

Decision No. 58477

**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 by vacuum-type and pump-type )  
tank vehicles (including transportation )  
for which rates are provided in Minimum )  
Rate Tariff No. 13).

Case No. 6008

SUPPLEMENTAL OPINION AND ORDER

Decision No. 56769 of May 27, 1958, in this proceeding, amended Minimum Rate Tariff No. 13 to exempt therefrom property transported for the United States Government. The use of the word "for" in the exemption has given rise to the argument that shippers other than the United States may negotiate rates in cases where shipments are consigned to the United States.

To set this question at rest, the tariff will be amended so as to exempt "property of the United States, or property transported under an agreement whereby the United States contracted for the carrier's services."

Therefore, good cause appearing,

IT IS ORDERED that Minimum Rate Tariff No. 13 (Appendix "B" of Decision No. 55584, as amended) is hereby further amended by incorporating therein to become effective June 19, 1959, Second Revised Page 6, which revised page is attached hereto and by this reference made a part hereof.

In all other respects said Decision No. 55584, 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 22nd day of May, 1959

E. J. Fox  
President  
Richard H. ...  
Theodore H. ...  
Edward ...  
Commissioners

SECTION NO. 1 - RULES AND REGULATIONS (Continued)	Item No.
<p style="text-align: center;">APPLICATION OF TARIFF - COMMODITIES</p> <p>Rates in this tariff apply for the transportation of the following commodities:</p> <p>Commodities in semi-plastic form;            Commodities in suspension in liquids; and,            Liquids;</p> <p>when such transportation is incidental to the construction, operation or maintenance of oil or gas wells, oil pipe lines or oil storage facilities (See Exception).</p> <p>EXCEPTION: The rates in this tariff do not apply to the following:            (a) Transportation for which rates are provided in Minimum Rate Tariff No. 6.            * (b) Transportation of property of the United States, or property transported under an agreement whereby the United States contracted for the carrier's services.</p>	<p style="text-align: center;">40-B            Cancels            40-A</p>
<p style="text-align: center;">APPLICATION OF RATES</p> <p>Rates include the services of the vehicle and driver only. For charges for helpers see Item No. 60</p> <p>Charges shall be based upon the capacity of equipment ordered, except that if a carrier is unable to furnish the capacity ordered and substitutes larger equipment, charges shall be for the capacity of the equipment ordered or for equipment of capacity corresponding to the barrels of property transported, whichever is the greater.</p> <p>When the transportation performed extends between two territories, the higher rated territory in or through which any service is performed shall determine the applicable hourly rate.</p>	<p style="text-align: center;">50</p>
<p>* Change, Decision No. 58477</p>	
<p style="text-align: center;">EFFECTIVE JUNE 19, 1959</p>	
<p>Issued by the Public Utilities Commission of the State of California,            San Francisco, California.</p> <p>Correction No. 4</p>	