

Decision No. 37996

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 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 Chapter 223, Statutes of 1935, as amended, for the transportation, for compensation or hire, of any and all commodities.

ORIGINAL

Case No. 4246

BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

Transportation between Sacramento and North Sacramento and West Sacramento, between those cities and designated industrial plants in the same vicinity, and between the aforementioned points on the one hand and the Sacramento Air Depot and Sacramento Municipal Airport on the other hand has been exempted from the minimum rates, rules and regulations heretofore established in this proceeding (41 C.R.C.- 671, as amended).<sup>1</sup> This action was based upon representations that such transportation was characteristic of local drayage rather than of the line-haul operations for which these minimum rates were established. By petition, Sacramento Chamber of Commerce seeks to extend the exemption to transportation between the above named points and Sacramento Signal Depot, a War Department installation to be

<sup>1</sup> Decision No. 31606 exempted shipments (1) between Sacramento and North Sacramento; (2) between said cities on the one hand and the adjacent plants of the Lumbermen's Supply, Inc., Swanston and Son, Sacramento Wool Company, Sacramento Feed Company and Essex Lumber Company on the other hand; and (3) between said cities and plants on the one hand and the Sacramento Air Depot on the other hand. The exemption was extended by Decision No. 32609 to West Sacramento and by Decision No. 34556 to the Sacramento Municipal Airport.

constructed approximately 1-1/2 miles southeast of Sacramento, and to shipments between the Air Depot and the Municipal Airport. Construction of the Signal Depot is to be commenced about July 1.

The verified petition discloses that the transportation in question will be similar to transportation now exempt from the established minimum rates and that the granting of the petition will accord the same rate treatment to the Signal Depot as that accorded other United States Army installations in the Sacramento area. Shippers and carriers have been notified of the filing of the petition and have offered no objection thereto.

It appears that this is a matter in which a public hearing is not necessary and that the granting of the sought exemption is justified.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Highway Carriers' Tariff No. 2 (Appendix "D" of Decision No. 31606, as amended, in this proceeding) be and it is hereby amended by substituting therein, to become effective July 1, 1945, Fifth Revised Page 13 cancels Fourth Revised Page 13, which page is attached hereto and by this reference made a part hereof.

IT IS HEREBY FURTHER ORDERED that tariff publications of common carriers resulting from the amendment herein of the aforesaid tariff may be made effective not earlier than July 1, 1945, on not less than three (3) days' notice to the Commission and to the public.

IT IS HEREBY FURTHER ORDERED that in all other respects said Decision No. 31606, as amended, shall remain in full force and effect.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 19<sup>th</sup> day of  
June, 1945.

Harold O'Connell  
Justice J. C. Quinn  
Richard K. Halse  
Francis C. ...  
Earl ...  
Commissioners.

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)
20 8-7-39	<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 property by radial highway common carriers and highway contract carriers, as defined in said Act.</p> <p>When property in continuous through movement is transported by two or more such carriers, the rates (including minimum charges) provided herein shall be the minimum rates for the combined transportation.</p>
30-E Cancels 30-D	<p style="text-align: center;">APPLICATION OF TARIFF - TERRITORIAL</p> <p>Rates in this tariff apply for transportation of shipments between all points within the State of California, except:</p> <p>(a) Shipments having point of origin in Alameda, Albany, Berkeley, Emeryville, Oakland or Piedmont, and point of destination in another of those cities;</p> <p>(b) Shipments between San Francisco and South San Francisco;</p> <p>(c) Shipments having both point of origin and point of destination within the San Diego Drayage Area as described in Items Nos. 30 and 31 series of City Carriers' Tariff No. 7 - Highway Carriers' Tariff No. 9 (Appendix "A" of Decision No. 35055, in Cases Nos. 4246 and 4434);</p> <p>(d) 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 in Case No. 4121);</p> <p>(e) Shipments (1) between Sacramento and North Sacramento; (2) between Sacramento and West Sacramento; (3) between said cities on the one hand and the adjacent plants of the Lumbermen's Supply, Inc., Swanston &amp; Son, Sacramento Wool Company, Sacramento Feed Company and Essex Lumber Company on the other hand; (4) between said cities and plants on the one hand and the Sacramento Air Depot, the Sacramento Municipal Airport and the Sacramento Signal Depot on the other hand; and (5) between the Sacramento Air Depot, the Sacramento Municipal Airport and the Sacramento Signal Depot.</p> <p>(f) Shipments between Marysville and Yuba City and between said cities on the one hand and the adjacent plant of the Harter Packing Company on the other hand;</p> <p>(g) Shipments between the Sonora freight depot of the Sierra Railroad Company and Sonora.</p>
<p>▲Change, Decision No. 37996.</p>	
<p style="text-align: right;">EFFECTIVE JULY 1, 1945</p>	
<p style="text-align: center;">Issued by The Railroad Commission of the State of California, San Francisco, California.</p> <p>Correction No. 275</p>	