

ORIGINAL

Decision No. 46026

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
into the rates, rules, regulations,)
charges, allowances and practices of)
all common carriers, highway carriers)
and city carriers relating to the)
transportation of property.)

Case No. 4808

SUPPLEMENTAL OPINION AND ORDER

In Decision No. 46022 entered today in this proceeding, we found that revised constructive mileages governing mileage rate determinations should be established. We also found that certain modifications of City Carriers' Tariff No. 5 - Highway Carriers' Tariff No. 6, naming minimum rates for the transportation of petroleum and petroleum products in bulk, were justified and that these tariff revisions should be established by separate order.

Therefore, good cause appearing,

IT IS HEREBY ORDERED that City Carriers' Tariff No. 5 - Highway Carriers' Tariff No. 6 (Appendix "C" to Decision No. 32608 as amended) be and it is hereby further amended by incorporating therein Fourth Revised Page 6 cancels Third Revised Page 6, Fourth Revised Page 9 cancels Third Revised Page 9, Second Revised Page 9-B cancels First Revised Page 9-B and Fifth Revised Page 15 cancels Fourth Revised Page 15, to become effective January 1, 1952.

IT IS HEREBY FURTHER ORDERED that tariff publications required or authorized to be made by common carriers as a result of the order herein may be made effective on not less than five (5) days' notice to the Commission and to the public.

Item No.	SECTION NO. 1	RULES AND REGULATIONS
<p>*10-D Cancel 10-C</p>	<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS</p> <p>(a) CARRIER means a petroleum contract carrier, or city carrier, as defined in Highway Carriers' Act (Chapter 223, Statutes of 1935, as amended) and in the City Carriers' Act (Chapter 312, Statutes of 1935, as amended).</p> <p>(b) CARRIER'S EQUIPMENT means any tank motor truck, tank trailer or tank semi-trailer, or any combination of such highway vehicles operated by the carrier.</p> <p>(c) 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; also any interstate rate of any common carrier railroad or railroads applying between points in California via an interstate or foreign route, lawfully in effect at time of shipment.</p> <p>* (cc) DISTANCE TABLE means Distance Table No. 4, amendments thereto or reissues thereof.</p> <p>(d) ESTABLISHED DEPOT means a freight terminal owned or leased and maintained by a carrier for the receipt and delivery of shipments.</p> <p>(e) POINT OF DESTINATION means the precise location at which property is tendered for physical delivery into the custody of the consignee or his agent.</p> <p>(f) POINT OF ORIGIN means the precise location at which property is physically delivered by the consignor or his agent into the custody of the carrier for transportation.</p> <p>(g) RAILHEAD means a point at which facilities are maintained for the loading of property into or upon, or the unloading of property from, rail cars or vessels. It also includes truck loading facilities of plants or industries located at such rail or vessel loading or unloading point.</p> <p>(h) RATE includes charge and, also, the ratings, minimum weight, rules and regulations governing, and the accessorial charges applying in connection therewith.</p> <p>(i) SAME TRANSPORTATION means transportation of the same kind and quantity of property and subject to the same limitations, conditions and privileges, although not necessarily in an identical type of equipment.</p> <p>(j) SHIPMENT means a quantity of freight 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 Items Nos. 87 and 90 series for exceptions.)</p> <p>(k) TEAM TRACK means a point at which property 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 property from and to common carriers by vessel.</p> <p>(l) SPLIT DELIVERY SHIPMENT means a shipment consisting of two or more component parts 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.</p>	
<p>20-C Cancel 20-B</p>	<p style="text-align: center;">APPLICATION OF TARIFF - GENERAL</p> <p>Rates provided in this tariff apply for the transportation of shipments of petroleum and petroleum products as described in Item No. 30 series, in bulk in tank trucks, tank trailers or tank semi-trailers, or a combination of such highway vehicles, between points in the State of California by petroleum contract carriers as defined in the Highway Carriers' Act, and by carriers as defined in the City Carriers' Act. Rates include connecting and disconnecting piping and other services incidental to loading and unloading (subject to Note).</p> <p>For rates for the transportation of petroleum and petroleum products, other than as provided in this tariff, see Highway Carriers' Tariff No. 2, supplements thereto and reissues thereof.</p> <p>NOTE.—When split delivery service is performed or when pumping is performed with carrier's equipment, or when shipments are stopped in transit to partially unload, additional charges shall be assessed as provided in Items Nos. 87, 90 and 100 series.</p>	

