

ORIGINAL

Decision No. 32504

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.

Case No. 4293

BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

By prior orders in this proceeding the Commission has established minimum rates, rules and regulations governing the transportation of livestock between all points in California except where both points of origin and destination are within the same incorporated city or within a defined portion of Los Angeles County known as the Los Angeles Drayage Area.¹

Harris & Fish, Inc. requests that shipments of livestock transported between its cattle feeding yard located at 5440 Southern Avenue, Southgate, and the Los Angeles Drayage Area be exempted from the established minimum rates. Petitioner states that its feeding yard is located approximately one-fourth mile from the boundary of the Los Angeles Drayage Area while those of its competitors are located within the area; that, because minimum rates have not been

¹ The Los Angeles Drayage Area is described in Items Nos. 30 to 33 series, inclusive, of City Carriers' Tariff No. 4 - Highway Carriers' Tariff No. 5 (Appendix "A" of Decision No. 32504, as amended, in Case No. 4121).

established on livestock transported wholly within the Los Angeles Drayage Area, these competitors, by virtue of their location, enjoy rates for the transportation of livestock within the drayage area which are considerably lower than the minimum rates which applicant must pay on shipments between its feeding yard and that area; and that this rate situation has resulted in injury to its business.

It appears that this is not a matter requiring a public hearing and that exemption on shipments of livestock transported between petitioner's feeding lot and points within the Los Angeles Drayage Area is necessary to accord petitioner competitive equality with like feeding lots located within said drayage area. The request will be granted.

By Decision No. 35201 in this proceeding the established minimum truck rates for other than the any-quantity rate bracket, were increased 12½ per cent. In effecting the adjustment rates higher than the corresponding any-quantity rates were inadvertently published on sheep under the 12,000-pound weight bracket for distances over 40 but not over 130 miles. Appropriate tariff corrections will be made.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Highway Carriers' Tariff No. 3 (Appendix "C" to Decision No. 31924, as amended) be and it is hereby amended by substituting therein to become effective January 1, 1943, the revised pages attached hereto and by reference made a part hereof, which pages are numbered as follows:

Second Revised Page 4 cancels First Revised Page 4
Third Revised Page 10 cancels Second Revised Page 10

Case No. 4293 H.M.

In all other respects said Decision No. 31924, as amended, shall remain in full force and effect.

This order shall become effective January 1, 1943.

Dated at San Francisco, California, this 8th day of December, 1942.

Justin F. Casner

H. L. Baker

Francis R. Havens

Richard H. Chase

Commissioners.

Item No.	SECTION NO. 1 - RULES AND REGULATIONS (Continued)																				
20 11-7-39	<p style="text-align: center;">APPLICATION OF TARIFF - CARRIERS</p> <p>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 said Act.</p> <p>When livestock in continuous through movement is transported by two or more carriers, the rates provided herein shall be the minimum rates for the combined transportation.</p>																				
30-B Cancels 30-A	<p style="text-align: center;">APPLICATION OF TARIFF - TERRITORIAL</p> <p>Rates in this tariff apply for transportation of shipments of livestock between all points within the State of California, except:</p> <p>(a) Shipments having both point of origin and point of destination within the same incorporated city.</p> <p>(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).</p> <p>(c) Shipments having point of origin or destination at Harris & Fish, Inc. feed lot, 5440 Southern Avenue, Southgate, on the one hand and point of destination or origin within the Los Angeles Drayage Area referred to in exception (b) of this item on the other.</p>																				
40-A 7-15-40	<p style="text-align: center;">APPLICATION OF TARIFF - COMMODITIES</p> <p>Rates in this tariff apply for the transportation of livestock, viz.:</p> <table border="0" style="width: 100%;"> <tr> <td>Bucks</td> <td>(1) Dairy Cattle</td> <td>Kids</td> <td>Sheep Camp Outfits</td> </tr> <tr> <td>Bulls</td> <td>Ewes</td> <td>Lambs</td> <td>Sows</td> </tr> <tr> <td>Calves</td> <td>Goats</td> <td>Oxen</td> <td>Steers</td> </tr> <tr> <td>Cattle</td> <td>Hogs</td> <td>Pigs</td> <td>Stags</td> </tr> <tr> <td>Cows</td> <td>(2)Horses</td> <td>Sheep</td> <td>Swine</td> </tr> </table> <p>NOTE 1.-Cattle rates apply on: Bulls, Cattle, Cows, Dairy Cattle, Oxen, Steers.</p> <p>NOTE 2.-Sheep rates apply on: Bucks, Calves, Ewes, Goats, Kids, Lambs, Sheep, Sheep Camp Outfits (Subject to Item No. 110 series).</p> <p>NOTE 3.-Hog Rates apply on: Hogs, Pigs, Sows, Stags, Swine.</p> <p>(1) For specific rates on Dairy Cattle, see Section 3 of this tariff.</p> <p>(2) For application of rates on Horses, see Item No. 70 series.</p>	Bucks	(1) Dairy Cattle	Kids	Sheep Camp Outfits	Bulls	Ewes	Lambs	Sows	Calves	Goats	Oxen	Steers	Cattle	Hogs	Pigs	Stags	Cows	(2)Horses	Sheep	Swine
Bucks	(1) Dairy Cattle	Kids	Sheep Camp Outfits																		
Bulls	Ewes	Lambs	Sows																		
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Cattle	Hogs	Pigs	Stags																		
Cows	(2)Horses	Sheep	Swine																		
50-A 7-15-40	<p style="text-align: center;">SHIPMENTS TO BE RATED SEPARATELY</p> <p>Each shipment shall be rated separately. Shipments shall not be consolidated or combined by the carrier, except that component parts of split pickup or split delivery shipments, as defined in Item No. 10 series may be combined under the provisions of Items Nos. 130 and 140 series.</p>																				
60 11-7-39	<p style="text-align: center;">RATES BASED ON VARYING MINIMUM WEIGHTS</p> <p>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.</p>																				

