

Decision No. 52817

**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 general )  
commodities (commodities for which )  
rates are provided in Minimum Rate )  
Tariff No. 2).

Case No. 5432  
(Petition No. 1)  
(Fourth Supplemental)

SUPPLEMENTAL OPINION AND ORDER

Frank C. Winans and Grant A. Winans, copartners doing business as Winans Brothers, operate as a highway common carrier of lumber and forest products. By prior orders they have been authorized to publish a rate lower than the established minimum rate for the transportation of seasoned cedar lumber from Elkins Sawmill, near Anderson (Shasta County), to the plant of the Hudson Lumber Company in San Leandro. The published rate of 35 cents per 100 pounds, minimum weight 40,000 pounds, expires April 1, 1956. Permission is sought to continue to maintain this rate for a further one-year period. However, to avoid the possibility of discrimination, petitioners propose to make the rate applicable from Anderson, and points and places within four miles thereof, to San Leandro rather than limited from the Elkins Sawmill to the lumber company's plant.

The supplemental petition states that the conditions surrounding the transportation in question which justified the publication of the rate lower than the minimum rate still obtain. Petitioners declare that operations under that rate have been profitable during the past year and are expected to continue to be profitable during the ensuing year.

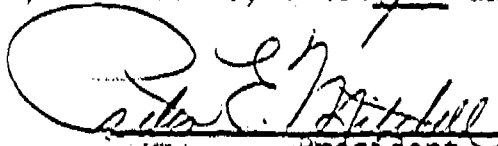
In the circumstances it appears, and the Commission finds, that the proposed rate is reasonable and justified by transportation conditions. This is a matter in which a public hearing is not necessary. Inasmuch as the published rate expires on April 1, 1956, the order will be made effective on the date hereof, and the tariff filing will be authorized to be made on not less than two days' notice.

Therefore, good cause appearing,

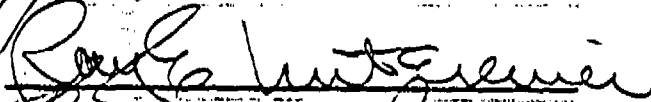
IT IS HEREBY ORDERED that Frank C. Winans and Grant A. Winans, copartners doing business as Winans Brothers; he and they are hereby authorized, on not less than two days' notice to the Commission and to the public, to publish and file a rate of 35 cents per 100 pounds, minimum weight 40,000 pounds, to expire April 1, 1957, for the transportation of cedar pencil stock from Anderson, and points within four miles thereof, to San Leandro.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 27<sup>th</sup> day of March, 1956.

  
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President

  
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Commissioners

  
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