

Decision No. 38137

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 regula-)
tions of all common carriers as de-)
fined 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.)

Case No. 4246

ORIGINAL

BY THE COMMISSION:

SUPPLEMENTAL OPINION AND ORDER

Decision No. 38091 of July 27, 1945, in Application No. 21861, authorized Yosemite Park and Curry Co. to extend its highway transportation service for passengers and property to points between Merced and El Portal heretofore served by Yosemite Valley Railroad Company. By petition filed July 31, 1945, it requests permission to establish fares and rates for this newly authorized service on one day's notice; to depart from the tariff circular requirements limiting the amount of supplemental tariff matter by publishing the passenger fares in an additional supplement to the present tariff; to establish freight rates lower than those prescribed as minima for property classified higher than first class; and to establish minimum per-shipment charges on general property lower than those prescribed as minima.

The Yosemite Valley Railroad Company has been authorized to abandon its entire line of railroad on one day's notice by Decision No. 38083 of July 23, 1945, in Application No. 26422. Petitioner requires like short notice authority in order to inaugurate the substitute highway service upon abandonment of rail operations. It

represents that it will subsequently reissue the passenger tariff in conformity with tariff circular requirements. Its proposed freight rate structure is on an "all-freight" basis and, in the main, the rates and minimum charges will be higher than those established as minima.

It appears that this is a matter in which a public hearing is not necessary and that the petition should be granted. Therefore, good cause appearing,

IT IS HEREBY ORDERED that Yosemite Park and Curry Co. be and it is hereby authorized to establish, for the transportation involved, rates and minimum charges lower than those prescribed by Decision No. 31606, as amended, in this proceeding, but not lower than those set forth in Application No. 21861, as amended; to depart from the requirements of Rule 8(f) of the Commission's General Order 79 by publishing a second effective supplement to its Local Passenger Tariff No. 3, C.R.C. No. 3; and, in these and other respects, to publish and file fares and rates for service to be instituted pursuant to authority granted by Decision No. 38091 in Application No. 21861 on not less than one (1) day's notice to the Commission and to the public.

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

Dated at San Francisco, California, this 14th day of August, 1945.

Harold Bullock
Justice F. Casper
Richard L. Harbo
Frank C. ...
San Francisco
Commissioners