

Decision No. 35017.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Establishment)
of maximum or minimum, or maximum)
and minimum rates, rules and regu-)
lations 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 Chapter 223, Statutes)
of 1935, as amended, for the trans-)
portation, for compensation or)
hire, of any and all commodities.)

ORIGINAL

Case No. 4246

BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

By Decision No. 32608, as amended, in this proceeding minimum rail and truck rates have been established for the transportation of refined petroleum products in bulk in tank equipment. By petition filed February 5, 1942, Southern Pacific Company seeks permission to deviate from the minimum rates prescribed for casinghead gasoline by establishing on one day's notice carload rates of 28 cents per 100 pounds from Chrisman to Avon and 8 cents per 100 pounds from Chrisman to Watson. The rates now maintained by petitioner for this transportation, which are the same as those required to be observed as minima by highway carriers, are 41 cents per 100 pounds from Chrisman to Avon and 13 cents per 100 pounds from Chrisman to Watson.

It is represented that Tide Water Associated Oil Company has been operating tank vessels from Ventura, near Chrisman, for the transportation of casinghead gasoline, and that by reason of the national emergency it is unable to continue these operations and must employ other means of transportation. Petitioner claims that rates not higher than those proposed are necessary to permit the movement of casinghead gasoline by rail from Chrisman to the points involved, and that the proposed rates would be compensatory.

Tank Truck Operators Association has been informed of the filing of this petition and has advised that it has no objection to its being granted.

Under these circumstances, it appears that a public hearing is not necessary and that the proposed deviation from the established minimum rates is justified. The petition will be granted with the provision, however, that petitioner shall be required to withdraw the rates so authorized upon termination of the emergency conditions surrounding the transportation in question.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that the Southern Pacific Company be and it is hereby authorized to publish and file on not less than one (1) day's notice to the Commission and to the public rates for the transportation of casinghead gasoline in tank carloads of 28 cents per 100 pounds from Chrisman to Avon and 8 cents per 100 pounds from Chrisman to Watson, subject to the condition that Southern Pacific Company shall agree upon exercising this authorization to withdraw the rates upon notification of the termination of the emergency conditions in consideration of which publication of these rates is authorized.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 10th day of February, 1942.

Justin J. Craven
Ray L. Riley
J. J. B. B. B.
Francis L. Lawrence
Arthur L. L.
Commissioners.