

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

THEODORE ALBERT BOLLIG, PLATTEVILLE, )  
COLORADO. )  
-----)

PERMIT NO. M-6023

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

\_\_\_\_\_  
Theodore Albert Bollig

requesting that Permit No. M-6023 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. 6023, heretofore issued to \_\_\_\_\_

\_\_\_\_\_  
Theodore Albert Bollig be,

and the same is hereby, declared cancelled effective February 4, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\_\_\_\_\_  
Joseph F. Higgins  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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RE MOTOR VEHICLE OPERATIONS OF)  
DON A. GRACE, DOING BUSINESS AS )  
"COUNTRY CLUB TRAILER SALES", 2823 )  
GREENWOOD STREET, PUEBLO, COLORADO. )  
----- )

PERMIT NO. M-6567

-----  
March 4, 1957  
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STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

\_\_\_\_\_  
Don A. Grace, dba Country Club Trailer Sales

requesting that Permit No. M-6567 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

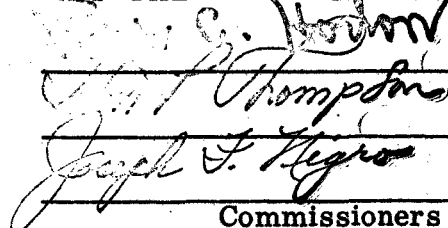
THE COMMISSION ORDERS:

That Permit No. M-6567, heretofore issued to \_\_\_\_\_

\_\_\_\_\_  
Don A. Grace, dba Country Club Trailer Sales be,

and the same is hereby, declared cancelled effective February 14, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

RAY CASTNER, 948 LIPAN STREET,  
DENVER 4, COLORADO.

PERMIT NO. M-7555

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Ray Castner

requesting that Permit No. M-7555 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7555, heretofore issued to \_\_\_\_\_

Ray Castner

be,

and the same is hereby, declared cancelled effective February 9, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*John P. Thompson*  
*Joseph F. Higgins*  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 195 7

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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RE MOTOR VEHICLE OPERATIONS OF)  
BERNARD AND VIRGINIA ALLEN,  
OTIS, COLORADO.

PERMIT NO. M-7588

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Bernard and Virginia Allen

requesting that Permit No. M-7588 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7588, heretofore issued to \_\_\_\_\_

Bernard and Virginia Allen

be,

and the same is hereby, declared cancelled effective February 9, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Joseph F. Higgins  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

)  
DONALD J. SHAW, DOING BUSINESS AS )  
SUNRISE BAKERY, 130 NORTH 3RD STREET, )  
STERLING, COLORADO. )  
-----)

PERMIT NO. M-7606

-----  
March 4, 1957  
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STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

\_\_\_\_\_  
Donald J. Shaw, dba Sunrise Bakery

requesting that Permit No. M-7606 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7606, heretofore issued to \_\_\_\_\_

\_\_\_\_\_  
Donald J. Shaw, dba Sunrise Bakery be,

and the same is hereby, declared cancelled effective November 14, 1956.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\_\_\_\_\_  
Joseph F. Thompson  
\_\_\_\_\_  
Joseph F. Nigro  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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RE MOTOR VEHICLE OPERATIONS OF)

LEE SWEANEY, GRANADA, COLORADO.

PERMIT NO. M-7650

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Lee Sweaney

requesting that Permit No. M-7650 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7650, heretofore issued to \_\_\_\_\_

Lee Sweaney be,

and the same is hereby, declared cancelled effective February 17, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Joseph J. Higgins*  
*John C. Thompson*  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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RE MOTOR VEHICLE OPERATIONS OF)  
RALPH L. BRIAR AND HAROLD WRIGHT, )  
DOING BUSINESS AS "TRIANGLE DIAMOND )  
RANCH", BOX 296, PAGOSA SPRINGS, )  
COLORADO. )  
----- )

PERMIT NO. M-8144

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Ralph L. Briar and Harold Wright, dba Triangle Diamond Ranch

requesting that Permit No. M-8144 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8144, heretofore issued to \_\_\_\_\_

Ralph L. Briar and Harold Wright, dba Triangle Diamond Ranch be,

and the same is hereby, declared cancelled effective February 2, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Joseph F. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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RE MOTOR VEHICLE OPERATIONS OF)

I. B. HILL, DOING BUSINESS AS  
"HILL'S", 421 EAST 3RD STREET,  
ORDWAY, COLORADO.-----)

)  
)  
) PERMIT NO. M-8289  
)  
)

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

\_\_\_\_\_  
I. B. Hill, dba Hill's

requesting that Permit No. M-8289 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8289, heretofore issued to \_\_\_\_\_

\_\_\_\_\_  
I. B. Hill, dba Hill's be,

and the same is hereby, declared cancelled effective January 28, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Raymond G. Gordon  
John P. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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RE MOTOR VEHICLE OPERATIONS OF)  
LOU D. DUBRAVAC DOING BUSINESS AS )  
"SOUTH BROADWAY AUTO SALES", )  
745 SOUTH BROADWAY, DENVER 9, COLORADO. )  
----- )

PERMIT NO. M-8418

-----  
March 4, 1957  
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STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

\_\_\_\_\_  
Lou D. Dubravac dba South Broadway Auto Sales

requesting that Permit No. M-8418 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8418, heretofore issued to \_\_\_\_\_

\_\_\_\_\_  
Lou D. Dubravac dba South Broadway Auto Sales be,

and the same is hereby, declared cancelled effective February 1, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Johnson  
John Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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RE MOTOR VEHICLE OPERATIONS OF)

JAMES W. FENNELL, DOING BUSINESS AS )  
"JIMMY FENNELL MOTORS", 6800 EAST )  
COLFAX AVENUE, DENVER 20, COLORADO. )  
-----)

PERMIT NO. M-8507

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

James W. Fennell, dba Jimmy Fennell Motors

requesting that Permit No. M-8507 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8507, heretofore issued to \_\_\_\_\_

James W. Fennell, dba Jimmy Fennell Motors

be,  
and the same is hereby, declared cancelled effective December 31, 1956.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*[Signature]*  
\_\_\_\_\_  
*[Signature]*  
\_\_\_\_\_  
Commissioners

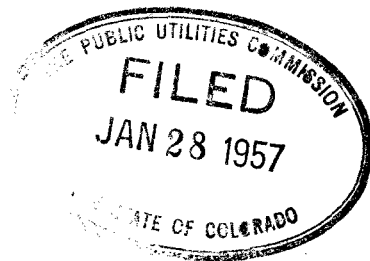
Dated at Denver, Colorado,

this 4th day of March, 1957

4060 Elati Street,  
Denver 16, Colorado.

January 24, 1957

To the Public Utilities Commission,  
State Office Building,  
Denver 2, Colorado.



C.M.C.A. APPLICATION NO. 87  
BARLOW'S SERVICE, INC., APPLICATION NO. 5  
M & M OIL & TRANSPORTATION, INC., APPLICATION NO. 2  
MELTON TRANSPORT COMPANY APPLICATION NO. 1  
R. B. "DICK" WILSON, INC., APPLICATION NO. 5

The Colorado Motor Carriers' Association, as agent, for and on behalf of carriers parties to its tariff Colo. P.U.C. No. 8, jointly with Barlow's Service, Inc., M & M Oil & Transportation, Inc., Melton Transport Company and R. B. "Dick" Wilson, Inc., do hereby petition the Public Utilities Commission of the State of Colorado that they be permitted to publish the following tariff changes to become effective one day after the filing thereof with the Public Utilities Commission:

Publish a 5% increase in all rates for the transportation of petroleum and petroleum products, in bulk in tank vehicles.

Your petitioners represent that the proposed tariff changes will be published in the Colorado Motor Carriers' Association's Motor Freight Tariff No. 7, Colo. P.U.C. No. 8, Barlow's Service, Inc., Motor Freight Tariff No. 4, Colo. P.U.C. No. 4, M & M Oil & Transportation, Inc., Motor Freight Tariff No. 1, Colo. P.U.C. No. 1, Melton Transport Company's Motor Freight Tariff No. C-3, Colo. P.U.C. No. 2, and R. B. "Dick" Wilson, Inc., Motor Freight Tariff No. C-3, Colo. P.U.C. No. 3.

Your petitioners base this application upon the following facts which present certain special circumstances and conditions relied upon as justifying the request herein made:

Your petitioners represent that the increases in their cost of operation represented by the following additional taxes more than justify the proposed 5% increase in freight rates:

.0008¢ per ton mile tax based on the weight of the vehicle and the distance traveled in Colorado; (1)

\$1.50 per 1,000 pounds annual federal highway use tax applicable to all vehicles having a gross weight in excess of 26,000 pounds; (2)

1¢ per gallon increase in the federal tax on motor fuels; (2)

3¢ per pound increase in the federal tax on new tires; (2)

A new federal tax of 3¢ per pound on camelback used in recapping and retreading tires for use by highway vehicle; (2)

An increase of 2% in the federal excise tax on new equipment. (2)

The increased taxes referred to above have been absorbed since their effective date by your petitioners who have effected all economies possible in the conduct of our operations in an effort to avoid the necessity of increasing our freight rates.

Your petitioners further represent that the continuing rise in the cost of all of the items and services utilized by the for-hire motor vehicle carriers in the conduct of their businesses makes it imperative that they receive additional revenue if they are to continue to render the prompt, efficient and reliable transportation service to which the shipping public has become accustomed.

Your petitioners further represent that a substantial number of motor vehicle carriers, representing a cross section of the industry, will appear at time of hearing to present evidence and testimony in support of this application

(1) Effective April 1, 1955

(2) Effective July 1, 1956



Wherefore, in order that the motor vehicle carriers may not be unduly delayed in securing the additional revenue necessary for their businesses, your petitioners respectfully pray that this Honorable Commission set this matter for public hearing at the earliest date possible.

Respectfully submitted,

COLORADO MOTOR CARRIERS' ASSOCIATION

---

J. R. Smith, Chief of Tariff Bureau

BARLOW'S SERVICE, INC.

---

R. E. Nixon, Traffic Manager

M & M OIL & TRANSPORTATION, INC.

---

S. A. Markley, President

MELTON TRANSPORT COMPANY

---

D. S. Eno, Traffic Representative

R. B. "DICK" WILSON, INC.

---

D. S. Smith, Traffic Manager

original

(Decision No. 47410)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
BEN A ROMERO, 616 MARIPOSA STREET, )  
DENVER, COLORADO, FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY ) APPLICATION NO. 15047  
TO OPERATE AS A COMMON CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
- - - - - )

- - - - -  
February 28, 1957  
- - - - -

Appearances: Ben A. Romero, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the instant application filed January 23, 1957,  
Ben A. Romero, 616 Mariposa Street, Denver, Colorado, seeks a  
certificate of public convenience and necessity authorizing  
transportation of trash from point to point within the city  
limits of the City of Denver, Colorado.

The application was assigned for hearing before Examiner  
Joseph W. Hawley, at 330 State Office Building, Denver, Colorado,  
on February 19, 1957, at nine o'clock A. M., with due notice to  
all interested parties, and was there heard and taken under advise-  
ment. The Examiner has submitted his Report of the proceedings.

It appears from the Report of the Examiner that appli-  
cant testified that he has transported trash from point to point  
within the city of Denver, Colorado, for the past seven years,  
and this application was filed for the purpose of establishing  
his "Grandfather Rights."

Applicant's net worth is \$15,000 and he owns and operates  
a 1951 Chevrolet two-ton truck with dump body. During the time he  
has operated he has obtained appropriate trash hauling licenses  
from the proper Denver authorities, and has been, and is now,

serving 50 regular customers within the city of Denver. He was conducting the operation referred to prior to, up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over the operations of common carriers by motor vehicle for hire in home-rule cities, such as Denver, and has established his "Grandfather Rights" to the certificate sought.

