on which rates, carrying a minimum weight of 12,000 pounds or greater, are assessed:
	75 cents per truck unit, single deck; 100 cents per truck unit double deck 100 cents per single deck truck and trailer unit
	100 cents per single deck tractor and semi-trailer unit 150 cents per double deck truck and trailer unit
	150 cents per double deck tractor and semi-trailer unit.
	SHEEP CAMP OUTFITS
▲110-A	Rates provided in this tariff for the transportation of sheep will also apply to sheep camp outfits, as described in Note 1, when said outfits accompany shipments of sheep. (See Exception.)
Cuncels 110	Note 1.—Sheep camp outfits include wagons, dogs, horses, mules, burros, camp equipment comprising tents, stoves, cooking utensils, cots, bedding, harness and other appurtenances in use at camp, but do not include hay, grain, feed, merchandise, groceries or clothing.
	Excertion.—The provisions of this item will not apply in connection with shipments transported at "any quantity" rates,
	ange, Decision No. 33266 ange, neither increase nor reduction.
	EFFECTIVE JULY 15, 1940
Correct	Issued by The Railroad Commission of the State of California, ion No. 5 San Francisco, California.

Item No.

#### SECTION NO. 1-RULES AND REGULATIONS (Continued)

#### METHOD OF DETERMINING LIVESTOCK WEIGHTS

#### General Application:

Weights determined in accordance with Rules Nos. 1 to 5 inclusive of this item shall be used as a basis for assessment and collection of freight charges, except that in no case shall freight charges be less than those accruing at the applicable minimum weight as provided in this taciff.

#### Rule No. 1-Hoof Weights at Origin:

On shipments originating at points where facilities are provided for obtaining hoof weights, the hoof weights shall be supplied by the shipper and used as a basis for collection of freight charges, except that the provisions of this paragraph do not apply when hoof weights are obtainable at destination under the provisions of Rule No. 2.

#### Rule No. 2-Hoof Weights at Destination-Fill Allowance:

Where facilities are provided at destination for obtaining hoof weights, the actual hoof weights so obtained shall be used, except that when such hoof weights have been obtained after the stock has been fed and watered at destination, the following deductions for fill allowance may be made:

120

	Fill Allowance
Kind of Stock	Deductions Per Animal
Cattle	30 Pounds
Calves	15 Pounds
Sheep	3 Pounds
Goats	3 Pounds
Hogs	5 Pounds

#### Rule No. 3-Vehicle Scale Weights:

In the event hoof weights are not obtainable under the provisions of Rules Nos. 1 or 2, not weights obtained by use of vehicle scales (vehicle and load less vehicle tare) shall be used as a basis for the collection of freight charges. When carrier's equipment contains bedding or refuse, at time of weighing, and it is impracticable to weigh vehicle empty, five hundred (500) pounds may be added to the marked vehicle tare for the purpose of computing the net weight of the load.

#### Rule No. 4—Basis Applicable in Absence of Hoof or Scale Weights:

When actual hoof weights, or vehicle scale weights, are not obtainable under the provisions of Rules Nos. 1, 2 or 3, a certified statement of estimated weights shall be requested and when furnished shall be accepted by the carrier for the assessment of freight charges. This certificate shall be retained by carrier for a period of three (3) years. Certification shall be in substantially the following form:

(Continued)

#### EFFECTIVE AS SHOWN ON ORIGINAL TITLE PAGE

Issued by The Railroad Commission of the State of California, San Francisco, California.

