

**ORIGINAL**

Decision No. 68812

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation into the constructive mileages, and related rules and provisions of all common carriers, highway carriers and city carriers relating to the transportation of any and all commodities between all points in California (including, but not limited to, constructive mileages provided in the Distance Table).

Case No. 7024  
(Petition for Modification  
No. 9;  
Filed September 16, 1963)

OPINION AND ORDER

By this petition the California Trucking Association seeks the establishment of constructive mileages in certain areas in the vicinity of Bear River, Bowman Lake Junction, Nevada City (all in Nevada County) and Forest (Sierra County) due to the development of water-storage and hydro-electric power generating facilities in these areas. The petition asked that the constructive mileages be determined and incorporated in Distance Table No. 4, and that studies be made to develop similar revisions for future application to Distance Table No. 5. Since then Distance Table No. 4 was canceled in its entirety effective November 1, 1964.

The Commission staff has completed the requested study and has set forth the results in a document entitled "Report on the Constructive Mileages Between Certain Points in the Vicinity of Nevada City and Bowman Lake Junction (Nevada County) for Distance Table No. 5." That document is hereby received in evidence as Exhibit No. 9-1.

According to its report, the staff made a field study to evaluate grade, curvature, road width, road surface, sight distance, speed limits and prevailing traffic on existing roads. The staff

also contacted project supervisory personnel and investigated other roads in the area to determine the used and useful roads for access to the various project sites.

We therefore find that:

1. The constructive mileage distances set forth in Exhibit No. 9-1, in this proceeding, are reasonable and justified.

2. The publication of said constructive mileage distances in a supplement to Distance Table No. 5, when applied in conjunction with minimum rate tariffs subject thereto, will result in just, reasonable and nondiscriminatory minimum rates for transportation governed by said tariffs.

3. To the extent that the provisions of Distance Table No. 5 heretofore have been found to constitute reasonable rules, regulations and distances for common carriers as defined in the Public Utilities Code, the provisions of said distance table as herein modified are, and will be, reasonable provisions for said carriers.

4. To this same extent, existing rules, regulations and distances which are maintained by said common carriers for transportation within California are and, for the future, will be unreasonable, insufficient, and not justified by the actual competitive rates of competing carriers or by the cost of other means of transportation insofar as they are lower in volume or effect than those set forth in Distance Table No. 5, as hereinafter modified.

We conclude that Distance Table No. 5 should be amended to the extent provided in the order which follows. A public hearing is not necessary.

Therefore, good cause appearing,

IT IS ORDERED that:

1. Distance Table No. 5 (Decision No. 66578, as amended) is further amended by incorporating therein, to become effective May 8,

1965, Supplement No. 8 attached hereto and by this reference made a part hereof.

2. Tariff publications required to be made by common carriers as a result of the order herein may be made effective not earlier than the tenth day after the effective date of this order on not less than ten days' notice to the Commission and to the public and shall be made effective not later than May 8, 1965.

3. Common carriers are authorized to adopt Supplement No. 8 to Distance Table No. 5 as a basis for computing distances for use in applying distance rates in their common carrier tariffs for the transportation of:

- (a) commodities for which minimum rates have not been established, or
- (b) commodities which are subject to higher rates than, or more restrictive provisions than, the minimum rates or provisions otherwise applicable.

4. Common carriers, in establishing and maintaining the rules authorized hereinabove, are hereby authorized to depart from the provisions of Section 460 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the rules published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

5. In all other respects said Decision No. 66578, 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 20<sup>th</sup> day of MARCH, 1965.

Fredrick B. Hollaiff  
President

Ed. J. [unclear]

George L. Grover

Algerdon

William A. Berwick  
Commissioners

SUPPLEMENT NO. 8

(Cancels Supplements Nos. 5 and 6)

(Supplements Nos. 3, 4, 7 and 8 Contain All Changes)

TO

DISTANCE TABLE NO. 5

Decision No. 68812

EFFECTIVE MAY 8, 1965

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

PART I

#Constructive mileage distances between the locations specified below are, and for the future will be, as shown below and these mileage distances shall be used as bases in determining the constructive mileage distances from and to Bowman Lake Dam, Jackson Meadows Dam, Milton Reservoir, Scotts Flat Dam and Rollins Dam, as the case may be:

BETWEEN	AND	Constructive Mileage Distances
Junction Number 2370	(Bowman Lake Dam -----	32
	(Jackson Meadows Dam -----	51
	(Milton Reservoir -----	58
Lake Spaulding Road Junction	(Bowman Lake Dam -----	23
	(Jackson Meadows Dam -----	42
	(Milton Reservoir -----	49
Webber Lake Junction	(Jackson Meadows Dam -----	24
	(Milton Reservoir -----	31
	(Bowman Lake Dam -----	43
Bowman Lake Junction	(Bowman Lake Dam -----	11
	(Jackson Meadows Dam -----	24
	(Milton Reservoir -----	31
Nevada City	Scotts Flat Dam -----	12
Junction Number 2370	Scotts Flat Dam -----	16
Chicago Park	Rollins Dam -----	2

(1) Constructive mileage distances between the locations specified below are, and for the future will be, as shown below and these mileage distances shall be used as bases in determining the constructive mileage distances from and to Ralston Power Plant, Middle Fork Power Plant, Duncan Creek Dam, French Meadows Dam, Long Canyon Dam, Hell Hole Dam, and French Meadows Power Plant, as the case may be:

Between Foresthill and:	Constructive Mileage Distances
Ralston Power Plant -----	22
Middle Fork Power Plant -----	45
Duncan Creek Dam -----	53
French Meadows Dam -----	55
Long Canyon Dam -----	61
Hell Hole Dam -----	71
French Meadows Power Plant -----	72

# Addition

PART 2

CORRECTION TO MAP NO. 5

(2) The distances along the route between Junction Number 5717 and Birds Landing and between Birds Landing and Collinsville shown on Map No. 5, F-12, as being 14 and 11 constructive miles, respectively, should be changed to indicate that the distances along such route are 6 constructive miles between Junction Number 5717 and Birds Landing and 5 constructive miles between Birds Landing and Collinsville.

- (1) Reissued From Supplement No. 6
- (2) Reissued From Supplement No. 5

The End