* Change, Decision No. 46026

EFFECTIVE JANUARY 1, 1952

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San Francisco, California.
Correction No. 73

Item No.	SECTION NO. 1. RULES AND REGULATIONS (Continued)
50	<p style="text-align: center;">APPLICATION OF TARIFF-TERRITORIAL GROUPS (Concluded)</p> <p>Group 6 as described in Item No. 40 series does not include points situated within that portion of the City of Los Angeles lying north of the following boundary line: Starting at the Pacific Ocean and the projected line of Sunset Boulevard, easterly along said projected line and Sunset Boulevard to the western city limits of Beverly Hills, northerly, easterly and southerly along the city limits of Beverly Hills to Doheny Road, easterly along Doheny Road to Sunset Boulevard, easterly along Sunset Boulevard to Fairfax Avenue, northerly along Fairfax Avenue to Hollywood Boulevard, easterly along Hollywood Boulevard to Sierra Bonita Avenue, northerly along Sierra Bonita Avenue to Franklin Avenue, easterly along Franklin Avenue to Vermont Avenue, south on Vermont Avenue to Sunset Boulevard, southeasterly on Sunset Boulevard to Fountain Avenue, easterly along Fountain Avenue to Hyperion Avenue, northeasterly along Hyperion Avenue to Glendale Boulevard, southerly along Glendale Boulevard to Riverside Drive, southeasterly along Riverside Drive to Fletcher Drive, northeasterly along Fletcher Drive to Casitas Avenue, northerly along Casitas Avenue to Tyburn Avenue, easterly along Tyburn Avenue to San Fernando Road, northerly along San Fernando Road to Rosslyn Street, southeasterly on the northeasterly line of the Union Pacific right of way to Marguerite Street, northeasterly on Marguerite Street to West Avenue 32, southeasterly on West Avenue 32 to Edwards Avenue, southwesterly on Edwards Avenue to the Union Pacific right of way, southeasterly on the northeasterly line of the Union Pacific right of way to Macon Street, easterly along Macon Street to Isabel Street, southeasterly along Isabel Street to Amabel Street, southeasterly along Amabel Street to North Figueroa Street, northeasterly along North Figueroa Street to Pasadena Avenue, southerly along Pasadena Avenue to Avenue 35, easterly along Avenue 35 to Griffin Avenue, southerly along Griffin Avenue to North Broadway, easterly along North Broadway to Mission Road, southwesterly along Mission Road to Valley Boulevard, easterly along Valley Boulevard to Marianna Avenue, southerly along Marianna Avenue to city limits.</p>
*60-A Cancels 60	<p style="text-align: center;">COMPUTATION OF DISTANCES</p> <p>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 the Distance Table, subject to the following exceptions:</p> <p>EXCEPTION NO. 1-Distances between points situated within that portion of the City of Los Angeles lying north of the boundary line described in Item No. 50 series shall be the constructive distance from point of origin to point of destination.</p> <p>EXCEPTION NO. 2-Distances shall not be computed via the San Francisco-Oakland Bay Bridge, the Golden Gate Bridge, the Richmond-San Rafael Ferry or the Coronado Ferry</p>

COMPUTATION OF CHARGES-ESTIMATED WEIGHTS

(a) The weight of commodities described under heading "Refined Petroleum Products" in Item No. 30 series shall be computed upon the basis of 6.6 pounds per gallon.

70-B
Cancels
70-A

(b) The weight of commodities described under heading "Black Oils" in Item No. 30 series shall be computed upon the basis of 7.75 pounds per gallon, except that the weight of asphalt and road oil shall be actual weight.