Item No.	SECTION NO. 1—RULES AND REGULATIONS (Continued)
	METHOD OF DETERMINING LIVE STOCK WEIGHTS (Concluded)  Rule No. 4—Basis Applicable in Absence of Hoof or Scale Weights (Concluded):
	FORM OF CERTIFICATE
	I, (shipper or consignee) of Livestock described below,
	Number of Kind of Carrier Date Animals Animals Origin Destination
120	hereby certify that actual weights have not been obtained to my knowledge within 5 days and that I have not sold, bought, or arranged to sell or buy this livestock on a weight basis, and that the shipment, in my best judgment, does not exceed (insert estimated weight) pounds in weight.
(Con- cluded)	DateSignature of Shipper or Consignee.
	State of California
	County ofAddress of Shipper or Consignee.
	Rule No. 5—Basis Applicable Upon Failure, Inability or Refusal of Shipper and Consignee to Furnish Estimated Weights:
	If shipper and consignee are unable, fail or refuse to furnish actual weight when known or certificate of estimated weight when actual weight is not known, and other means of ascertaining actual weight are not available, the following estimated weights shall be used:
	Type of Animal Pounds Per Head
!	Cattle, Bulls, Steers, Oxen, Cows
	Hogs, Pigs
	Sows, Swine
	Sheep, other than Ewes or Bucks 85
	Ewes or Bucks
	Goats 120
<u>'</u>	
	EFFECTIVE AS SHOWN ON ORIGINAL TITLE PAGE
	Issued by The Railroad Commission of the State of California.  San Francisco, California.

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Item No. 1—RULES AND REGULATIONS (Continued)

#### SPLIT PICKUP

The charge for a split pickup shipment, as defined in Item No. 10 series, shall be the charge applicable for transportation of a single shipment of the same kind and quantity of livestock for the distance from that point of origin of a component lot which produces the shortest constructive mileage to point of destination, using the shortest constructive highway route via the points of origin of the several other component lots, plus an added charge as provided in Paragraph (1):

(1) Table of added charges:

 Number of Pickups
 Added Charge

 2
 150 cents

 3 to and including 5
 200 cents

 6 to and including 10
 250 cents

 11 or more
 25 cents per pickup

- (2) At the time of or prior to the first pickup, the carrier shall be furnished with manifest or written shipping instructions showing the name of each consignor, the points of origin, and the kind and quantity of livestock in each component lot:
  - (3) No split pickup shipment shall be accorded split delivery;
- (4) In the event a lower aggregate charge results from treating one or more component lots as a separate shipment, such lower basis may be applied.

#### SPLIT DELIVERY

The charge for a split delivery shipment, as defined in Item No. 10 series, shall be the charge applicable to the transportation of a single shipment of the same kind and quantity of livestock for a distance equal to one-half the shortest constructive highway route from point of origin and return thereto, via the several points of destination, plus an added charge as provided in Paragraph (1):

(1) Table of added charges:

 Number of Deliveries
 Added Charge

 2
 150 cents

 3 to and including 5
 200 cents

 6 to and including 10
 250 cents

 11 or more
 25 cents per delivery

- (2) At time of tender of shipment, carrier shall issue a single bill of lading or shipping document for the composite shipment, and be furnished with manifest or written delivery instructions showing the name of each consignee, the points of destination, and the kind and quantity of livestock in each component lot;
  - (3) No split delivery shipment shall be accorded split pickup;
- (4) In the event a lower aggregate charge results from treating one or more component lots as a separate shipment, such lower basis may be applied.

#### EFFECTIVE AS SHOWN ON ORIGINAL TITLE PAGE

Issued by The Railroad Commission of the State of California, San Francisco, California.

