

ORIGINAL

Decision No. 60501

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
into the rates, rules and regulations,)
charges, allowances and practices of)
all common carriers, highway carriers)
and city carriers relating to the trans-)
portation of any and all commodities)
between and within all points and)
places in the State of California)
(including, but not limited to, trans-)
portation for which rates are provided)
in Minimum Rate Tariff No. 2).)

Case No. 5432

SUPPLEMENTAL OPINION AND ORDER

On March 4 and April 4, 1960, there were sent to interested parties for study and comment two proposed exhibits prepared by the Commission's Transportation Division Rate Branch staff concerning tariff provisions for the transportation of hay and related articles, for which rates are set forth in Minimum Rate Tariff No. 2.

The proposed exhibits contained suggested revisions in the tariff to provide for split pickups, split deliveries, stop-in-transit privileges, and related services. The parties were informed by transmittal letters that in the absence of objection or request for public hearing, consideration may be given to the issuance of an ex parte order revising the tariff in accordance with the staff recommendations.

No objections or requests for public hearing have been received. The California Farm Bureau Federation has informed the Commission in writing that it is in accord with the staff's suggested revisions.

The staff proposed exhibits, as distributed on March 4 and April 4, 1960, are received in evidence in this proceeding as Exhibits Nos. Y-1 and Y-2, respectively.

The tariff provisions proposed to be made applicable to hay and related articles are essentially the same as those which the Commission heretofore has found to be reasonable for the transportation of other commodities. It has not heretofore appeared that such provisions were necessary or desirable in the transportation of hay. As shown in the staff exhibits, however, it now appears that the recommended tariff changes will make appropriate provision for services for which there is a present commercial need.

In the circumstances, it appears, and the Commission finds, that the modifications in the minimum rates as proposed in Exhibits Nos. Y-1 and Y-2 in this proceeding are justified, and that the minimum rates, rules and regulations as so modified are and will be just, reasonable and nondiscriminatory minimum rates for the transportation of baled hay and the commodities related thereto. Minimum Rate Tariff No. 2 will be revised accordingly. This is a matter in which a public hearing is not necessary.

Therefore, good cause appearing,

IT IS ORDERED:

(1) That Minimum Rate Tariff No. 2 (Appendix "D" of Decision No. 31606, as amended) is hereby further amended by incorporating therein, to become effective September 23, 1960, Seventh Revised Page 37-A and Twelfth Revised Page 51-I, which revised pages are attached hereto and by this reference made a part hereof.

(2) That common carriers, in establishing and maintaining the minimum rates, charges, rules and regulations authorized hereinabove, are hereby authorized to depart from the provisions of Article XII, Section 21, of the Constitution of the State of California and Section 460 of the Public Utilities Code to the extent necessary to adjust long-and-short haul

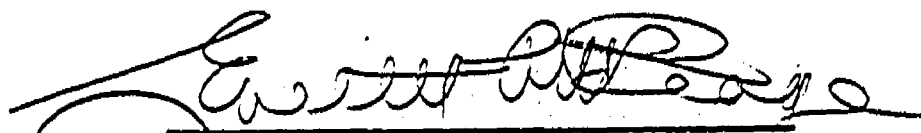
departures now maintained under outstanding authorizations; that such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and that schedules containing the minimum rates, charges, rules and regulations published under this authority shall make reference to the prior orders authorizing long-and-short-haul departures and to this order.

(3) That tariff publications authorized to be made by common carriers as a result of the order herein may be filed not earlier than the effective date hereof, and may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff pages incorporated in this order.


In all other respects, the aforesaid Decision No. 31606, as amended, shall remain in full force and effect.


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

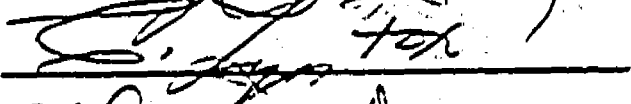
Dated at San Francisco, California, this 2ND day of August, 1960.