Reduction, Decision No.

36006

EFFECTIVE JANUARY 1, 1943

Correction No. 16

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

Item No.	SECTION NO. 2		RATES (In Cents per 100 Pounds)								
	For Application of Rates, See Notes 1, 2 and 3 of Item No. 40 series.										
MILES		CATTLE			SHEEP			HOGS			
But not Over	Over	Any Quantity	Minimum Weight 14,000 Pounds	Minimum Weight 24,000 Pounds	Any Quantity	Minimum Weight 12,000 Pounds	Minimum Weight 20,000 Pounds	Any Quantity	Minimum Weight 16,500 Pounds	Minimum Weight 24,000 Pounds	
0	3	12	4½	4	12	7	5½	12	4½	4	
3	5	12½	5	4½	12½	8	7	12½	5½	4½	
5	10	13	6	5	13	9	7½	13	6	5	
10	15	13½	7½	5½	13½	10	8	13½	7	5½	
15	20	14	8	6	14	11½	8½	14	7½	6	
20	25	14½	8½	7	14½	12½	9	14½	8	7	
25	30	15	9	7½	15	13½	9½	15	8½	7½	
30	35	15½	9½	8	15½	14½	10	15½	9	8	
35	40	16	10	8½	16	16	11½	16	9½	8½	
40	45	16½	10½	9	16½	△16½	12½	16½	10	9	
45	50	17	11½	9½	17	△17	13½	17	11½	9½	
50	60	18	13	10	18	△18	14½	18	13	10	
60	70	19	14½	10½	19	△19	16	19	14	10½	
70	80	21	16½	12	21	△21	17	21	16	11½	
80	90	23	18	13	23	△23	18	23	17½	12½	
90	100	25	19½	14	25	△25	19	25	18½	13	
100	110	27	21½	15	27	△27	20½	27	20½	14	
110	120	29	22½	16½	29	△29	21½	29	22	15	
120	130	31	24	17½	31	△31	22½	31	23	16	
130	140	33	26	18½	33	33	23½	33	25	17	
140	150	35	27½	19½	35	35	24½	35	26½	18	
150	160	37	29½	21	37	36½	26	37	27½	19	
160	170	39	30½	22	39	38½	27	39	29½	19½	
170	180	41	32	23	41	40	28	41	30½	21	
180	190	43	34	24	43	41½	29½	43	32	22	
190	200	45	35½	25½	45	43½	31	45	34	23	
200	220	49	39	27½	49	46½	34	49	36½	25	
220	240	53	41½	30	53	50	36½	53	39½	27	
240	260	57	45	32	57	53½	39½	57	42	29½	
260	280	61	48½	34½	61	57	42	61	45	31½	
280	300	65	52	36½	65	60	45	65	48	34	
300	325	69	55	39	69	64	48	69	50½	36	
325	350	73	58½	41	73	68	50½	73	54	38½	
350	375	77	62	43½	77	72	53½	77	57½	40½	
375	400	81	65½	45½	81	76	56½	81	61	43	
400	425	85	68½	48	85	80	59	85	64	45	
425	450	89	72	50	89	84	62	89	67½	47½	
450	475	93	75½	52½	93	88	64½	93	71	49½	
475	500	97	79	54½	97	91½	67½	97	74½	52	
500	525	101	82	57	101	95½	70½	101	77½	54	
525	550	105	85½	59	105	99	73	105	81	56½	
550	575	109	89	61½	109	102½	76	109	84½	58½	
575	600	113	92½	63½	113	106	79	113	88	61	
600	625	117	95½	66	117	109	81½	117	91	63	
625	650	121	99	68	121	112½	84½	121	94½	65½	
650	675	125	102½	70½	125	116	87	125	98	67½	
675	700	129	106	72½	129	119½	90	129	101½	70	

170-C
Cancel
170-B

For distances over 700 miles add for
each 25 miles or fraction thereof...

$3\frac{1}{2}$	$3\frac{1}{2}$	$2\frac{1}{2}$	$3\frac{1}{2}$	$3\frac{1}{2}$	3	$3\frac{1}{2}$	$3\frac{1}{2}$	$2\frac{1}{2}$
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▲ Change, neither increase nor reduction, Decision No. 36006

EFFECTIVE JANUARY 1, 1943

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

Correction No. 17