



Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)
*40-L Can- cels 40-K	<p data-bbox="645 355 1204 394" style="text-align: center;">APPLICATION OF TARIFF - COMMODITIES</p> <p data-bbox="312 421 1455 494">Rates in this tariff apply to transportation of the following commodities (See Exception):</p> <p data-bbox="377 521 1263 789">Fruits, fresh or green (not cold pack nor frozen); Vegetables, fresh or green (not cold pack nor frozen), including mushrooms, fresh; Containers, empty, second-hand, returning from an out- bound paying load, of commodities for which rates are provided herein or forwarded for a return paying load, of commodities for which rates are provided in this tariff, subject to Note 1.</p> <p data-bbox="317 815 1497 987">NOTE 1.-Highway carriers must determine before accepting shipment that said containers were moved filled and are being returned by the same carrier or carriers to consignor of the filled containers; or that containers shipped for return paying load will, when filled, move by the same carrier or carriers to the consignor of the original empty containers.</p> <p data-bbox="380 1013 1426 1052">EXCEPTION.-Rates in this tariff do not apply to transportation of:</p> <p data-bbox="321 1079 1494 1250">(a) Fresh or green fruits, fresh or green vegetables, or mushrooms, as described herein, when the point of destination of the shipment is a cannery, accumulation station, cold storage plant, precooling plant, or winery, nor to the empty containers used or shipped out for use in connection with such transportation, subject to Note 2.</p> <p data-bbox="321 1276 1477 1434">(b) Fresh or green fruits, fresh or green vegetables or mushrooms, as described herein, when transported from the field or point of growth to a packing plant, or a packing shed, nor to empty containers used or shipped out for use in connection with such transportation, subject to Notes 2 and 3.</p> <p data-bbox="321 1460 1460 1605">(c) Citrus fruits when the point of destination of the shipment is within the Los Angeles Drayage Area, as described in Minimum Rate Tariff No. 5; nor to the empty containers used or shipped out for use in connection with such transportation.</p> <p data-bbox="321 1631 1434 1705">(d) Sugar beets when the point of destination of the shipment is a beet sugar factory or a railroad loading dump.</p> <p data-bbox="321 1731 1494 1805">* (e) Property of the United States, or property transported under an agreement whereby the United States contracted for the carrier's services.</p> <p data-bbox="321 1831 1460 1905">NOTE 2.-For the purpose of this item, the following definitions will apply:</p> <p data-bbox="321 1931 1460 2005">(a) Packing Shed or Packing Plant:-Facilities maintained for assembling, sorting, grading, or packing the commodity for shipment.</p> <p data-bbox="321 2031 1460 2105">(b) Precooling Plant:-Facilities maintained for the purpose of precooling commodities for shipment under refrigeration.</p> <p data-bbox="321 2131 1409 2205">(c) Cold Storage Plant:-Facilities maintained for the storage of commodities under refrigeration.</p> <p data-bbox="321 2231 1477 2329">(d) Cannery:-Facilities maintained for the processing of commodities at which the commodities are canned, preserved, dried, frozen, pickled, brined, or otherwise processed into manufactured products.</p>

(e) Winery:-Facilities maintained for the purpose of producing vinous liquors, including wine, champagne and brandy.

(f) Accumulation Station:-Yards or open areas maintained for the receiving of unprocessed commodities from the field, and accumulation and consolidation of such commodities for shipment to a cannery, winery, cold storage plant or precooling plant.

NOTE 3.-Except for the transportation of citrus fruits in field boxes or in bulk, carrots or avocados, exemption does not apply when the distance between point of origin and point of destination exceeds 50 constructive miles computed in accordance with the provisions of Item No. 110.

#### SHIPMENTS TO BE RATED SEPARATELY

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Each shipment shall be rated separately. Shipments shall not be consolidated nor combined by the carrier. Component parts of split pickup or split delivery shipments, as defined in Item No. 11, may be combined under the provisions of Items Nos. 170 and 180.

#### GROSS WEIGHT

(a) Charges shall be assessed on the gross weight of the shipment, including container icing, if any. No allowance shall be made for the weight of containers.

(b) In connection with shipments weighing 20,000 pounds or more, transported for distances in excess of 50 constructive miles, the actual gross weight of the shipment shall be confirmed by a public weighmaster's certificate, which shall be obtained by the carrier prior to or at the time of unloading.

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(c) When the carrier obtains a public weighmaster's certificate, charges shall be based on the weight of the commodities as confirmed by the public weighmaster's certificate. The original and duplicate copy of the public weighmaster's certificate shall be affixed to the shipper's and carrier's copy of the freight bill, (see Item No. 255), respectively.

EXCEPTION.-On shipments of onions or potatoes packed and invoiced in sacks of standard capacities as shown below, charges shall be assessed on the gross weights as follows:

<u>When Packed and Invoiced as:</u>	<u>Charges Shall Be Assessed on Gross Weight per Package of:</u>
10 pounds per sack	10½ pounds per sack
15 pounds per sack	15½ pounds per sack
25 pounds per sack	25½ pounds per sack
50 pounds per sack	50½ pounds per sack
100 pounds per sack	101 pounds per sack
5-10 pound consumer paper bags per sack	51-3/4 pounds per sack

#### UNITS OF MEASUREMENT IN QUOTATION OF RATES AND CHARGES

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Rates or accessorial charges shall not be quoted or assessed by carriers based upon a unit of measurement different from that in which the minimum rates and charges in this tariff are stated.

\* Change, Decision No. 58482

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