(c) The weight of Liquefied Petroleum Gas shall be computed upon the basis of 4.4 pounds per gallon.

MINIMUM CHARGE

The minimum charge for a shipment in a tank truck, tank trailer, tank semi-trailer, or in any combination of such vehicles, shall be computed upon the full legal carrying capacity of the tank or tanks containing the shipment, subject to Notes 1 and 2.

80-B
Cancels
80-A

NOTE 1.-In no event shall the transportation charges on shipments of commodities other than asphalt and road oil be less than those applicable upon shipments of 3,000 gallons.

NOTE 2.- In no event shall the transportation charges on shipments of asphalt and road oil be less than those applicable upon shipments of 23,250 pounds.

*Change Decision No. 46026

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Correction No. 70

Item No. SECTION NO. 1 - RULES AND REGULATIONS (Continued)

SPLIT DELIVERY

(Applies only in connection with transportation of Refined Petroleum Products, as described in Item No. 30 series.)

The charge for transportation of a split delivery shipment (as defined in Item No. 10 series) shall be the charge applicable under rates in Section No. 2 for transportation of a single shipment of like kind and quantity of property, for one-half the distance from point of origin to that same point via each of the points of destination to which deliveries are made (See Notes 1 and 2); plus the following charges for each delivery:

Gallons Delivered		(1) Charge in Cents	Gallons Delivered		(1) Charge in Cents	Gallons Delivered		(1) Charge in Cents
Over	But Not Over		Over	But Not Over		Over	But Not Over	
0	150	87	2350	2450	183	4650	4750	279
150	250	91	2450	2550	187	4750	4850	283
250	350	95	2550	2650	191	4850	4950	288
350	450	99	2650	2750	196	4950	5050	292
450	550	103	2750	2850	200	5050	5150	296
550	650	108	2850	2950	204	5150	5250	300
650	750	112	2950	3050	208	5250	5350	304
750	850	116	3050	3150	212	5350	5450	308
850	950	120	3150	3250	216	5450	5550	313
950	1050	124	3250	3350	221	5550	5650	317
1050	1150	129	3350	3450	225	5650	5750	321
1150	1250	133	3450	3550	229	5750	5850	325
1250	1350	137	3550	3650	233	5850	5950	329
1350	1450	141	3650	3750	237	5950	6050	334
1450	1550	145	3750	3850	242	6050	6150	338
1550	1650	149	3850	3950	246	6150	6250	342
1650	1750	154	3950	4050	250	6250	6350	346
1750	1850	158	4050	4150	254	6350	6450	350
1850	1950	162	4150	4250	258	6450	6550	354
1950	2050	166	4250	4350	262	6550	6650	357
2050	2150	170	4350	4450	267	6650	6750	363
2150	2250	175	4450	4550	271	6750	6850	367
2250	2350	179	4550	4650	275	6850	6950	371

*87-B
Cancels
87-A

(1) Not subject to the provisions of Supplement No. 3.

NOTE 1.—When point of origin and points of destination of all component parts are within one territorial group or within one incorporated city, transportation charges shall be computed at the rate provided in Item No. 240 series.

*NOTE 2.—Except as provided in Note 1, distances from, to or between points of origin and points of destination within territorial groups, incorporated cities, zones or unincorporated communities for which mileage basing points are provided in this tariff or the Distance Table, shall be computed from, to or between such mileage basing points.

The provisions of this item shall not apply: unless at the time of or prior to the tender of the shipment a single bill of lading or other shipping document shall have been issued for the composite shipment and the carrier shall have been furnished with written instructions showing the name of each consignee, the point of destination and the quantity of property in each component part.

In the event a lower aggregate charge results from treating one or more component parts as a separate shipment from point of origin to point of destination said charge may be applied.