No one appeared in opposition to the granting of the instant application, and applicant's operating experience and financial stability were established and found to be adequate.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That public convenience and necessity require the granting of the proposed motor vehicle common carrier service of applicant.

### O R D E R

#### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of Ben A. Romero, 616 Mariposa Street, Denver, Colorado, for the transportation of trash from point to point within the city limits of Denver, Colorado, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe and Jefferson, State of Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from  
date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Horton  
John P. Thompson  
Joseph I. Negro  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of February, 1957.

ea

final  
(Decision No. 47411)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
HOBSON RAND, 2655 RACE STREET, )  
DENVER, COLORADO, FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY )  
TO OPERATE AS A COMMON CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
----- )

APPLICATION NO. 15046

-----  
February 28, 1957  
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Appearances: Hobson Rand, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the instant application filed January 22, 1957,  
Hobson Rand, 2655 Race Street, Denver, Colorado, seeks a cer-  
tificate of public convenience and necessity authorizing trans-  
portation of trash, ashes and rubbish from point to point within  
the Metropolitan Area of Denver, Colorado.

The application was assigned for hearing before Examiner  
Joseph W. Hawley, at 330 State Office Building, Denver, Colorado,  
on February 19, 1957, at nine o'clock A. M., with due notice to  
all interested parties, and was there heard and taken under advise-  
ment. The Examiner has submitted his Report of the proceedings.

It appears from the Report of the Examiner that appli-  
cant testified that he has been transporting trash, ashes and  
rubbish from point to point within the City of Denver, Colorado,  
for the past 18 years, and this application was filed for the  
purpose of establishing his "Grandfather Rights."

Applicant's net worth is \$15,000, and he owns and operates  
a 1945 Chevrolet two-ton truck with dump body. During the time he  
has operated he has obtained appropriate trash hauling licenses

from the proper Denver authorities, and has been, and is, serving 300 customers within the city of Denver. He was conducting the operation referred to prior to, up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over the operations of common carriers by motor vehicle for hire in home-rule cities, such as Denver, and has established his "Grandfather Rights" to the certificate sought.

No one appeared in opposition to the granting of the instant application.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That public convenience and necessity require the granting of the proposed motor vehicle common carrier service of applicant.

### O R D E R

#### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

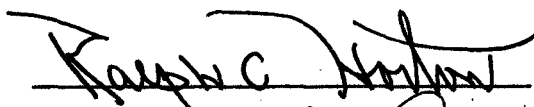


That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of Hobson Rand, 2655 Race Street, Denver, Colorado, for the transportation of trash, ashes and rubbish from point to point within the city limits of the City of Denver, Colorado, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe and Jefferson Counties, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from  
date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
THE WEICKER TRANSFER & STORAGE COM- )  
PANY, 1700 FIFTEENTH STREET, DENVER, )  
COLORADO, FOR AUTHORITY TO TRANSFER ) APPLICATION NO. 15020-Transfer  
PUC NO. 8 AND PUC NO. 8-I TO CENTEN- )  
NIAL TRUCK LINES, INC., 1700 FIF- )  
TEENTH STREET, DENVER, COLORADO. )  
-----)

-----  
February 28, 1957  
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Appearances: R. B. Danks, Esq., Denver,  
Colorado, for Applicants;  
A. J. Fregeau, Denver, Colo-  
rado, for The Weicker  
Transfer & Storage Company;  
Kenneth Williamson, Golden,  
Colorado, for Westway  
Motor Freight.

S T A T E M E N T

By the Commission:

Applicant herein, The Weicker Transfer & Storage Company,  
Denver, Colorado, is the owner and operator of PUC No. 8 and PUC  
No. 8-I, with authority as follows:

Motor freight transportation line between  
Denver and Greeley and intermediate points;

transportation of freight and express to  
Kersey via Greeley;

transportation service to Ault and points  
intermediate Greeley and Ault;

transportation of freight and express be-  
tween Pueblo and Rocky Ford and all inter-  
mediate points;

transportation of freight and express from  
Rocky Ford to Lamar and all intermediate  
points along the Public Highway known as  
the Santa Fe Trail and all points located  
within a distance of approximately one (1)  
mile north and south thereof, including  
the towns of Wiley and McClave, but not  
from Pueblo to Las Animas or from Las Animas  
to Pueblo;



transportation of petroleum and petroleum products, automobile accessories and tires only, between Denver and Colorado Springs and intermediate points;

transportation of freight and express between Denver, Colorado Springs, Pueblo and intermediate points;

transportation of freight and express (a) from Trinidad to Jansen, Sopris-Plaza, Sopris, Madrid, Valdez, Segundo (new), Segundo (old) and Primero; (b) from Trinidad to Ludlow, Cedar Hill, Tobasco, Berwin, Tollerburg and Vallerse, all of which points are in Las Animas County; (c) from Trinidad to Aguilar, Rugby, Rugby Camp, Rapson, Rouse, Lester, Pryor, Ideal, Ravenwood and Farr, Walsen and Walsenburg, all of which points are in Las Animas and Huerfano Counties;

transportation of freight and express from Trinidad to Jansen, Sopris-Plaza, Sopris, Madrid, Valdez, Segundo (new), Segundo (old), and Primero, all of which points are in Las Animas County;

transportation of freight from Pueblo to Brantzell's Store, Hatchett Cattle Ranch, Crow's Store, Rye, Greenhorn, Toltec, Pictou, Maitland, Gordon, Del Carbon, Strong, Kibler, Alamo, Farr, Ravenwood, Ideal, Pryor, Lester, and Rouse, and return;

transportation of freight, baggage and express between Manitou and Colorado Springs and intermediate points;

motor freight operations from Colorado Springs to Broadmoor to transport such freight and express only as originate at or is destined to points on the route now served by applicant;

transportation of livestock, farm produce and full loads of implements or machinery into Denver from points east of Lamar, including Holly and Walsh and intermediate points and from farms within a radius of twenty (20) miles thereof, situated east of an imaginary line running north and south through Lamar for the transportation of full loads of tankage, mill feed, and potatoes from Denver into said above territory and for full loads of canned goods originating in Brighton and consigned to said above described territory;

transportation of freight, interstate commerce only, from Brighton and intermediate points to the Colorado-Kansas state line via Highway 85 to Pueblo and from Pueblo via Highway 50 to said line and on the return trip from the Colorado-Kansas state line via Highway 50 to Holly, thence over Highway 89, 118 and 100 to Springfield;

transportation of freight from Pueblo to points east of Lamar to Holly between Holly and Walsh and intermediate points and between Holly and the Colorado-Kansas state line on Mondays and Thursdays of each week, only;

transportation of freight between Lamar and Holly and intermediate points, between Holly and Walsh and intermediate points, and between Holly and the Colorado-Kansas state line;

transportation of freight between Pueblo and Walsenburg and intermediate points;

transportation of freight and express in interstate commerce only, between Denver and the Colorado-Kansas state line over U. S. Highway 24, 40, and 50; and

transportation of freight and express between Denver and Pueblo and the Colorado-New Mexico state line at a point where U. S. Highway 85 crosses the same, all in interstate commerce.

Application 1101-AA approves lease of authority to Union Delivery Co., of Greeley, Colorado, which covers the territory between Greeley, Colorado, and Ault and Kersey, Colorado, and intermediate points.

By the instant application filed January 2, 1957, the applicant seeks authority to transfer PUC No. 8 and PUC No. 8-I to Centennial Truck Lines, Inc., Denver, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, February 6, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

Mr. Hubert Work, Treasurer of the Transferee; Mr. A. J. Fregeau, Manager of the transportation division of the Transferor; and Mr. Jack Grunwald, President of the Transferee, testified in support of the application. There was no testimony in protest.

It appears from the evidence that the Transferor is presently engaged in two types of operation, one a common carrier

call and demand radial authority; the other, which is now sought to be transferred, is essentially a scheduled line-haul common carrier service, although some minor radial authority is associated with the line-haul authority. The total price for the authority, and including an associated interstate operating authority, is \$160,000. The transferee is also buying certain office furniture and equipment and motor equipment, the price of which is not finally settled, but is to be determined in manner set forth in an agreement introduced in evidence. There will be no financial relationship or relationship of business control between the two parties, except that the transferee intends to use the transferor's docking facilities at various towns in connection with its operation, and may hire the services of the transferor for pickup and delivery on some occasions. No local transportation service within any community will be performed by the transferee, except where the commodity picked up or delivered has had or will have a prior or subsequent movement outside the community upon the line-haul service of the transferee.

The transferee Colorado corporation, newly organized, has no other carrier authority. The three stockholders have no financial or other interest in any other carrier authority. The President has ten years experience in local cartage service in the Denver area and appears to be well qualified to supervise the transferee's proposed operation. Stockholders are committing \$110,000 of their own money, in addition to their credit, to the success of this operation. It is proposed to retain substantially the personnel presently engaged in the operation and the same equipment. No radical departure from the existing operation is presently planned. It appears that the transferee corporation has the finances, equipment and personnel successfully to carry on the existing operation without detriment to the public.

The parties seek approval of a mortgage of the authorities in an amount sufficient to secure the payment of the difference between the final purchase price and the amounts paid and to be paid at the time of consummation of the transaction. No reason appears why this should not be done, but no form of mortgage setting forth the terms and conditions of mortgage in detail has been filed and we are, therefore, not presently in a position to determine whether the form of the mortgage is compatible with the public interest. Action will be deferred upon the approval of the mortgage pending receipt of conformed copy of the instrument finally signed.

The parties also ask that the transfer, if approved, be approved only as of the date that the Interstate Commerce Commission approves transfer of related interstate authority. No reason appears why the transfer should not be approved on this basis; the transferor will be directed to file a copy of the order of the Interstate Commerce Commission when entered, so that our file in the matter may then be closed.

#### F I N D I N G S

##### THE COMMISSION FINDS:

The above and foregoing Statement is, by reference, incorporated herein.

That the proposed transfer is compatible with the public interest, and should be authorized, subject to outstanding indebtedness, if any.

That the approval of the mortgage, referred to in the above Statement, should be deferred pending the receipt of a conformed copy of said mortgage.

#### O R D E R

##### THE COMMISSION ORDERS:

That The Weicker Transfer & Storage Company, Denver, Colorado, should be, and it is hereby, authorized to transfer all

its right, title and interest in and to PUC No. 8 and PUC No. 8-I -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Centennial Truck Lines, Inc., Denver, Colorado, subject to payment of outstanding indebtedness against said certificates, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission upon proper application.

The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

That transfer of interstate operating rights herein authorized is subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

That the transfer is approved only subject to and as of the date of the approval by the Interstate Commerce Commission of the transfer of the related interstate authority, Certificate MC-59800, and the transferee should be, and hereby is, directed to file with the Commission a copy of such approval when received.

That the consideration of approval of the mortgage described is deferred, pending the receipt of a conformed copy of said mortgage, duly signed.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Hinton  
John P. Thompson  
Joseph F. Negro  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of February, 1957.

ea

original

(Decision No. 47413)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
A. T. BURBRIDGE TRUCK, INC., 1212 - )	
10TH STREET, GREELEY, COLORADO, FOR )	
AUTHORITY TO EXTEND OPERATION OF )	<u>APPLICATION NO. 15039-PP-Extension</u>
PERMIT NO. A-20. )	
----- )	

-----  
February 28, 1957  
-----

Appearances: Southard and Southard, Esqs.,  
Greeley, Colorado, for  
Applicant.

