

Decision No. 50667

ORIGINAL

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
)	

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 cement and related products (commodities for which rates are provided in City Carriers' Tariff No. 8 - Highway Carriers' Tariff No. 10).)	
)	
)	Case No. 5440
)	

SUPPLEMENTAL OPINION AND ORDER

By Petition for Modification, filed in Case No. 4808, the Riverside Cement Company seeks amendment of Distance Table No. 4 to reflect lower mileages brought about by the construction of a new highway between Crestmore (Riverside County) and Riverside. It states that this results in a reduction of the constructive mileage between those points by two miles. Riverside Cement Company points out that the minimum transportation rates vary with the constructive mileage, and asserts that the sought reduction in the constructive mileage is of major importance in the marketing of cement produced at its Crestmore plant. According to petitioner, the selling price of cement is highly dependent upon the cost of transportation. An engineer of the Commission's staff has verified the fact that the new highway has shortened the distance as shown in the petition.

The Commission's distance table is revised or reissued from time to time to reflect changes which have occurred during a substantial intervening period. It is not feasible to revise the table during interim periods to reflect the various highway changes which

are being made constantly.¹ In the present circumstances, however, the relief sought by the petitioner with reference to the truckload movement of cement from its plant can be accorded by means of a rule change in the minimum rate tariff applicable to the transportation of cement in truckload quantities. To this extent the petition will be granted.

Also, in the interest of tariff simplification, the title of the cement tariff will be changed from City Carriers' Tariff No. 8 - Highway Carriers' Tariff No. 10 to Minimum Rate Tariff No. 10, and it will be provided by general rule that references to item numbers include references to such numbers with letter suffixes and references to tariffs include references to amendments and successive issues of such tariffs.

A public hearing is not necessary,

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

1. That City Carriers' Tariff No. 8 - Highway Carriers' Tariff No. 10 (Appendix "A" of Decision No. 44633 as amended) be and it is hereby further amended by changing the title thereof to Minimum Rate Tariff No. 10 and by incorporating therein, to become effective December 1, 1954, the revised pages attached hereto and by this reference made a part hereof, which pages are numbered as follows:

First Revised Title Page Cancels Original Title Page
Third Revised Page 5 Cancels Second Revised Page 5
First Revised Page 7 Cancels Original Page 7

2. That tariff publications to be made by common carriers pursuant to this order may be made effective on not less than five

1

The distance table specifically names, in various tables, constructive mileages between all incorporated cities and certain other designated points. By means of maps, distances from, to or between other points are provided. The distances in the tables are so inter-related that a change in one may affect and make necessary changes in many other mileages throughout the distance table.

days' notice to the Commission and to the public.


3. That any reference in Commission orders or tariffs to City Carriers' Tariff No. 8 - Highway Carriers' Tariff No. 10 shall also be deemed to be a reference to Minimum Rate Tariff No. 10.

4. That, except to the extent provided in the preceding ordering paragraphs, the Petition for Modification in Case No. 4808 filed by Riverside Cement Company on August 20, 1954, be and it is hereby denied.

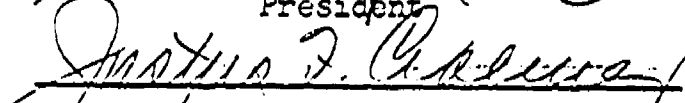
5. That in all other respects said Decision No. 44633, as amended, shall remain in full force and effect.

This order shall become effective twenty days after the date hereof.

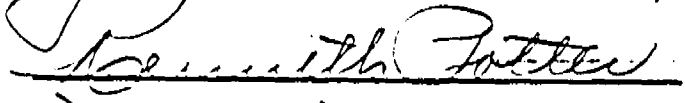
Dated at San Francisco, California, this 19th day of October, 1954.