140

tem No.	SECTION NO. 1—RULES AND REGULATIONS (Concluded)
	ALTERNATIVE APPLICATION OF COMMON CARRIER RATES
150	(a) Common carrier rates may be applied in lieu of the rates provided in this tariff, when such common carrier rates produce a lower aggregate charge for the same transportation from the same point of origin to the same point of destination than results from the application of the rates herein provided. (See Note.)
	NOTE.—When a rail carload rate is subject to varying minimum weights, dependent upon the size of the car ordered or used, the lowest minimum weight obtainable under such minimum weight provisions may be used in applying the basis provided in this item.
	ALTERNATIVE APPLICATION OF COMBINATIONS WITH COMMON CARRIER RATES
	When lower aggregate charges result, rates provided in this tariff may be used in com- bination with common carrier rates for the same transportation as follows:
	(a) When point of origin is located beyond railhead and point of destination is located at railhead, add to the common carrier rate applying from any team track to point of destination the rate provided in this tariff for the distance from point of origin to the team track from which the common carrier rate used applies. (See Notes 1 and 2.)
160	(b) When point of origin is located at railhead and point of destination is located beyond railhead, add to the common carrier rate applying from point of origin to any team track the rate provided in this tariff for the distance from the team track to which the common carrier rate used applies to point of destination. (See Notes 1 and 2.)
	(c) When both point of origin and point of destination are located beyond railhead, add to the common carrier rate applying between any railheads the rate provided in this tariff for the distance from point of origin to the team track from which the common carrier rate used applies, plus the rate provided in this tariff for the distance from the team track to which the common carrier rate used applies to point of destination. (See Notes 1 and 2.)
	NOTE 1.—If the route from point of origin to the team track or from the team track to point of destination is within the corporate limits of a single incorporated city, the rates provided in this tariff for transportation for distances of 3 miles or less, or rates established for transportation by carriers as defined in the City Carriers' Act (Chapter 312, Statutes of 1935, as amended), whichever are the lower, shall apply from point of origin to team track or from team track to point of destination, as the case may be.
	NOTE 2.—When a rail carload rate is subject to varying minimum weights, dependent upon the size of the car ordered or used, the lowest minimum weight obtainable under such minimum weight provisions may be used in supplying the basis provided in this item.
	-
<del></del>	EFFECTIVE AS SHOWN ON ORIGINAL TITLE PAGE
·····	Issued by The Railroad Commission of the State of California,

## SECTION No. 2

#### LIVESTOCK RATES

If the charge accruing under Section No. 3 of this tariff is lower than the charge accruing under this section on the same shipment between the same points, the charge accruing under Section No. 3 will apply.

\* Change, Decision No. 33266

EFFECTIVE JULY 15, 1940

Issued by The Railroad Commission of the State of California, San Francisco, California.