S T A T E M E N T

By the Commission:

Applicant above-named owns Private Permit No. A-20 authorizing the transportation of freight between Denver and Eaton, Colorado, and intermediate points, over U. S. Highway No. 85; extended to include the transportation of water well supplies, water well equipment and pipeline materials to be used in connection with the drilling and operation of water wells only, from Denver to Greeley, Colorado; the area to be served expanded and enlarged to include all points within a five-mile radius of Greeley, Colorado, service in said area to be limited to the transportation of freight involving a prior or subsequent movement over its presently-established routes.

By the instant application filed December 14, 1956, the permit owner asks that the area authorized to be served under said permit be expanded and enlarged to include all points within a five-mile radius of Denver, Colorado, and all points within a five-mile radius of all intermediate cities, towns and shipping points north from Denver, to and including Eaton, Colorado, over U. S. Highway No. 85.

The application was assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Greeley, Colorado, February 14, 1957, at ten o'clock A. M., with due notice to all interested parties, and was there heard and taken under advisement. The Examiner has submitted his Report of the proceedings.

It appears from the Examiner's Report that the pertinent evidence to be considered is that relative to the proposed expansion and enlargement of the area to be served under the permit, to include all points within a five-mile radius of all intermediate cities, towns and shipping points north from Denver, to and including Eaton, Colorado, over U. S. Highway No. 85. The only evidence offered was as to the proposed expansion in the Eaton, LaSalle and Denver areas.

Clifford M. Burbridge, lessee of applicant, testified that he has one customer, a storekeeper two blocks outside the city limits of Eaton in an area known as "Ragtown," with a population of between 1,000 and 1,500 persons. This customer did not appear to testify as to the need of applicant's service, and under the policy heretofore adopted by the Commission, the mere desire of applicant to serve one customer in this heavily populated area cannot be considered proof of need for the service, either on the part of the one customer or of the entire area lying within a five-mile radius of Eaton, and the application, so far as it applies to this area, must be dismissed.

One customer only, the operator of a packing plant near LaSalle, appeared in support of the application so far as it affects the area within a five-mile radius of LaSalle. He is now being served by applicant once or twice a week. No evidence was given as to the population that would be served by the proposed enlargement included in this area but the testimony of one witness to support the proposed service in this entire area is hardly sufficient.



No proof was offered by applicant of inadequate service by common carriers with authority to operate within the Eaton and LaSalle areas. This applicant is a private carrier and, as suggested by the Examiner, should it file an application for extension of authority under its permit to serve the one customer in the Eaton area and the one customer in the LaSalle area, the application would receive appropriate action by the Commission.

The testimony in support of the proposed enlargement of authority to include the area within a five-mile radius of Denver is more complete. It is common knowledge that many wholesale plants and suppliers have moved beyond the city limits of Denver. Mr. Burbridge testified he has customers requiring shipments for these wholesalers and suppliers to points on the company's presently-authorized lines. A Ford dealer and authorized Ford auto rebuilder for the Denver District, operates a plant in Greeley. Applicant has served this company for the past nine years transporting auto parts and such products as oils, rebuilding paper and Ford engines from Denver and vicinity to Greeley, and handling shipments from Greeley consigned to Arvada, Lakewood, and other points within the five-mile radius of Denver. At present, these shipments all are unloaded at applicant's Denver dock and called for by consignees, and it would be more convenient for all parties concerned, and in the public interest, for these shipments to be made direct to the customers. Further, the paper products used at the Greeley plant are purchased from the Inland Paper and Box Company which is located outside the city limits of Denver. The Commission is of the opinion that applicant should be authorized to serve this Denver area.

No evidence was given as to service needed or requested within the radius of five miles of any city, town or shipping points on U. S. Highway No. 85 between Denver and Eaton other than the testimony above reviewed.

6

F I N D I N G S

THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That the area to be served by applicant under Private Permit No. A-20 should be expanded and enlarged to include all points within a five-mile radius of Denver, Colorado, service in said area to be limited to the transportation of freight involving a prior or subsequent movement over applicant's presently-established routes.

That, in all other respects, the instant application should be denied.

O R D E R

THE COMMISSION ORDERS:


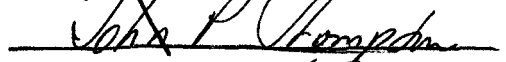

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and the same is hereby, approved.

That A. T. Burbridge Truck, Inc., Greeley, Colorado, should be, and is hereby, authorized to extend operations under Private Permit No. A-20 to include all points within a five-mile radius of Denver, Colorado, service in said area to be limited to the transportation of freight involving a prior or subsequent movement over applicant's presently-established routes.

That, in all other respects, the instant application should be, and is hereby, denied.

This Order is made part of the permit granted to applicant, and shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )	
H. H. GRASMICK, JR., BOX 214, )	PERMITS NOS. B-4735
SUGAR CITY, COLORADO. )	M-9862
----- )	(CASE NO. 79520-INS.)

-----  
February 28, 1957  
-----

S T A T E M E N T

By the Commission:

On January 29, 1957, in Case No. 79520-Ins., the Commission entered an order revoking Permits Nos. B-4735 and M-9862 for failure to keep on file the required certificates of insurance.

Insurance was in effect, however, but through neglect of the agent, was not filed in time to stop the revocation of the permits. Proper insurance filing has now been made and the insurance is in order without lapse.

F I N D I N G S

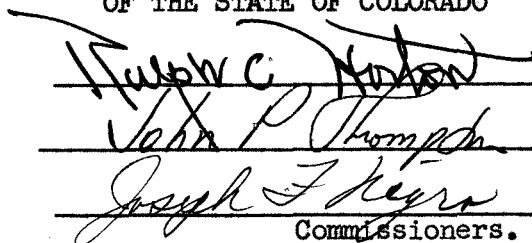
After careful consideration of the record and the files, the Commission is of the opinion, and finds, that our revocation order entered in Case No. 79520-Ins., should be cancelled and set aside, and said Permits Nos. B-4735 and M-9862 restored to their former status.

O R D E R

THE COMMISSION ORDERS:

That revocation order entered on January 29, 1957, in Case No. 79520-Ins. should be, and it hereby is, cancelled and set aside, and said Permits Nos. B-4735 and M-9862 restored to their former status as of January 29, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of February, 1957.  
ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
J. G. SCHAFER, DOING BUSINESS AS )  
"J. G. SCHAFER WATER SERVICE," 500 )  
LOCUST, FT. COLLINS, COLORADO. )  
----- )

PERMIT NO. M-8840

-----  
March 4, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

J. G. Schafer dba "J. G. Schafer Water Service"

requesting that Permit No. M-8840 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

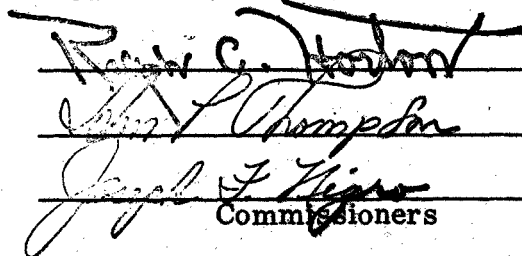
THE COMMISSION ORDERS:

That Permit No. M-8840, heretofore issued to \_\_\_\_\_

J. G. Schafer dba "J. G. Schafer Water Service" \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective February 24, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

CHARLES L. JONES, 668 6TH AVENUE,  
DURANGO, COLORADO.

PERMIT NO. M-9556

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Charles L. Jones

requesting that Permit No. M-9556 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9556, heretofore issued to \_\_\_\_\_

Charles L. Jones \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective October 31, 1956.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Frank C. [Signature]*  
*John L. Thompson*  
*Joseph F. [Signature]*  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
ESTHER G. GOSS, DOING BUSINESS AS )  
"MODERN OFFICE SUPPLY," 1932 14TH ST.)  
BOULDER, COLORADO. )  
----- )

PERMIT NO. M-9691

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Esther G. Goss, dba "Modern Office Supply"

requesting that Permit No. M-9691 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER


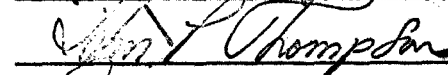

THE COMMISSION ORDERS:

That Permit No. M-9691, heretofore issued to \_\_\_\_\_

Esther G. Goss dba "Modern Office Supply" be,

and the same is hereby, declared cancelled effective January 31, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
SOUTH SIDE GRAVEL CO., 3385 SOUTH )  
BANNOCK STREET, ENGLEWOOD, COLORADO. )  
\_\_\_\_\_ )

PERMIT NO. M-9765

\_\_\_\_\_  
March 4, 1957  
\_\_\_\_\_

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
South Side Gravel Co.

requesting that Permit No. M-9765 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9765, heretofore issued to \_\_\_\_\_  
South Side Gravel Co. \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective February 1, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
JOHN GOODWIN DOING BUSINESS AS )  
"GOODWIN FURNITURE CO.", BOX 744, )  
PAONIA, COLORADO. )  
----- )

PERMIT NO. M-10291

-----  
March 4, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
John Goodwin dba Goodwin Furniture Co.

requesting that Permit No. M-10291 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10291, heretofore issued to \_\_\_\_\_  
John Goodwin dba Goodwin Furniture Co. \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective February 26, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

ma



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
URSULA C. FAHEY, DOING BUSINESS AS )  
"STEEL SALESMAN CO., 4526 EAST 19TH )  
AVENUE, DENVER, COLORADO. )  
----- )

PERMIT NO. M-10436

-----  
March 4, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Ursula C. Fahey dba Steel Salesman Co.

requesting that Permit No. M-10436 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10436, heretofore issued to \_\_\_\_\_

Ursula C. Fahey dba Steel Salesman Co. \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective December 6, 1956.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ray C. Horn  
John P. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
JOHN SUTAK, DOING BUSINESS AS )  
"SUTAK'S PEANUTS," 425 WEST )  
CUCHARRAS, COLORADO SPRINGS, COLORADO. )  
----- )

PERMIT NO. M-10456

-----  
March 4, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
John Sutam dba Sutam's Peanuts

requesting that Permit No. M-10456 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10456, heretofore issued to \_\_\_\_\_  
John Sutam dba Sutam's Peanuts \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective February 6, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Robert C. Hodson*  
*John Thompson*  
*Joseph F. Negro*  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
EDWARD J. NEIGER, WARDCREST PARK, )  
PINE, COLORADO. )

PERMIT NO. M-10652

March 4, 1957

## STATEMENT

**By the Commission:**

The Commission is in receipt of a communication from \_\_\_\_\_  
Edward J. Neiger

requesting that Permit No. M-10652 be cancelled.

## FINDINGS

### THE COMMISSION FINDS:

That the request should be granted.

## ORDER

**THE COMMISSION ORDERS:**

That Permit No. M-10652, heretofore issued to \_\_\_\_\_  
Edward J. Neiger \_\_\_\_\_ be.

and the same is hereby, declared cancelled effective January 20, 1957

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Roger C. Burdon  
 John Thompson  
 Joseph F. Negro  
 Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
CLAIR TROUTWINE, 211 SOUTH BRYANT )  
STREET, DENVER 19, COLORADO. )  
 )  
 )  
----- )

PERMIT NO. M-10776

-----  
March 4, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Clair Troutwine

requesting that Permit No. M-10776 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10776, heretofore issued to \_\_\_\_\_

Clair Troutwine \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective January 28, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*W. C. Holm*  
\_\_\_\_\_  
*John P. Thompson*  
\_\_\_\_\_  
*Joseph F. Negro*  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

JOHN B. HART, 9663 WEST COLFAX,  
LAKEWOOD 15, COLORADO.