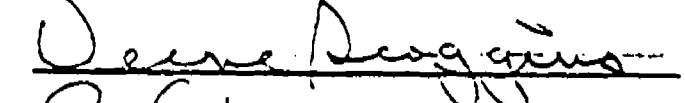
President




Martin J. Cassara



Kenneth F. Fetter



Jeanne Deogonia



Paul H. Metcalf
Commissioners

PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA

*MINIMUM RATE TARIFF NO. 10

(Formerly City Carriers' Tariff No. 8)
(Highway Carriers' Tariff No. 10)

Naming

Distance Minimum Rates

Also

Rules and Regulations

for the

Transportation of Cement and Other

Commodities Over the

Public Highways

Within the

State of California

by

CITY CARRIERS

RADIAL HIGHWAY COMMON CARRIERS

and

HIGHWAY CONTRACT CARRIERS

*Important Notice

Reference in this or other tariffs to City Carriers' Tariff No. 8 - Highway Carriers' Tariff No. 10 shall be construed as referring to Minimum Rate Tariff No. 10.

The original tariff contains rates, rules and regulations established by Decision No. 44633 in Case No. 4808. Changes will be made by issuing revised or added pages, or by issuing supplements.

*Change, Decision No. 50667

Correction No. 8

EFFECTIVE DECEMBER 1, 1954

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
State Building, Civic Center
San Francisco, California

SECTION NO. 1--RULES AND REGULATIONS (Continued)	Item No.																								
<p style="text-align: center;">APPLICATION OF RATES</p> <p>Rates provided in this tariff are for the transportation of shipments from point of origin to point of destination, and include the services of the driver only for loading into and unloading from carrier's motor vehicle.</p>	20																								
<p style="text-align: center;">APPLICATION OF TARIFF - CARRIERS</p> <p>Rates provided in this tariff are minimum rates, established pursuant to the City Carriers' Act, and the Highway Carriers' Act. They apply for the transportation of property by carriers as defined in said City Carriers' Act, and radial highway common carriers and highway contract carriers, as defined in said Highway Carriers' 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> <p>City carriers, radial highway common carriers, and highway contract carriers may deviate from the minimum rates named in this tariff in connection with the transportation of property for the armed forces of the United States.</p> <p>Rates, rules and regulations named in this tariff shall not apply to transportation by independent-contractor subhaulers when such transportation is performed for other carriers. This exception shall not be construed to exempt from the tariff provisions carriers for whom the independent contractors are performing transportation service.</p>	30-A Cancels 30																								
<p style="text-align: center;">APPLICATION OF TARIFF - COMMODITIES</p> <p>Rates in this tariff apply for the transportation of Cement, hydraulic, masonry, natural or Portland, in bulk or in packages.</p> <p>Rates in this tariff apply also to the following commodities when shipped in mixed shipments with cement in packages and when the shipments originate in Northern Territory as defined in Item No. 80:</p> <p style="margin-left: 40px;">Lime, common, including magnesium lime, hydrated or hydraulic, quick or slaked, in packages; Cement flue dust, in packages; and/or Limestone, powdered, in packages.</p>	40																								
<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 (See Exception):</p> <p style="margin-left: 40px;">#EXCEPTION - The distance between Crestmore and Riverside shall be four constructive miles.</p>	*50-B Cancels 50-A																								
<p style="text-align: center;">COMPUTATION OF CHARGES - WEIGHTS</p> <p>Except as herein provided, charges shall be assessed on the gross weight of the shipment. On shipments packed in cloth or 4, 5, or 6 ply paper bags or sacks the following applies:</p> <table border="0" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Commodity</th> <th style="text-align: center;">When the Packed Net Weight per Package is</th> <th style="text-align: center;">Charges Will be Assessed on Gross Weight per Package of</th> </tr> </thead> <tbody> <tr> <td>Cement, hydraulic, natural or Portland-----</td> <td style="text-align: center;">94 pounds</td> <td style="text-align: center;">95 pounds</td> </tr> <tr> <td>Cement, masonry or mortar----</td> <td style="text-align: center;">70 pounds</td> <td style="text-align: center;">71 pounds</td> </tr> <tr> <td>Cement flue dust-----</td> <td style="text-align: center;">84 pounds</td> <td style="text-align: center;">85 pounds</td> </tr> <tr> <td>Lime-----</td> <td style="text-align: center;">50 pounds</td> <td style="text-align: center;">50½ pounds</td> </tr> <tr> <td>Lime-----</td> <td style="text-align: center;">60 pounds</td> <td style="text-align: center;">60½ pounds</td> </tr> <tr> <td>Lime-----</td> <td style="text-align: center;">100 pounds</td> <td style="text-align: center;">101 pounds</td> </tr> <tr> <td>Limestone, powdered-----</td> <td style="text-align: center;">100 pounds</td> <td style="text-align: center;">101 pounds</td> </tr> </tbody> </table>	Commodity	When the Packed Net Weight per Package is	Charges Will be Assessed on Gross Weight per Package of	Cement, hydraulic, natural or Portland-----	94 pounds	95 pounds	Cement, masonry or mortar----	70 pounds	71 pounds	Cement flue dust-----	84 pounds	85 pounds	Lime-----	50 pounds	50½ pounds	Lime-----	60 pounds	60½ pounds	Lime-----	100 pounds	101 pounds	Limestone, powdered-----	100 pounds	101 pounds	60
Commodity	When the Packed Net Weight per Package is	Charges Will be Assessed on Gross Weight per Package of																							
Cement, hydraulic, natural or Portland-----	94 pounds	95 pounds																							
Cement, masonry or mortar----	70 pounds	71 pounds																							
Cement flue dust-----	84 pounds	85 pounds																							
Lime-----	50 pounds	50½ pounds																							
Lime-----	60 pounds	60½ pounds																							
Lime-----	100 pounds	101 pounds																							
Limestone, powdered-----	100 pounds	101 pounds																							
<p>*Change } #Addition } Decision No. 50667</p>																									
<p>EFFECTIVE DECEMBER 1, 1954</p>																									
<p>Issued by the Public Utilities Commission of the State of California, Correction No. 9 San Francisco, California.</p>																									