Item No.	SE	ction n	0. 2				Ç	In Cents :	per 100 :	RATES Pounds)	
	For Application of Rates, See Notes 1, 2 and 3 of Item No. 40 series.										
	MIL	ES	CATTLE			SHEEP			Hogs		
	Over	But not Over	Any Quan- tity	14,000	n Weight 24,000 Pounds	Any Quan- tity	12,000	m Weight 20,000 Pounds	Any Quan- tity		n Weigh 24,000 Pounds
	0 3 5	3 5 10	12 12 <u>1</u> 13	4 4 <del>1</del> 5 <del>1</del>	3 <del>1</del> 4 4 <del>1</del>	12 12½ 13	6 7 8	5 6 6 <del>]</del>	12 121 13	4 5 5 <del>}</del>	3½ 4 4½
	10 15	15 20	13½ 14	€.	5° 5}	13½ 14	9 10	7	13½ 14	6 <del>1</del> 6	5 5-1
ļ	20 25 30 35	25 30 35 40	14½ 15 15½	7± 8 8±	6 6 <u>}</u> 7	14½ 15 15½	11 12 13	8 8 <del>1</del> 9	14) 15 15)	7.1 8	6 6 <del>}</del> 7
	40	45	16 16 <del>)</del> 17	9 9	7 <del>1</del> 8	16 16}	14 15	10 11	16 16 <del>)</del>	8 <del>}</del> 9	$\frac{7\frac{1}{2}}{8}$
	50 60 70 80	80 70 80	18 19 21 23	10 11 <del>1</del> 13 141 16	8½ 9 9½ 10½ 11½	17 18 19 21 23	16 17½ 19 20½ 22	12 13 14 15	17 18 19 21 23	10 11 <del>1</del> 12 <u>1</u> 14	81 9 91 10
	90 100 110 120	100 110 120 130	25 27 29 31	17½ 19 20 21½	12½ 13½ 14½ 15½	25 27 29 31	23± 25 26± 28	17 18 19 20	3 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6	15½ 16½ 18 19½ 20½	11 12½ 12½ 13½ 14
•170-A	130	140 150	33 35	23 244	16-2	33	29 <del>}</del> 31	21	33 35	237	15
Cancels 170	150 160 170 180	160 170 180 190	37 39 41 43	26 27 28 30	18½ 19½ 20½ 21½	37 39 41 43	32 <u>1</u> 34 35 <u>1</u> 37	23 24 25 26	37 39 41 43	24 <u>1</u> 26 27 28 <u>1</u>	17 17 <u>1</u> 18 <u>1</u> 19 <del>1</del>
,	190 200 220	200 220 240	45 49 53	31½ 34½ 37	221 241 261	45 49 53	38½ 41½ 44½	27½ 30 32½	45 49 53	30 323 35	20½ 22 24 26
	240 260	260 280	57 61	40 43	281 301	57 61	47 <u>1</u> 50 <u>1</u>	35° 37}	5 <del>7</del> 61	37± 40	26 28
!	280 300 325 350	300 325 350 375	65 69 73 77	46 49 52 55	32½ 34½ 36½ 38½	65 69 73 77	53½ 57 60½ 64	40 42½ 45 47}	65 69 73 77	42 <del>)</del> 45 48 51	30 32 34 36
	375 400	400 425	81 85	58 61	40 <del>)</del> 42 <del>)</del>	81	67 <u>4</u> 71	50 52)	81	54_ 57	38 40
	425 450 475 500	450 475 500 525	89 93 97 101	64 67 70 73	44 <del>)</del> 46 <del>)</del> 48 <u>)</u> 50 <del>)</del>	93 97 101	74 <u>}</u> 78 81 <del>}</del> 85	55 57 <u>}</u> 60 62 <del>)</del>	89 93 97 101	60 63 66 69	42 44 46 48
	525 550 575 600	550 575 600 625	105 109 113 117	76 79 82 85	523 543 563 583	105 109 113 117	88 91 94 97	05 67½ 70 72½	103 109 113 117	72 73 78 81	50 52 54 56
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	For distant 700 miles each 25	ees over add for miles or	<del></del>		C1 <del>)</del>	0 120	106	80	<b>© 120</b>	90	62
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			<u></u>	<u> </u>			EF:	FECTIVE	JULY	15, 194	<del></del> _
	ection No.	<u></u>		Issue	by The I	Railroad C		ion of the S		alifornia	•

## SECTION NO. 3

### DAIRY CATTLE RATES

If the charge accruing under Section No. 2 of this tariff is lower than the charge accruing under this section on the same shipment between the same points, the charge accruing under Section No. 2 will apply.

\* Change, Decision No. 33266

EFFECTIVE JULY 15, 1940

Correction No. 11

Issued by The Railroad Commission of the State of California, San Francisco, California.

Item No.	SECTIO	n no. 3	NO. 3 RATES (In cents per head)								
	DAIRY CATTLE, as described in Item No. 10 series.										
	BETWEEN		ZONES and 220 series for territorial zone descriptions.)								
<b>∔</b> 200	ZONES	Λ.	В	С	D	E	F	G	н	I	
	ABCDEFGHI	75 100 200 200 200 150 100 150 100	75 150 200 150 100 200 150 150	73 200 150 200 300 250 250	75 100 150 200 200 250	75 100 200 200 200	75 150 100 150	75 100 150	75 100	71	
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EFFECTIVE JULY 15, 1940

Issued by The Railroad Commission of the State of California, San Francisco, California.

Item No.