PERMIT NO. M-10801

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
John B. Hart

requesting that Permit No. M-10801 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10801, heretofore issued to \_\_\_\_\_  
John B. Hart \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective January 2, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*W. C. Holm*  
*W. Thompson*  
*Joseph L. Negro*  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
R. R. AND VIOLET SANNS, DOING )  
BUSINESS AS " R. R. SANNS LUMBER CO." )  
DILLON, COLORADO. )  
----- )

PERMIT NO. M-10962

-----  
March 4, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
R. R. and Violet Sanns dba R. R. Sanns Lumber Co.

requesting that Permit No. M-10962 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10962, heretofore issued to \_\_\_\_\_  
R. R. and Violet Sanns dba R. R. Sanns Lumber Co. be,  
and the same is hereby, declared cancelled effective September 3, 1956

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Thompson  
John P. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 4TH day of March, 1957

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
VITRO URANIUM COMPANY A DIVISION OF )  
VITRO CORPORATION OF AMERICA, )  
600 WEST 3300 SOUTH, SALT LAKE CITY, )  
UTAH. )  
-----)

PERMIT NO. M-10964

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Vitro Uranium Co. a Div. of Vitro Corp. of America

requesting that Permit No. M-10964 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10964, heretofore issued to \_\_\_\_\_

Vitro Uranium Co. a Div. of Vitro Corp. of America be,

and the same is hereby, declared cancelled effective January 8, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Gordon  
John T. Thompson  
Joseph F. Higgs  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
WILLIAM J. BOYD, 1208 EAST RIO )  
GRANDE, COLORADO SPRINGS, COLORADO. )  
\_\_\_\_\_ )

PERMIT NO. M-11053

\_\_\_\_\_  
March 4, 1957  
\_\_\_\_\_

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

William J. Boyd

requesting that Permit No. M-11053 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11053, heretofore issued to \_\_\_\_\_

William J. Boyd \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective January 31, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Johnson  
John P. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
EDNA CUNNINGHAM AND MAURICE L. )  
ERICKSON, DOING BUSINESS AS "EDNA )  
CUNNINGHAM TRUCKING, 319 BURLINGTON, )  
HOLDREGE, NEBRASKA. )  
-----)

PERMIT NO. M-11172

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Edna Cunningham and Maurice L. Erickson dba Edna Cunningham Trucking

requesting that Permit No. M-11172 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

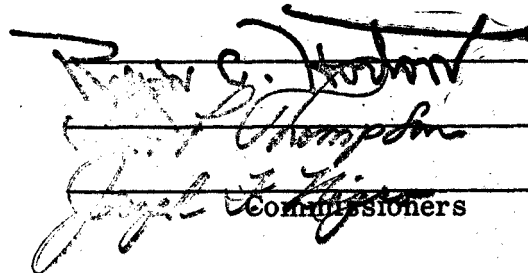
THE COMMISSION ORDERS:

That Permit No. M-11172, heretofore issued to \_\_\_\_\_

Edna Cunningham and Maurice L. Erickson dba Edna Cunningham Trucking be,

and the same is hereby, declared cancelled effective February 21, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
WAYNE L. DISNEY DOING BUSINESS AS )  
"McATEE-DISNEY CONSTRUCTION CO." )  
468 WEST 5TH, LOVELAND, COLORADO. )  
----- )

PERMIT NO. M-11184

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Wayne L. Disney dba McAtee-Disney Construction Co.

requesting that Permit No. M-11184 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11184, heretofore issued to \_\_\_\_\_

Wayne L. Disney dba McAtee-Disney Construction Co. be,

and the same is hereby, declared cancelled effective February 18, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*W. C. Brown*  
*Joseph F. Higgins*  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
LOUIS SPECTOR, 1107 SOUTH 5TH, )  
GRAND JUNCTION, COLORADO. )  
 )  
 )  
 )  
----- )

PERMIT NO. M-11473

-----  
March 4, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

\_\_\_\_\_  
Louis Spector  
\_\_\_\_\_

requesting that Permit No. M-11473 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11473, heretofore issued to \_\_\_\_\_

\_\_\_\_\_  
Louis Spector \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective February 20, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\_\_\_\_\_  
G. C. Johnson  
\_\_\_\_\_  
John P. Thompson  
\_\_\_\_\_  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 4th day of MARCH, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
WILLIAM STROH, WIGGINS, COLORADO. )  
 )  
 )  
 )  
----- )

PERMIT NO. M-11964

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

William Stroh

requesting that Permit No. M-11964 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11964, heretofore issued to \_\_\_\_\_

William Stroh

be,

and the same is hereby, declared cancelled effective February 20, 1957

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Johnson  
John P. Thompson  
Joseph J. Higgins  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
JOHN E. SANFORD, NOVINGER, )  
MISSOURI. )  
-----

PUC No. 3192-I

-----  
March 4, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from John E. Sanford, Novinger, Missouri, requesting that Certificate of Public Convenience and Necessity No. 3192-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

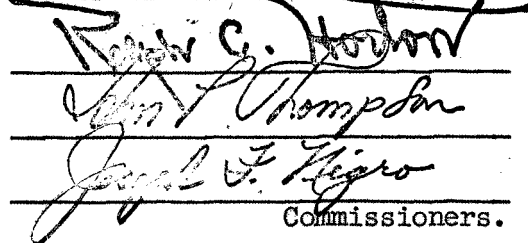
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 3192-I, heretofore issued to John E. Sanford, Novinger, Missouri, be, and the same is hereby, declared cancelled effective February 26, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
DAVID NEELY, JR., 309 LACLEDE, )  
COLORADO SPRINGS, COLORADO. )  
-----

APPLICATION NO. 14763-PP

-----  
March 4, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from David Neely, Jr., Colorado Springs, Colorado, requesting that his Class "B" permit, granted in Application No. 14763-PP, Decision No. 46673, under date of October 17, 1956, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

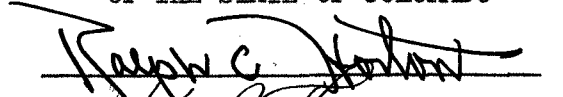
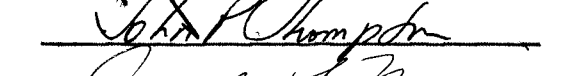
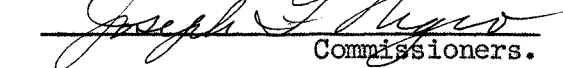
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Class "B" permit, granted David Neely, Jr., Colorado Springs, Colorado, in the above-numbered application, Decision No. 46673, under date of October 17, 1956, be, and the same hereby is, declared cancelled, effective February 26, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF  
T. L. TUCKER, SPRINGFIELD,  
COLORADO.

PERMITS NOS. B-2114 AND B-2114-I

March 4, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permits Nos. B-2114 and B-2114-I be suspended for six months from February 26, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That T. L. Tucker, Springfield, Colorado, be, and he is hereby, authorized to suspend his operations under Permits Nos. B-2114 and B-2114-I until August 26, 1957.

That unless said permit-holder shall, prior to the expiration of said suspension period, make a request in writing for the reinstatement of said permits, file insurance and otherwise comply with all rules and regulations of the Commission applicable to private carrier permits, said permits, without further action by the Commission, shall be revoked without the right to reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*John C. Brown*  
*John F. Thompson*  
*Joseph F. Negro*

Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
T. L. TUCKER, SPRINGFIELD, )  
COLORADO. )  
-----

PERMITS NOS. B-3241 AND B-3241-I

-----  
March 4, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permits Nos. B-3241 and B-3241-I be suspended for six months from February 26, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That T. L. Tucker, Springfield, Colorado, be, and he is hereby, authorized to suspend his operations under Permits Nos. B-3241 and B-3241-I until August 26, 1957.

That unless said permit-holder shall, prior to the expiration of said suspension period, make a request in writing for the reinstatement of said permits, file insurance and otherwise comply with all rules and regulations of the Commission applicable to private carrier permits, said permits, without further action by the Commission, shall be revoked without the right to reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Robert C. Brown*  
*John V. Thompson*  
*Joseph F. Negro*

Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
B. M. B. CLAY HAULERS, INC., )  
160 UTICA STREET, DENVER, COLO- )  
RADO. )  
-----

PERMIT NO. B-3648

-----  
March 4, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-3648 be suspended for six months from February 26, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

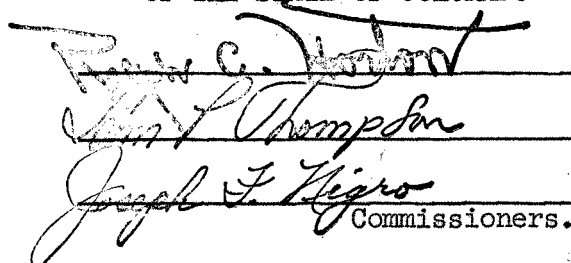
O R D E R

THE COMMISSION ORDERS:

That B. M. B. Clay Haulers, Inc., Denver, Colorado, be, and it is hereby, authorized to suspend its operations under Permit No. B-3648 until August 26, 1957.

That unless said permit-holder shall, prior to the expiration of said suspension period, make a request in writing for the reinstatement of said permits, file insurance and otherwise comply with all rules and regulations of the Commission applicable to private carrier permits, said permit, without further action by the Commission, shall be revoked without the right to reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
ED WRAY, 1045 COLLIER STREET, )  
LONGMONT, COLORADO. )  
-----

PERMIT NO. B-4641

-----  
March 4, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the Attorney of the above-named permittee requesting that Permit No. B-4641 be suspended for six months from February 26, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Ed Wray, Longmont, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-4641 until August 26, 1957.

That unless said permit-holder shall, prior to the expiration of said suspension period, make a request in writing for the reinstatement of said permit, file insurance and otherwise comply with all rules and regulations of the Commission applicable to private carrier permits, said permit, without further action by the Commission, shall be revoked without the right to reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Robert C. Thompson*  
*Joseph L. Negro*  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
RAYMOND W. RUNNELLS, 1324 SO. )  
RARIAN, DENVER, COLORADO. )  
-----

PERMIT NO. B-5102

-----  
March 4, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-5102 be suspended for six months from February 23, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Raymond W. Runnells, Denver, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-5102 until August 23, 1957.

That unless said permit-holder shall, prior to the expiration of said suspension period, make a request in writing for the reinstatement of said permit, file insurance and otherwise comply with all rules and regulations of the Commission applicable to private carrier permits, said permit, without further action by the Commission, shall be revoked without the right to reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Robert C. Johnson*  
*John Thompson*  
*Joseph F. Negro*  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
JOHN W. HOWARD, 117 SOUTH OAK,  
NORTH PLATTE, NEBRASKA. )  
 )  
 )  
 )  
----- )

PERMIT NO. M-9503

-----  
March 4, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
John W. Howard

requesting that Permit No. M-9503 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9503, heretofore issued to \_\_\_\_\_  
John W. Howard \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective February 21, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Paul C. Johnson*  
*John P. Thompson*  
*Joseph F. Negro*  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
MURL D. CLINE AND NEIL MANLEY, DOING )  
BUSINESS AS "CLINE-MANLEY MOTOR CO." )  
425 EAST PIKES PEAK, COLORADO SPRINGS, )  
COLORADO. )  
-----)

PERMIT NO. M-7968

-----  
March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Murl D. Cline and Neil Manley dba Cline-Manley Motor Co.

requesting that Permit No. M-7968 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7968, heretofore issued to \_\_\_\_\_

Murl D. Cline and Neil Manley dba Cline-Manley Motor Co. be,

and the same is hereby, declared cancelled effective February 1, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*W. C. Thompson*  
*Joseph F. Higgins*  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

I. C. LITTLE, 416 RIVERSIDE DRIVE,  
SAN MARCOS, TEXAS.

PERMIT NO. M-11253

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

I. C. Little

requesting that Permit No. M-11253 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11253, heretofore issued to \_\_\_\_\_

I. C. Little be,

and the same is hereby, declared cancelled effective February 17, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Gordon  
John V. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
FRANK INMAN, 1011 EAST NINTH )  
STREET, TRINIDAD, COLORADO. )  
-----

PUC NO. 1401

-----  
February 28, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Frank Inman, Trinidad, Colorado, owner and operator of PUC No. 1401, requesting authority to suspend operations under said PUC No. 1401 for a period of six months.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

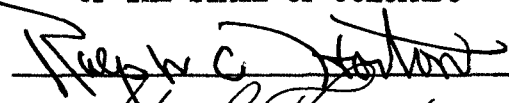
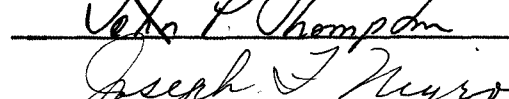

O R D E R

THE COMMISSION ORDERS:

That Frank Inman, Trinidad, Colorado, should be, and he hereby is, authorized to suspend operations under PUC No. 1401 until August 28, 1957.