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">RETURNED SHIPMENTS</p> <p>Articles refused by consignee may be returned to original shippers at original point of shipment at one-half of the outbound rate current at time of return movement upon the following conditions only:</p> <p>(a) Goods for the return movement properly identified must be presented to the carrier within ten days from the date that the outbound shipment was tendered to the carrier for transportation.</p> <p>(b) All charges must be prepaid or guaranteed. Shipping order for the return movement must show reference to original outbound shipment.</p> <p>(c) Goods must be returned over the lines of the carrier that transported the original outbound movement.</p> <p>Note:- The minimum charge specified in Item No. 90 does not apply in connection with return movements made in accordance with the foregoing provisions of this item.</p>	120
<p style="text-align: center;">SPLIT DELIVERY</p> <p>Shipments which originate in Northern Territory, as defined in Item No. 80, may consist of several 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, subject to the following conditions and additional charges:</p> <p>(1) The composite shipment shall consist of not to exceed three component parts.</p> <p>(2) Charges shall be paid by the consignor when there is more than one consignee.</p> <p>(3) At the time of or prior to the tender of the composite shipment, the carrier shall have been furnished with written instructions showing the name of each consignee, the point or points of destination, and the kind and quantity of property in each component part.</p> <p>(4) The charge for the transportation of the composite shipment shall be the charge applicable for transportation of a single shipment of like kind and quantity of property, computed by applying the rate or rates for one-half the distance from point of origin to that same point via each of the points of destination.</p> <p>(5) In addition to the charge applicable for transportation of a single shipment of like kind and quantity of property, computed as set forth in paragraph 4, an additional charge of \$2.00 shall be made for each of the component parts comprising the composite shipment.</p>	130
<p style="text-align: center;">REFERENCES TO ITEMS AND OTHER TARIFFS</p> <p>Unless otherwise provided, references herein to item numbers in this or other tariffs include references to such numbers with letter suffix, and references to other tariffs include references to amendments and successive issues of such other tariffs.</p>	#135
<p>#Addition, Decision No. 50667</p>	
<p>EFFECTIVE DECEMBER 1, 1954</p>	
<p>Issued by the Public Utilities Commission of the State of California, Correction No. 10 San Francisco, California.</p>	