SECTION NO. 3

RATES (Continued)

#### TERRITORIAL ZONE DESCRIPTIONS

(Items Nos. 210 and 220 series)

The following territorial zone descriptions include both sides of streets, boulevards, roads, avenues or highways named, and apply in connection with rates making specific references hereto:

#### ZONE A

Beginning at the intersection of Slauson Avenue and La Brea Avenue; thence northerly along La Brea Avenue to Santa Monica Boulevard; easterly along Santa Monica Boulevard to Cahuenga Boulevard; northwesterly along Cahuenga Boulevard to Barham Boulevard; northerly along Barham Boulevard to Olive Avenue; northeasterly along Olive Avenue to Alameda Avenue; northeasterly along Alameda Avenue to San Fernando Road; southeasterly along San Fernando Road to Colorado Street; easterly along Colorado Street and Colorado Boulevard to North Figueroa Street; southerly along North Figueroa Street to Pasadena Avenue; easterly along Pasadena Avenue to Mission Street; easterly along Mission Street to Los Robles Avenue; southeasterly along Los Robles Avenue to Wilson Avenue; southerly along Wilson Avenue to Atlantic Boulevard; southerly along Atlantic Boulevard to Firestone Boulevard; westerly along Firestone Boulevard and Manchester Avenue to Avalon Boulevard; point of beginning.

#### ZONE B

\*210

Beginning at the intersection of Atlantic Boulevard and Anaheim Telegraph Road; thence northerly along Atlantic Boulevard to Huntington Drive; northeasterly along Huntington Drive and Falling Leaf Avenue to Foothill Boulevard (U. S. Flighway No. 66); easterly along Foothill Boulevard to Irwindale Avenue; southerly along Irvindale Avenue to Arroyo Avenue; easterly along Arroyo Avenue to Glendora Avenue; southwesterly along Glendora Avenue to Pomona Boulevard; northwesterly and southwesterly along Pomona Boulevard to Hacienda Boulevard; southwesterly along Hacienda Boulevard to Whittier Boulevard; westerly along Whittier Boulevard to La Mirada Avenue; southerly along La Mirada Avenue to Imperial Highway; westerly along Imperial Highway to Valley View Avenue; northerly along Valley View Avenue; northerly along Road to point of beginning.

#### ZONE C

Beginning at the intersection of Arroyo Avenue and Glendora Avenue in West Covina; thence easterly along Arroyo Avenue and U. S. Highways Nos. 70 and 99 to Archibald Avenue; southerly along Archibald Avenue to River Street; southeasterly along River Street to the Santa Ana River; southwesterly along the Santa Ana River to Placentia Yorba Boulevard; northerly and northwesterly along Placentia Yorba Boulevard to Richfield Road; northerly along Richfield Road to Yorba Linda Boulevard; easterly along Yorba Linda Boulevard to Imperial Highway; northwesterly and westerly along Imperial Highway to La Mirada Avenue; northerly along La Mirada Avenue to Whittier Boulevard; easterly along Whittier Boulevard to Hacienda Boulevard; northerly along Pomona Boulevard to Glendora Avenue; northeasterly along Glendora Avenue to point of beginning.

#### ZONE D

Beginning at the point Jesserson Street crosses the Santa Ana River; thence southerly along Jesserson Street to Santa Ana Canyon Road; southwesterly along Santa Ana Canyon Road to Santiago Boulevard; southeasterly along Santiago Boulevard to Chapman Avenue; ensterly along Chapman Avenue; canterly along Chapman Avenue; southwesterly along Newport Avenue to Irvine Boulevard; southeasterly along Irvine Boulevard to Central Avenue; southwesterly along Central Avenue to Laguna Road; southerly along Laguna Road and its prolongation to the Pacific Ocean at Laguna Beach; northwesterly along the shore line of the Pacific Ocean to the Santa Ana River; northwesterly along the Santa Ana River to point of beginning.