That unless said certificate-holder shall, prior to the expiration of said suspension period, reinstate said certificate by filing insurance and otherwise complying with all rules and regulations of the Commission applicable to common carrier certificates, said operating rights, without further action by the Commission, shall stand revoked, without right to reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of February, 1957.

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
NICK BERGAMO, DOING BUSINESS AS )  
"NICK'S TRANSFER," 1706 BLAKE STREET, )  
DENVER, COLORADO, FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY ) APPLICATION NO. 14863  
TO OPERATE AS A COMMON CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
----- )

-----  
February 28, 1957  
-----

Appearances: E. B. Evans, Esq., Denver,  
Colorado, for Applicant;  
A. J. Fregeau, Denver, Colo-  
rado, for Weicker Transfer  
and Storage Company.

S T A T E M E N T

By the Commission:

By the above-styled application, applicant herein seeks a certificate of public convenience and necessity, authorizing the conduct of a general cartage business within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 27, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of the Examiner states that at the hearing, applicant herein testified that he has been engaged in a general transfer



and storage business within the City and County of Denver since 1917, and has been licensed in said city since 1942; that he is the owner of a 1948 one-ton Ford Truck, and has a net worth of \$3,000; that he had transported, among many items, steel, pipe, castings, plumbing supplies, patterns, conveyers, electrical appliances, stoves, and washing machines.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he has been engaged in a general cartage business since 1917, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Nick Bergamo, doing business as "Nick's Transfer," Denver, Colorado, for the conduct of a general transfer and cartage business, between points within the City and County of Denver, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

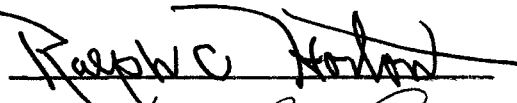


That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE VARIOUS CHANGES IN RATES, RULES )  
AND REGULATIONS IN THE MOTOR TRUCK )  
COMMON CARRIERS' ASSOCIATION, AGENT, )  
FREIGHT TARIFF NO. 12, COLORADO )  
P.U.C. NO. 6, ISSUED BY J. R. SMITH, )  
CHIEF OF TARIFF BUREAU, 4060 ELATI, )  
DENVER 16, COLORADO. )  
-----

CASE NO. 1585

-----  
February 28, 1957  
-----

S T A T E M E N T

By the Commission:

Under the provisions of Rule 18, paragraph C-(1)-(A), of the "Rules of Practice and Procedure" of the Commission, there were filed with the Commission on statutory notice schedules stating new rates, rules, regulations and charges advertised to become effective March 6, 1957, designated as set forth in "Appendix A," attached hereto and made a part hereof.

Under the provisions of Rule 18, paragraph C-(1)-(A) of the said Rules of Procedure, following the protest deadline (ten days prior to the proposed effective date) an order of the Commission is required prescribing the changes set forth in the proposed new schedules.

No protests have been received in the office of the Commission relative to the proposed changes.

The rate department's investigations of the proposed changes developed the following information:

That the addition of Bee Freight Lines, Inc., to Item No. 170, covering Burial Cases, Exceptions to the Ratings of the Classification will be a benefit to the shippers, as reductions will result and similar provisions have been made previously for other carriers.

That the class rates for the account of Denver-Limon Burlington Transfer Company direct, covering less-than-truckload, 5,000-pound and 10,000-pound lots, are being increased by 5% from Denver to points in the carriers' authorized authority.

In justification of the increases the carrier has submitted to the Commission a statement of income and expenses covering December and including the income and expenses for the year through December 31, 1956. This statement for the month of December reflects a gross income of \$7,698.42 and expenses of \$7,613.49, leaving a net profit of \$84.93. For the year gross income of \$100,082.37 and expenses of \$101,248.87, leaving a net loss of \$1,166.50.

On the points along State Highway 96, between Sugar City and Eads, Colorado, viz: Lobita, Haswell, Arlington and Galatea, the carrier does not possess from this Commission authority to serve these points from and to Denver; therefore, no prescription of rates will be made to and from these points.

Item No. 1505 (Commodity Item) for the account of Verl Hamilton, covering acid, sulphuric, in bulk, in tank trucks, is being amended to include Uravan, Colorado, from origin of Rico, Colorado, at a rate of \$5.50 per ton of 2,000 pounds. This item was originally prescribed by Decision No. 45112, January 5, 1956, and being that Uravan is a point beyond Naturita, 15 map miles (\$5.00 per ton of 2,000 pounds from Rico, Colorado, which was prescribed), it is apparently reasonable to assume the added rate is just and reasonable.

Item No. 2260 (Commodity Item) for the account of Denver-Limon-Burlington Transfer Company, covering eggs, in standard cases from points in the carriers' territory to Denver is a new item which will be a reduction and a benefit to the shippers.

Item No. 2316 (Commodity Item) for the account of Rio Grande Motor Way, Inc., direct, covering feed, animal or poultry, not fit for human consumption, from Denver to Cortez, Colorado, will be a reduction from the present rates under the farm section. The minimum weight being 10,000 pounds and for a distance of 448 miles, this would produce a revenue of \$70.00, whereas in contrast rates under the farm section of the tariff would produce \$84.00.

The carrier informs this Commission that its trucks are running light between these two points and that a minimum shipment is expected about once per week. Also, being that Cortez is a new terminal, the carrier is attempting to build up its load factor.

Item No. 2390 for the account of Westway Motor Freight, Inc., direct, No. 2397 for the account of Larson Transportation Company and Bee Freight Lines, Inc., and No. 2270 for the account of Ringsby Truck Lines, Inc., direct, are being eliminated from the tariff on account of no traffic being moved.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the changes set forth in "Appendix A," attached hereto, and made a part hereof, should be authorized and an order should be entered prescribing the said changes.

### O R D E R


#### THE COMMISSION ORDERS, That:

1. The statement, findings and "Appendix A," be, and the same are hereby made a part hereof.
2. This order shall become effective forthwith.
3. The rates, rules, regulations and provisions set forth in "Appendix A" shall on March 6, 1957, be the prescribed rates, rules, regulations and provisions of the Commission.
4. All private carriers by motor vehicle to the extent they are affected by the changes involved herein, shall publish, or cause to be published rates, rules, regulations and provisions which shall not be less than those herein prescribed for motor vehicle common carriers.
5. On and after March 6, 1957, the motor vehicle common carriers involved in the rates, rules, regulations and provisions set forth in "Appendix A" shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein set forth.
6. On and after March 6, 1957, all private carriers by motor vehicle, operating in competition with any motor vehicle common carrier affected by this order, shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed.
7. This order shall not be construed so as to compel a private carrier by motor vehicle to be, or become a motor vehicle common carrier, or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

8. The order entered in Case No. 1585 on February 5, 1936, as since amended, shall continue in force and effect until further order of the Commission.

9. Jurisdiction is retained to make such further orders as may be necessary and proper.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Harph C Horton  
Joseph F Nigro  
Commissioners

COMMISSIONER THOMPSON NOT PARTICIPATING.

Dated at Denver, Colorado,  
this 28th day of February, 1957.

mem

# APPENDIX "A"

For the account of Bee Freight Lines, Inc. Add this carrier as a participant to Item No. 170 (Exception to ratings of the classification covering burial cases.)

For the account of Denver-Limon Burlington Transfer Company:

Index No.	Between And	Miles	Rates are in Cents per 100 Pounds.													Route No.
			DENVER, COLORADO													
			L. T. L				Minimum Weight 5,000 Pounds				Minimum Weight 10,000 Pounds					
			1st	2nd	3rd	4th	1st	2nd	3rd	4th	1st	2nd	3rd	4th		
760	Agate	68	126	106	87	68	121	101	82	63	116	96	77	58	11	
840	Arapahoe	187	189	165	133	106	184	160	128	101	179	154	123	96	11	
890	Arriba	112	162	137	110	87	156	131	105	82	151	126	100	77	11	
1070	Bethune	159	180	151	126	99	174	146	121	93	169	141	116	88	11	
1170	Brandon	194	196	166	137	107	191	161	131	102	186	155	126	97	11	
1320	Burlington	167	185	153	129	100	180	148	124	95	174	143	119	89	11	
1480	Cheyenne Wells	177	187	162	131	103	182	156	126	98	176	151	121	92	11	
1490	Chivington	188	189	165	133	106	184	160	127	101	179	154	122	96	11	
1770	Eads	174	187	162	131	103	182	156	126	98	176	151	121	92	11	
1980	First View	168	185	153	129	101	180	148	124	96	174	143	119	90	11	
2001	Flagler	124	166	141	118	90	161	135	112	85	155	130	107	80	11	
2600	Hugo	105	152	130	106	85	147	125	101	80	142	120	96	75	11	
2840	Kit Carson	153	180	151	126	99	174	146	121	93	169	141	116	88	11	
3010	Limon	90	143	122	100	80	138	117	95	75	132	111	89	69	11	
4001	Seibert	135	170	145	120	93	165	140	114	88	160	134	109	83	11	
4050	Sheridan Lake	201	203	173	143	110	197	168	138	105	192	163	132	100	11	
4250	Stratton	149	174	150	122	97	169	145	117	91	164	140	111	86	11	
4730	Wild Horse	140	170	145	120	93	165	140	114	88	160	134	109	83	11	

For the account of Verl Hamilton:

Amend Item No. 1505 by adding Uravan as a destination point:

	FROM	TO	RATE
Acid, sulphuric, in bulk in tank trucks, minimum weight 30,000 pounds.	Rico, Colorado	Uravan, Colorado	① 550
① Rate in cents per ton of 2,000 pounds. (Applies only via Verl Hamilton.) (Applies only on Colorado Intrastate Traffic.) Not subject to Item No. 970			

For the account of Denver-Limon Burlington Transfer Company:

ITEM NO.	COMMODITY	FROM	TO	RATE	ROUTE NO.
2260	Eggs, in standard cases weighing approximately 55 pounds each. Rate includes return of empty case.	Burlington, Eads, Flagler, Limon, Stratton, Colorado	Denver, Colorado	35¢ per case	11

For the account of Rio Grande Motor Way, Inc.:

Rates are in Cents per 100 Pounds					
ITEM NO.	COMMODITY	FROM	TO	RATE	ROUTE NO.
2316	Feed, animal or poultry, not fit for human consumption. Minimum weight 10,000 pounds.	Denver, Colorado	Cortez, Colorado	70	87

Eliminate Item No's. 2390, 2397 and 2270 from the tariff.