*Change, Decision No. 46026

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Correction No. 71

SECTION NO. 2. RATES (Concluded)				
In cents per 100 Pounds.				
Item No.	DESCRIPTION OF GROUP 6 SUB-GROUPS (Applies only in connection with rates making specific reference hereto)			
SUB-GROUP NUMBERS	BOUNDARIES			
220-A Cancels 220	6-A Bounded on the north by the northern boundary of Group 6 (see Item No. 50 series), on the east by La Brea Avenue, on the south by Imperial Highway and on the west by the Pacific Ocean.			
	6-B Bounded on the north by Imperial Highway, on the east by Vermont Avenue, on the south by Compton Boulevard, Redondo Beach Boulevard, Hawthorne Avenue and Torrance Boulevard, and on the west by the Pacific Ocean.			
	6-C Bounded on the north by Rosecrans Avenue, southeast along Century Boulevard and its prolongation to Cerritos Avenue, northeast to Gardendale Street, southeast on a direct line to Woodruff Avenue and Rosecrans Avenue, east on Rosecrans Avenue, on the east by Norwalk Boulevard, Los Alamitos Boulevard and Bay Boulevard, on the south by the Pacific Ocean, and on the west by the east bank of the Los Angeles River.			
	6-D Bounded on the north by Garden Grove Boulevard, on the east by Huntington Beach Boulevard, and on the south and west by the Pacific Ocean.			
	6-E Bounded on the north by the northern boundary of Group 6 (see Item No. 50 series) and the Montebello Hills, on the east by the eastern city limits of Whittier, south to Artesia Boulevard, west to Norwalk Boulevard, north to Rosecrans Avenue, on the south by the northern boundary of Sub-Group 6-C, and on the west by the east bank of the Los Angeles River to Slauson Avenue, thence on a direct line to the junction of Ninth Street and Downey Road, west on Ninth Street to the Los Angeles River, north to the junction of Mission Road and Macy Street, northeast on Mission Road to the northern boundary of Group 6.			
	6-F Bounded by the northern boundary of Group 6 (see Item No. 50 series) and by Sub-Groups 6-A, 6-B, 6-E and 6-G.			
	6-G Bounded on the north by Compton Boulevard and Group 6-B, on the east by the Los Angeles River, and on the south and west by the Pacific Ocean.			
230-A Cancels 230	COMMODITY	FROM	TO	RATE
	Petroleum Crude Oil as described in Item No. 30 series	Canoga Park (Los Angeles Zone 2, see Note 1)	Group 6	4 $\frac{1}{2}$
	Refined Petroleum Products as described in Item No. 30 series	BETWEEN		3 $\frac{1}{2}$
	Black Oils as described in Item No. 30 series	Points within one Territorial Group or Points within incorporated cities (See Notes 2 and 3)		
240-C Cancels 240-B	Liquefied Petroleum Gas			5 $\frac{1}{4}$

(1) Will not apply to transportation for which rates are specifically provided in Item No. 210 series.

* NOTE 1.-For description of Los Angeles Zone 2 see the Distance Table.

NOTE 2.-Will not apply between points situated within that portion of the City of Los Angeles lying north of the boundary line described in Item No. 50 series; nor between such points on the one hand and points situated within that portion of the City of Los Angeles lying south of said boundary line on the other.

NOTE 3.-See Item No. 40 series for description of numbered Territorial Groups.

*Change, Decision No. 46026

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San Francisco, California.
Correction No. 72

IT IS HEREBY FURTHER ORDERED that common carriers be and they are hereby authorized to depart from the provisions of Article XII, Section 21, of the Constitution of the State of California, and Section 24(a) of the Public Utilities Act to the extent necessary to adjust long and short haul departures now maintained under outstanding authorizations and to depart from the provisions of Tariff Circular No. 2 and General Order No. 80 requiring that all tariff changes be indicated by designated symbols in distance table and tariff filings made pursuant to the order herein.

This order shall become effective thirty (30) days after the date hereof.

Dated at San Francisco, California, this 31st day of July, 1951.

R. J. [Signature]
Justin J. [Signature]
Harold A. [Signature]
Wm. [Signature]
[Signature]
Commissioners