+ Change, Decision No. 33266

EFFECTIVE JULY 15, 1940

Issued by The Railroad Commission of the State of California, San Francisco, California.

Item No.

SECTION NO. 3

RATES (Continued)

#### TERRITORIAL ZONE DESCRIPTIONS (Concluded)

(Items Nos, 210 and 220 series)

#### ZONE E

Beginning at the intersection of U. S. Highway No. 101 Alternate and Bay Boulevard; thence northeasterly along Ray Boulevard to Los Alamitos Boulevard; northerly along Los Alamitos Boulevard to Cerritos Avenue; easterly along Cerritos Avenue to Hansen Street; northerly along Hansen Street and Luitwieler Road to Imperial Highway; easterly along Imperial Highway to Yorba Linda Boulevard; westerly along Yorba Linda Boulevard to Richfield Road; southerly along Richfield Road to Walnut Street; westerly along Walnut Street to Jesterson Street; southerly along Jesterson Street to the Santa Ana River; southwesterly along the Santa Ana River to U. S. Highway No. 101 Alternate; northwesterly along U. S. Highway No. 101 Alternate to point of beginning.

#### ZONE F

Beginning at the point the prolongation of Avalon Boulevard meets the Pacific Ocean; thence northerly along the prolongation of Avalon Boulevard and Avalon Boulevard to Firestone Boulevard; easterly along Firestone Boulevard to Atlantic Boulevard; northerly along Atlantic Boulevard to Analeim Telegraph Road; southeasterly along Analeim Telegraph Road to Valley View Avenue; southerly along Valley View Avenue to Artesia Avenue; easterly along Artesia Avenue to Hansen Street; southerly along Hansen Street to Cerritos Avenue; westerly along Cerritos Avenue to Los Alamitos Boulevard; southerly along Los Alamitos Boulevard to Bay Boulevard; southwesterly along Bay Boulevard and its prolongation to the Pacific Ocean; northwesterly along the shore line of the Pacific Ocean to point of beginning.

#220

#### ZONE G

Beginning at the point the prolongation of Torrance Poulevard meets the Pacific Ocean; thence canterly along Torrance Boulevard to Madrona Avenue; southerly along Madrona Avenue to Carson Street; casterly along Carson Street to Avalon Boulevard; southerly along Avalon Boulevard and its prolongation to the Pacific Ocean; southerly, westerly and northerly along the shore line of the Pacific Ocean to point of beginning.

#### ZONE H

Beginning at the point the prolongation of Culver Boulevard meets the Pacific Ocean; thence northeasterly along Culver Boulevard to Jefferson Boulevard; northeasterly along Jefferson Boulevard to Slauson Avenue; easterly along Slauson Avenue to Avalon Boulevard; southerly along Avalon Boulevard to Carson Street; westerly along Carson Street to Madrona Avenue; northerly along Madrona Avenue to Torrance Boulevard; westerly along Torrance Boulevard and its prolongation to the Pacific Ocean; northwesterly along the shore line of the Pacific Ocean to point of beginning.

#### ZONE I

Beginning at the point the prolongation of Sunset Boulevard meets the Pacific Ocean; thence northeasterly along Sunset Boulevard to Sepulveda Boulevard; northerly along Sepulveda Boulevard to Ventura Boulevard; southeasterly along Ventura Boulevard and Cahuenga Boulevard to Santa Monica Boulevard; westerly along Santa Monica Boulevard to La Brea Avenue; southerly along La Brea Avenue; southerly along La Brea Avenue to Jefferson Boulevard; southwesterly along Jefferson Boulevard to Culver Boulevard; southwesterly along Culver Boulevard and its prolongation to the Pacific Ocean; northwesterly along the shore line of the Pacific Ocean to point of beginning.

\* Change, Decision No. 33266

EFFECTIVE JULY 15, 1940

Issued by The Railroad Commission of the State of California, San Francisco, California.