Item No. 2270 - Emigrant movables, from and to any points on the line of Ringsby Truck Lines, Inc.

Item No. 2390 - Films, motion picture, exposed from Denver to Golden, Colorado, via Westway Motor Freight, Inc.

Item No. 2397 - Fish, vegetables and/or fruit or vegetables, juice, frozen, from Denver to Axial, Hamilton, Meeker, Rangely and Rio Blanco, Colorado, via Larson Transportation Co., Craig, Colorado, Bee Freight Lines, Inc.; Rio Grande Motor Way, Inc., Rifle, Colorado, Bee Freight Lines, Inc., and Bee Freight Lines, Inc., direct.



original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
WARD TRANSPORT, INC., P. O. BOX 133, )	
PUEBLO, COLORADO, FOR A CERTIFICATE )	
OF PUBLIC CONVENIENCE AND NECESSITY )	<u>APPLICATION NO. 15115</u>
AUTHORIZING EXTENSION OF OPERATIONS )	
UNDER PUC NO. 1497. )	
- - - - - )	

- - - - -  
March 4, 1957  
- - - - -

Appearances: Marion F. Jones, Esq.,  
Denver, Colorado,  
for applicant.

S T A T E M E N T

By the Commission:

On January 29, 1957, the above-styled application was filed with the Commission by Ward Transport, Inc., Pueblo, Colorado, seeking a certificate of public convenience and necessity, authorizing extension of operations under PUC No. 1497, and an amendment thereto was filed on February 20, 1957.

The Commission is now in receipt of a communication from Marion F. Jones, Attorney for Applicant herein, requesting that said application be dismissed.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

O R D E R

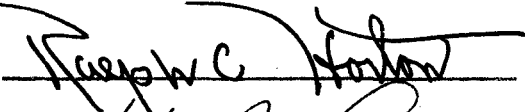


THE COMMISSION ORDERS:

That Application No. 15115 should be, and hereby is, dismissed, at request of Attorney for Applicant.

This Order shall become effective as of the day and

date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

ea

original

(Decision No. 47446)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
HENRY S. KIZER AND BESSIE A. KIZER, )  
CO-PARTNERS, DOING BUSINESS AS )  
"HOUSE MOVERS," 1870 ALTURA AVENUE, )  
AURORA, COLORADO, FOR AUTHORITY TO ) APPLICATION NO. 14940-Transfer  
TRANSFER PUC NO. 3015 TO ARTHUR A. )  
REHFELD, DOING BUSINESS AS "REHFELD )  
HOUSE MOVERS," 4189 OSCEOLA STREET, )  
DENVER, COLORADO. )  
----- )

-----  
March 4, 1957  
-----

Appearances: David B. Richeson, Esq.,  
Denver, Colorado, for  
Applicants;  
Robert McDougal, Esq.,  
Denver, Colorado, for  
Doyle House Moving Company,  
W. A. Hutchens.

S T A T E M E N T

By the Commission:

By the above-styled application, Henry S. Kizer and  
Bessie A. Kizer, doing business as "House Movers," Aurora, Colo-  
rado, owners and operators of PUC No. 3015, seek authority to  
transfer said operating rights to Arthur A. Rehfeld, doing busi-  
ness as "Rehfeld House Movers," Denver, Colorado, said PUC No.  
3015 being the right to operate as a common carrier by motor ve-  
hicle for hire, for the transportation of:

buildings, from point to point in Denver,  
Adams, Jefferson and Arapahoe Counties,  
Colorado.

Said application was regularly set for hearing before  
the Commission, at the Hearing Room of the Commission, 330 State  
Office Building, Denver, Colorado, December 27, 1956, at ten  
o'clock A. M., due notice thereof being forwarded to all parties  
in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, Henry S. Kizer testified that he and his wife, Bessie A. Kizer, are the owners and operators of PUC No. 3015; that they have entered into a contract of sale to sell said certificate to Arthur A. Rehfeld, as set forth in Agreement heretofore filed with the Commission; that there are no outstanding debts against said operation; that he and his wife have been in business for the last four years; that he has moved three houses in Denver, three houses in Arapahoe County, and none in Jefferson County; that he did not remember whether or not they had moved any houses in Adams County; that he has a 1945 winch-truck, and a 1948 International Truck; that he has not performed much business.

Transferee Rehfeld testified that he is experienced in house-moving, having worked with both Doule House Moving Company and W. A. Hutchens; that at the present time he is working for Union Pacific Railroad Company; that he has sufficient capital to continue the Kizer operations.

In opposition, Vincent C. Doyle testified that he owns and operates Doyle House Moving Company; that he has operated this concern since 1949, and his authority covers the same territory as the Kizer Certificate; that he does not believe that the Kizer equipment is adequate to move houses.

Report of said Examiner further states that transferee is a fit and proper person, has sufficient equipment, and is financially able to continue operations heretofore conducted by transferors.

The operating experience and financial responsibility of transferee were established to the satisfaction of the Commission.

Report of the Examiner recommends that authority sought should be granted.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That the proposed transfer is compatible with the public interest, and should be authorized, subject to outstanding indebtedness against said operation, if any there be.

### O R D E R

#### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above Findings should be, and hereby is, approved.

That Henry S. Kizer and Bessie A. Kizer, co-partners, doing business as "House Movers," Aurora, Colorado, should be, and they hereby are, authorized to transfer all their right, title and interest in and to PUC No. 3015 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Arthur A. Rehfeld, doing business as "Rehfeld House Movers," Denver, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, has advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order shall automatically revoke the authority herein granted to make the transfer, without

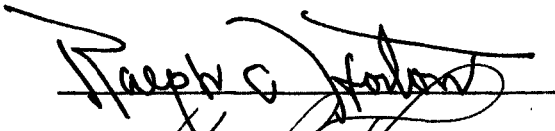


further order on the part of the Commission, unless such time shall be extended by the Commission upon proper application.

The tariff of rates, rules and regulations of transferors shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

The right of transferee to operate under this Order shall depend upon the prior filing by transferors of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

This Order shall become effective twenty-one days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

ea

jud  
(Decision No. 47447)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
W. ALLEN CLARK AND ARCHIE C. WOOLSEY, )  
CO-PARTNERS, DOING BUSINESS AS )  
"CLARK & WOOLSEY," 3055½ ARAPAHOE ) APPLICATION NO. 14999-PP-Extension  
STREET, BOULDER, COLORADO, FOR AUTH- )  
ORITY TO EXTEND OPERATIONS UNDER )  
PERMIT NO. B-4625. )  
----- )

-----  
March 4, 1957  
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S T A T E M E N T

By the Commission:

By the above-styled application, applicants herein seek authority to extend operations under Permit No. B-4625 to include the right to transport sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 30, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On January 30, 1957, and prior to the hour set for hearing said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application, he thereafter to submit a report of said proceedings to the Commission.

Report of said Examiner states that at the time and place designated for hearing the above-styled application, applicant failed to appear, either in person or by counsel.

Said Examiner recommends in his report to the Commission that Application No. 14999-PP be continued, to be re-set for hearing at a later date to be determined by the Commission, with notice to all parties in interest.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That Application No. 14999-PP should be continued, to be re-set for hearing before the Commission at a later date to be determined by the Commission, with notice to all parties in interest.

#### O R D E R

##### THE COMMISSION ORDERS:

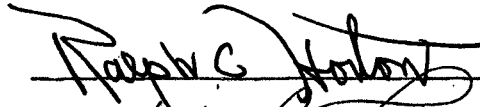


That Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That Application No. 14999-PP should be, and the same hereby is, continued, to be re-set for hearing at a later date to be determined by the Commission, with notice to all parties in interest.



This Order shall become effective as of the day and  
date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

ea

final

(Decision No. 47448)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE ABANDONMENT OF )	
CERTIFICATE OF PUBLIC CONVENIENCE )	
AND NECESSITY NO. 1808 BY EUGENE W. )	
CLARK, DOING BUSINESS AS "LOVELAND )	APPLICATION NO. 15134
CITY BUS," 600 WEST 12TH, c/o LAKE- )	
VIEW TRAILER COURT, LOVELAND, COLO- )	
RADO. )	
----- )	

-----  
March 4, 1957  
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S T A T E M E N T

By the Commission:

It has been brought to the attention of the Commission that subject common carrier has failed to operate under his Certificate No. PUC-1808 since January 25, 1957. An investigation by the Commission's staff was made on February 11, 1957, when the fact of non-operation was verified. Notice in writing of abandonment of the operation was also received from Eugene W. Clark, the owner of said certificate.

No complaints were made to the investigation division, and no complaints have been registered at the offices of the Public Utilities Commission. The operator's statement shows revenue has been as low as \$4.50 per day, and that the equipment is faulty and cannot be repaired.

It is apparent that this service cannot be continued on an economical basis any longer.

F I N D I N G S

THE COMMISSION FINDS:

1. That the present operation of Eugene W. Clark, doing business as "Loveland City Bus," Loveland, Colorado, cannot be economically operated.

2. That Eugene W. Clark, doing business as "Loveland City Bus," is financially unable to continue this operation.

3. That service has been discontinued without notice to or approval by this Commission, for a period in excess of five consecutive days, as provided under Rule No. 10 of the Rules and Regulations Governing Common Carriers by Motor Vehicle.

O R D E R

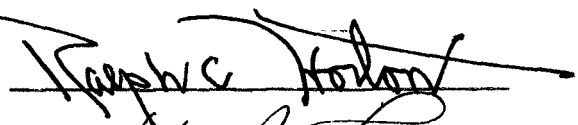
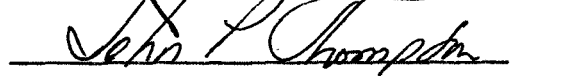

THE COMMISSION ORDERS:

1. That Eugene W. Clark, doing business as "Loveland City Bus," Loveland, Colorado, the present owner of PUC No. 1808, shall be deemed to have forfeited all rights secured under and by virtue of said certificate.

2. That Certificate of Public Convenience and Necessity No. 1808 be, and is hereby, revoked.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

ea

general

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
SAM CHAVEZ, SR., 506 SOUTH NEVADA, )  
LITTLETON, COLORADO, FOR A CERTIFI- )  
CASE OF PUBLIC CONVENIENCE AND NE- ) APPLICATION NO. 15011  
CESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
----- )

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March 4, 1957  
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Appearances: Sam Chavez, Sr., Littleton,  
Colorado, pro se;  
Robert E. McLean, Esq., Denver,  
Colorado, for Roy Holtz,  
Fred Schroeder, Jr., Arapahoe  
Rubbish Removal, Englewood  
Pick-up Service, Harvey  
Davis, Weber's Hauling Service,  
Clyde Persinger.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash and other waste materials in Littleton and surrounding area.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 30, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On January 30, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein stated that he is engaged in the business of landscaping, gardening, lawn care, and yard cleaning; that incidental to this work, there is a necessity for removal of debris which results from said work; that in addition to this debris, he has had many requests for removal of other rubbish; that he believes there is a need for his services.

Protestants agreed that there might be some need for a specialized service, and after a conference, agreed that if the Examiner felt from the evidence that there was such a need, they had no objection to the granting thereof; that they would furnish the Commission with a written statement of their position.

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service recommended by him; that there presently is a need for applicant's service, as limited.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that a limited certificate of public convenience and necessity issue to applicant herein.