 President









 Commissioners

Item No.	SECTION NO. 1 - RULES AND REGULATIONS OF GENERAL APPLICATION (Continued)	
EXCEPTIONS TO WESTERN CLASSIFICATION AND EXCEPTION SHEET (Continued)		
		Class Rating
334	Coffee, extract of (condensed coffee), dry, less carload ...	4
334½	Compounds, buffing or polishing, not otherwise indexed by name in the Western Classification, including boat, floor, furniture or vehicle polish or wax, less carload.....	4
334½	Compounds, cleaning, scouring or washing, not otherwise indexed by name in the Western Classification, less carload.....	4
334½-A Cancels 334½	Confectionery, viz.: Candy coating, other than chocolate, less carload Powder, icing, less carload	4
335	Covers, hood, radiator, seat, spring, steering wheel, tire or top, cotton cloth, not fitted or formed, less carload	3
337	Explosives, as described in and subject to the provisions of Item No. 520 of the Exception Sheet. Minimum weight 20,000 pounds	3
339	Flour, prepared, edible, manufactured from one or more of the articles included in List 1 (Grain), Item No. 652, or Rice Flour, Bean Flour, or Potato Flour, with more than 40% but no more than 80% of other ingredients. Minimum Weight 10,000 Pounds Minimum Weight 40,000 Pounds	90% of 4 B
340	Flowers, fresh, cut, less carload	1
350-A Cancels 350	Fruit, Dehydrated, Dried or Evaporated, as described under that heading in the Western Classification. (See Item No. 40) Less than carload Carload: Minimum Weight 30,000 pounds Minimum Weight 42,000 pounds	90% of 4 5 C
*355-A Cancels 355	Hay, Fodder, bean, cane, corn or pea, Leaves, cactus, dried, Straw, In Machine Pressed Bales Less than carload..... Carload: Minimum Weight 30,000 Pounds Minimum Weight 40,000 Pounds (1) Subject to Note 1 of Item No. 658. (2) Not applicable to the transportation of hay between points for which rates are provided in Item No. 658.	(1)4 (1)C (1)(2)D

#6 NOTE - Except as provided in paragraphs (d) and (e) of Note 1 of Item No. 658, one stop in transit for inspection and/or receipt of delivery instructions will be permitted in connection with each shipment, subject to a free time allowance of one hour for the stop. Charges for time in excess of one hour for the stop shall be assessed in accordance with the provisions of Items Nos. 140 and 145. Distances shall be computed via the transit point.

* Change)
Addition) Decision No. 60501
o Reduction)

EFFECTIVE SEPTEMBER 23, 1960

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 1049

Item No.	SECTION NO. 3	COMMODITY RATES (Continued) In Cents per 100 Pounds				
<p>HAY, IN MACHINE PRESSED BALES</p> <p>Column A - Rates apply to the Los Angeles-Artesia Territory. Column B - Rates apply to the Los Angeles-Artesia (San Fernando Intra-Territory). Column C - Rates apply to the San Diego Territory.</p> <p>*See Item No. 271, 271-2 and 271-3 for description of territories.</p>						
FROM		RATES (See Note 1)				
		Minimum Weight 10,000 Pounds				
		Column				
		A	B	C		
Barstow Territory		31	-	-		
Coachella Valley Territory		29	-	32		
Fresno Territory		45	-	-		
Imperial Valley Territory		37	-	29		
Lancaster Territory		26	20	-		
Merced Territory		52	-	-		
North Kern Territory		35	-	-		
Palo Verde		38	-	-		
Salton Sea Territory		33	-	32		
South Kern Territory		31	-	-		
Tulare Territory		39	-	-		
<p>NOTE 1.--(a) Rates include services of driver and one helper to perform loading, unloading or other accessorial services.</p>						
<p>ob (b) **</p>						
<p>(c) When baled hay or any other commodity subject to this item is picked up from several points in a single field, the point of origin of the composite shipment shall be deemed to be the point of pickup most distant from point of destination. An additional charge of 3½ cents per 100 pounds shall be assessed for picking up and loading baled hay from scattered points in the field.</p>						
<p>(d) Shipments into either the Los Angeles-Artesia or San Diego Territory, for which transportation charges are assessed upon a basis of a minimum weight of 30,000 pounds or more, may, upon order of consignee or consignor, be stopped once within either the Los Angeles-Artesia or San Diego Territory and, under the rates set forth above, be held in transit without being unloaded from carrier's equipment pending subsequent delivery.</p>						
<p>(e) When upon order of consignee or consignor, a shipment is stopped within either the Los Angeles-Artesia or San Diego Territory and held in transit without being unloaded from carrier's equipment, 48 hours free time (computed from the first 7:00 a.m. after time of arrival at point where shipment is held) will be allowed for furnishing to the carrier instructions to deliver the shipment to the point of destination where it is to be unloaded. The free-time period will be 96 hours, if the point of destination is located outside the territory within which the shipment was initially held in transit. A charge of \$26.00 will be assessed for each 24-hour period, or fraction thereof, that the carrier's equipment is detained subsequent to the free-time period specified herein. In computing time in accordance with these provisions, Sundays and legal holidays will be excluded.</p>						

* 658-K
Cancels
658-C

* Change)
o Increase)
o Reduction)
** Paragraph (b) eliminated)

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San Francisco, California.

Correction No. 1050