## F I N D I N G S

### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

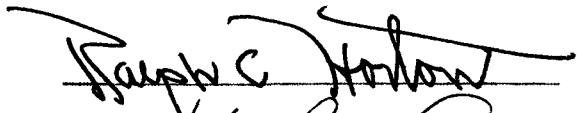
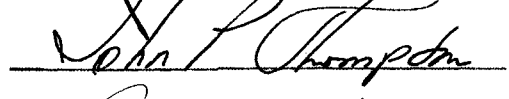

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Sam Chavez, Sr., Littleton, Colorado, for the transportation of debris arising from applicant's business of gardening, landscaping, and lawn care; and ashes, trash, and other waste materials from property of his gardening, landscaping, and lawn care customers, from points in the City of Englewood and the City of Littleton and a one-mile radius of said City of Littleton, Colorado, to regularly-designated and approved dumps and disposal places in Arapahoe County, said operation to be limited to the use of one truck, of one-half-ton rating, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

ea

original

(Decision No. 47450)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF	}	
ALEXANDER WOLFE, ROUTE 1, BOX 52,		
DERBY, COLORADO, FOR A CLASS "B"		
PERMIT TO OPERATE AS A PRIVATE CAR-		
RIER BY MOTOR VEHICLE FOR HIRE.		<u>APPLICATION NO. 14954-PF</u>
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March 4, 1957  
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Appearances: Alexander Wolfe, Derby,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

On November 15, 1956, applicant herein filed his application with the Commission, seeking authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of scrap material, from plant of Ruberoid Company, located near 56th Avenue and Broadway, Denver, Colorado, to dumps within a radius of five miles of Denver (either public or private dumps), as designated by customer.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 28, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant

herein testified that he is now engaged in the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver; that he has been transporting scrap material for the Ruberoid Company, whose plant is located at 56th Avenue and Broadway, since 1953, without authority to so do; that there is a need for his services; that he is the owner of sufficient equipment to render the services and has a net worth of \$10,000.

A. E. Nolan testified that he is Plant Manager for Ruberoid Company; that scrap materials that accumulate around the plant are highly inflammable, and require special care in handling; that Ruberoid Company must have a carrier that it can trust; that they are satisfied with services of applicant, and desire that he get the proper authority to serve them.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that there is a present need for such service, and that the granting of authority herein sought would not impair the efficient public services of any authorized common carrier operating in the territory sought to be served by applicant.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that authority herein sought by applicant be granted.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.



That applicant herein should be authorized to operate as a Class "B" private carrier by motor vehicle for hire, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That Alexander Wolfe, Derby, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of scrap material, from Plant of Ruberoid Company, located at 56th and Broadway, near Denver, to regularly-designated and approved dumps and disposal places, for Ruberoid Company, only, without the right to add to the number of customers served without authority so to do first having been obtained from the Commission.


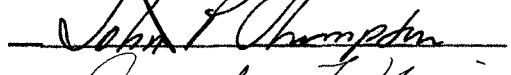

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

original

(Decision No. 47451)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
AMOS BISHOP, 2449 WELTON STREET, )  
DENVER, COLORADO, FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY )  
TO OPERATE AS A COMMON CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 15021

-----  
March 4, 1957  
-----

Appearances: Amos Bishop, Denver, Colo-  
rado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, February 4, 1957, at nine o'clock A. M., due notice thereof being forwarded to all parties in interest.

On February 4, 1957, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant testified that he is engaged in the transportation of ashes, trash, and

other waste materials, between points within the City and County of Denver, and has been so engaged since 1949; that he is the owner of a 1953 G.M.C. three-fourths-ton pick-up; that he owns his home; and has a net worth of \$7,500.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by the instant application; that he is engaged in the transportation of ashes, trash, and other waste materials within the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and

foregoing Findings should be, and hereby is, approved.

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Amos Bishop, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

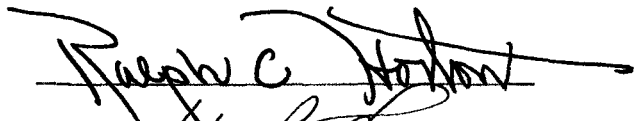


That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mls

revised

(Decision No. 47452)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
FLOYD L. CLARK, 1264 WEST CUSTER )  
PLACE, DENVER, COLORADO, FOR A CER- )  
TIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 15028

-----  
March 4, 1957  
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Appearances: Floyd L. Clark, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

On January 15, 1957, applicant herein filed his application with the Commission for a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes and trash, from the City and County of Denver, to various dumps located in or near the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, February 4, 1957, at 9:00 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On February 4, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein testified that he is engaged in the transportation of ashes, trash and other waste materials between points within the City and County of Denver, and has been so engaged since 1948; that he is the owner of a 1940 Chevrolet one-half-ton pick-up; that he owns his home, and has a net worth of \$7,500.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by the instant application; that he is presently engaged in the transportation of ashes, trash, and other waste materials within the City and County of Denver, and has been so engaged since 1948; that he was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above Findings should be, and hereby is, approved.

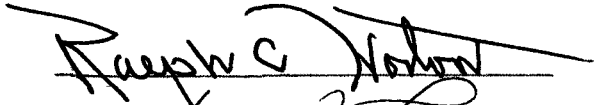


That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Floyd L. Clark, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places within the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mls

original

(Decision No. 47453)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
ARAPAHOE PIPE LINE COMPANY, BRUSH, )  
COLORADO, FOR AUTHORITY TO DISCON- )  
TINUE ITS INTRASTATE SERVICE WITHIN )  
THE STATE OF COLORADO AND TO CANCEL )  
INTRASTATE TARIFFS NOW ON FILE WITH )  
THE COMMISSION. )  
-----

APPLICATION NO. 15081

-----  
February 28, 1957  
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S T A T E M E N T

By the Commission:

Pursuant to Rule 24 of the Rules of Practice and Procedure Before the Public Utilities Commission of the State of Colorado, Arapahoe Pipe Line Company, on January 25, 1957, filed a notice with this Commission signifying its intent to discontinue intrastate pipe line service and to cancel its intrastate tariffs now on file with the Commission.

Arapahoe Pipe Line Company is the holder of a certificate of public convenience and necessity for the maintenance and operation of certain oil pipe lines acquired by transfer from the Goodall Pipe Line Company and the Pawnee Pipe Line Company by virtue of an order from this Commission issued on December 21, 1955, by Decision No. 45024. In conformance with the Commission's Rules of Practice and Procedure, Applicant upon the acquisition of said certificate adopted the tariffs, rates, rules and regulations of its predecessor, all in conformance with the rules of practice and procedure of this Commission. The tariffs which Applicant now proposes to cancel are Colorado P.U.C. No. 3 of the Goodall Pipe Line Company and Colorado P.U.C. No. 2 of the Pawnee Pipe Line Company. These tariffs provide for the



charges by the respective pipe lines for the intrastate movement of oil in Colorado.

In its notice to the Commission, Applicant states that it is authorized to transport crude oil by pipe line both in interstate and intrastate commerce. Its interstate business is subject to the Interstate Commerce Commission, while its intrastate business is subject to this Commission. The notice further states that since the acquisition of the certificate of public convenience and necessity by Applicant and the adoption of the tariffs of its predecessor companies, no person, firm or association has tendered any crude oil to the Arapahoe Pipe Line Company for intrastate transportation and it does not expect to receive any tenders of crude oil for intrastate shipment and therefore it wishes to cancel the intrastate tariffs now on file with this Commission which it has adopted as its tariffs.

The Arapahoe Pipe Line Company has posted a notice of its intent to cancel said intrastate tariffs in its office at Brush, Colorado, and at conspicuous places at point of origin and the termini of the pipe lines, as originally established by Goodall Pipe Line Company and Pawnee Pipe Line Company. In addition, upon request of this Commission, Applicant has notified other interested parties. No one has advised this Commission that it objects to the cancellation of said tariffs and the discontinuance of intrastate service offered by Applicant. Since there is no apparent need for intrastate transportation of crude oil by Applicant, we believe that the tariffs as adopted by Applicant should be cancelled, together with a certificate of public convenience and necessity heretofore issued to Arapahoe Pipe Line Company.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Commission is fully advised in the premises.

That the above Statement be made a part hereof, by reference.

That Arapahoe Pipe Line Company should be permitted to abandon its intrastate service in Colorado, and to cancel the tariffs of Goodall Pipe Line Company and Pawnee Pipe Line Company, which tariffs became those of Arapahoe by adoption.

That the certificate of public convenience and necessity obtained by Arapahoe Pipe Line Company on December 21, 1955, by Decision No. 45024 should be cancelled.

O R D E R

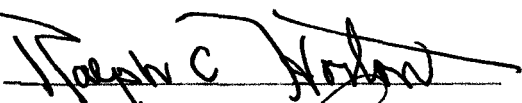


THE COMMISSION ORDERS:

That Arapahoe Pipe Line Company be, and it hereby is, authorized to cancel Colorado P.U.C. No. 3 of Goodall Pipe Line Company, and Colorado P.U.C. Tariff No. 2 of Pawnee Pipe Line Company, both of said tariffs by adoption being the tariffs of Arapahoe Pipe Line Company.

That the certificate of public convenience and necessity heretofore transferred to Arapahoe Pipe Line Company by this Commission on December 21, 1955, Decision No. 45024, be, and it hereby is, cancelled.

This Order shall become effective March 1, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of February, 1957.

mls

signed

(Decision No. 47454)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
C. E. HARDRICK, RAINBOW COURTS, )	
FLORENCE, COLORADO, FOR AUTHORITY )	APPLICATION NO. 15017-PP-Extension
TO EXTEND OPERATIONS UNDER PERMIT )	<u>SUPPLEMENTAL ORDER</u>
NO. B-5026. )	
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-----  
March 4, 1957  
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Appearances: Marion F. Jones, Esq., Denver,  
Colorado, and  
Alvin J. Meiklejohn, Jr., Esq.,  
Denver, Colorado, for Appli-  
cant;  
Stanley Blunt, Canon City,  
Colorado, for Southwestern  
Transportation Co.;  
Stockton, Linville & Lewis,  
Esqs., Denver, Colorado, for  
Frank C. Klein & Company, Inc.,  
and R. B. "Dick" Wilson, Inc.

S T A T E M E N T

By the Commission:

By our Decision No. 47371, dated February 21, 1957, we authorized the applicant to extend his operations as set forth in that Order, but in general to include sand and gravel transportation and the transportation of coal from Pike View to Pueblo and Canon City.

The application as amended sought authority to transport coal from Fremont County coal mines to Colorado Springs, as well as the authority actually granted. The failure to grant authority to transport coal to Colorado Springs was inadvertent and the error should be corrected. An Order will be entered accordingly.

F I N D I N G S

THE COMMISSION FINDS:

That the clerical error in describing the extended author-

ity should be corrected so that the extended authority will read as set forth in the following Order.

O R D E R

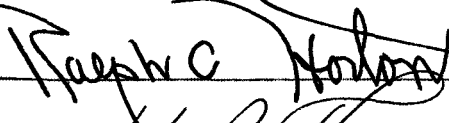


THE COMMISSION ORDERS:

That Decision No. 47371, dated February 21, 1957, should be, and the same is hereby, amended, nunc pro tunc, as of said 21st day of February, 1957, by striking therefrom the first paragraph of said Order, as found on page 2, and inserting in lieu thereof the following:

That C. E. Hardrick, Florence, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-5026 to include the right to transport, in dump trucks only, sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; coal, from coal mines in Fremont County, to Colorado Springs; coal, from Pike View, Colorado, to Southern Colorado Power Company Plants in Pueblo and Canon City, Colorado.

That, except as herein amended, said Decision No. 47371 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mls

original

(Decision No. 47455)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
W. L. MONTGOMERY, 3475 SOUTH SANTA )  
FE DRIVE, ENGLEWOOD, COLORADO, FOR )  
A CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
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APPLICATION NO. 14955

-----  
March 4, 1957  
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Appearances: W. L. Montgomery, Englewood,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes and trash within the City and County of Denver.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 28, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant testified that he is engaged in the transportation of ashes,

trash, and other waste materials, within the City and County of Denver, and has been so engaged since 1949; that he is the owner of a 1952 G.M.C. three-fourths-ton truck, and has a net worth of \$17,500.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by the instant application; that he is engaged in the transportation of ashes, trash, and other waste materials in the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of said Examiner recommends that certificate of public convenience and necessity issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

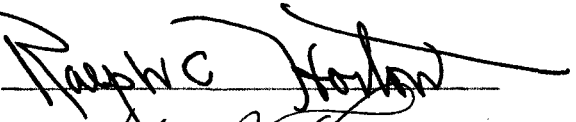
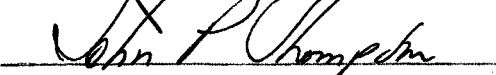

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of W. L. Montgomery, Englewood, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
DUANE KNAUS, 3859 TEJON STREET, )	
DENVER, COLORADO, FOR AUTHORITY TO )	
TRANSFER PUC NO. 3289 TO HAROLD )	APPLICATION NO. 14933-Transfer
HEIDENREICH, 21 WEST 70TH AVENUE, )	
DENVER, COLORADO. )	
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-----  
March 5, 1957  
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Appearances: Harold Heidenreich, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Duane Knaus, Denver, Colorado, owner and operator of PUC No. 3289, seeks authority to transfer said operating rights to Harold Heidenreich, Denver, Colorado, said PUC No. 3289 being the right to operate as a common carrier by motor vehicle for hire, for the transportation of:

ashes, trash, and other refuse, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 27, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in



the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, Harold Heidenreich, transferee herein, testified that he has entered into an agreement with Duane Knaus to purchase PUC No. 3289; that agreement of sale is contained in said agreement, copy of which is on file with the Commission; that in addition to operating rights under said PUC No. 3289, transferee is purchasing from said transferor a 1955 Chevrolet Stake Truck; that said transferee agrees to assume any obligations against said PUC No. 3289; that, as far as transferee knows, there are no outstanding obligations against said operating rights; that transferee's net worth is \$7,000.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that transferee is a fit and proper person, has sufficient equipment, and is financially able to continue the business operated under PUC No. 3289.

The operating experience and financial responsibility of transferee were established to the satisfaction of the Commission.

Report of said Examiner recommends that authority herein sought should be granted.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That the proposed transfer is compatible with the public interest, and should be authorized, subject to outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

O R D E R

THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and hereby is, approved.

That Duane Knaus, Denver, Colorado, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 3289 -- with authority as set forth in the preceding Statement, which is made a part hereof, by reference -- to Harold Heidenreich, Denver, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.


That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

The tariff of rates, rules, and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

This Order shall become effective twenty-one (21) days from  
date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Joseph C. Holton  
John P. Thompson  
Joseph I. Nigro  
Commissioners.

Dated at Denver, Colorado,  
this 5th day of March, 1957.

mls

original

(Decision No. 47457)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
ROBERT J. MC BROOM, 1095 SOUTH )  
KRAMERIA STREET, DENVER, COLORADO, )  
FOR A CERTIFICATE OF PUBLIC CONVEN- )  
IENCE AND NECESSITY TO OPERATE AS A )  
COMMON CARRIER BY MOTOR VEHICLE FOR )  
HIRE. )  
-----

APPLICATION NO. 14947

-----  
March 5, 1957  
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Appearances: Robert J. McBroom, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 28, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that applicant, at the hearing, testified he is presently engaged in the transportation of ashes, trash, and other waste materials within the City and County of Denver,

and has been so engaged since 1953; that he is the owner of a 1951 Dodge one-half-ton truck, and has a net worth of approximately \$5,500.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by the instant application; that he is presently engaged in the transportation of ashes, trash, and other waste materials in the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

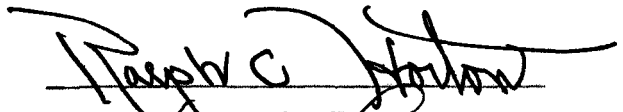


That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Robert J. McBroom, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 5th day of March, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
SARAH ZEROBNICK, DOING BUSINESS AS )	
"MIDWEST LIQUOR COMPANY," 2240 BLAKE )	<u>PUC NO. 3163-I-Transfer</u>
STREET, DENVER, COLORADO, FOR AUTH- )	
ORITY TO TRANSFER INTERSTATE OPERAT- )	
ING RIGHTS TO MIDWEST LIQUOR COMPANY, )	
2240 BLAKE STREET, DENVER, COLORADO. )	
-----	

-----  
March 5, 1957  
-----

S T A T E M E N T

By the Commission:

Heretofore, Sarah Zerobnick, doing business as "Midwest Liquor Company," Denver, Colorado, was authorized, subject to the provisions of the Federal Motor Carrier Act of 1935, to operate as a common carrier by motor vehicle for hire, and PUC No. 3163-I issued to her.

Said certificate-holder now seeks authority to transfer said operating rights to Midwest Liquor Company, a corporation, Denver, Colorado.

The records and files of the Commission fail to disclose any reason why said request should not be granted.

F I N D I N G S

THE COMMISSION FINDS:

That the proposed transfer is compatible with the public interest, and should be authorized, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured, and subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

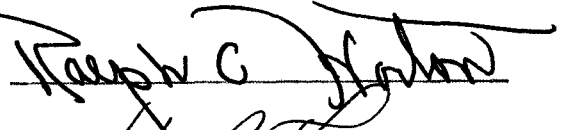


O R D E R

THE COMMISSION ORDERS:

That Sarah Zerobnick, doing business as "Midwest Liquor Company," Denver, Colorado, should be, and she hereby is, authorized to transfer all her right, title, and interest in and to PUC No. 3163-I to Midwest Liquor Company, Denver, Colorado, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 5th day of March, 1957.

mls



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
WILLIAM FISHER, DOING BUSINESS AS )  
"YELLOW DIAMOND LINES," 118 NORTH )  
KANSAS AVENUE, HASTINGS, NEBRASKA, )  
FOR AUTHORITY TO TRANSFER INTERSTATE )  
OPERATING RIGHTS TO HARLAN A. RICH- )  
ARDS AND LESTER D. PEDERSEN, CO- )  
PARTNERS, DOING BUSINESS AS "YELLOW )  
DIAMOND LINES," 723 WEST THIRD )  
STREET, HASTINGS, NEBRASKA. )  
-----

PUC NO. 2411-I-Transfer

-----  
March 5, 1957  
-----

S T A T E M E N T

By the Commission:

Heretofore, William Fisher, doing business as "Yellow Diamond Lines," Hastings, Nebraska, was authorized, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, to operate as a common carrier by motor vehicle for hire, and PUC No. 2411-I issued to him.

Said certificate-holder now seeks authority to transfer said operating rights to Harlan A. Richards and Lester D. Pedersen, co-partners, doing business as "Yellow Diamond Lines," Hastings, Nebraska.

The records and files of the Commission fail to disclose any reason why said request should not be granted.

F I N D I N G S

THE COMMISSION FINDS:

That the proposed transfer is compatible with the public interest, and should be authorized, subject to outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

O R D E R

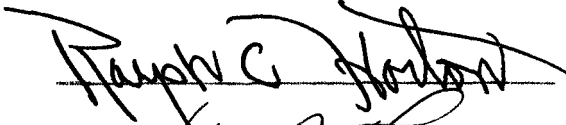

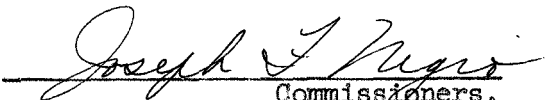
THE COMMISSION ORDERS:

That William Fisher, doing business as "Yellow Diamond Lines,"

Hastings, Nebraska, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 2411-I to Harlan A. Richards and Lester D. Pederson, co-partners, doing business as "Yellow Diamond Lines," Hastings, Nebraska, subject to the provisions of the Federal Motor Carrier Act of 1935, and subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 5th day of March, 1957.

mls

equal

(Decision No. 47460)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF }  
WILLIE JONES, 3008 GAYLORD STREET, }  
DENVER, COLORADO, FOR A CLASS "B" }  
PERMIT TO OPERATE AS A PRIVATE CAR- }  
RIER BY MOTOR VEHICLE FOR HIRE. }

APPLICATION NO. 14968-PP

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-----  
March 1, 1957  
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Appearances: Willie Jones, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of furniture, groceries, and electric appliances, as follows: furniture, from Casey's Furniture Store, to customers; furniture, from warehouse to Casey's Store; electric appliances, from Brown Appliance Store, to customers, with return of rejected items; groceries, from wholesale house to 30th Street Creamery; home furnishings, from warehouse to Monarch Home Furnishings Company; all service to be within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 4, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On January 4, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in

the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein testified that he has been engaged in the transportation of small lots of furniture, groceries, electrical appliances, and home furnishings between points within the City and County of Denver in a limited manner, using a three-quarters-ton 1940 Ford Truck; that his net worth is approximately \$4,000.

Jack Barton testified that he is owner of Casey's Linoleum Store; that applicant herein is employed by him as a part-time employee; that, in addition, he has been making deliveries of merchandise for the store on Tuesdays and Thursdays, consuming about two to three hours.

Glen Brown testified that he operates Acme Refrigerator Service; that applicant has been hauling refrigerators to his shop for repairs, returning same to owners after repairs; that said service is limited to approximately ten refrigerators per month, but it is satisfactory and needed by him.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services recommended by him.

The operating experience and financial responsibility of Applicant were established to the satisfaction of the Commission.

It did not appear that applicant's proposed service will impair the efficiency of any common carrier service operating in the territory sought to be served by applicant.

Report of the Examiner recommends that authority sought should be granted, as hereinafter set forth.

## F I N D I N G S

### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That applicant herein should be authorized to operate as a Class "B" private carrier by motor vehicle for hire, as set forth in the Order following.

## O R D E R

### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings, should be, and hereby is, approved.

That Willie Jones, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of general commodities, between points within the City and County of Denver, limited to the use of one three-quarters-ton truck.

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from  
date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Harlan  
John P. Thompson  
Joseph F. Higgins  
Commissioners.

Dated at Denver, Colorado,  
this 1st day of March, 1957.

mls

general

(Decision No. 47461)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
BILL OSTRANDER, DOING BUSINESS AS )  
"BILL OSTRANDER HAULING," 1295 SOUTH )  
GRAY STREET, DENVER, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A )  
PRIVATE CARRIER BY MOTOR VEHICLE FOR )  
HIRE. )  
-----

APPLICATION NO. 14938-PP

-----  
March 5, 1957  
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Appearances: Bill Ostrander, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office

Building, Denver, Colorado, December 27, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of the Examiner shows that at the hearing, Bill Ostrander, applicant herein, testified that he is engaged in the transportation of sand, gravel, and other road-surfacing materials; also stone, dirt, and similar materials; that he has had many requests for said service; that he does not desire to transport road oil, in tank trucks; that he is the owner of a 1945 Ford Dump Truck, of one and one-half-ton capacity; that he has a net worth of \$1,000.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by the instant application.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

It did not appear that applicant's proposed private carrier operations will tend to impair the efficiency of any common carrier operating in the territory sought to be served by applicant.

Report of said Examiner recommends that authority sought should be granted.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part



of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That applicant herein should be authorized to operate as a Class "B" private carrier by motor vehicle for hire, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That Bill Ostrander, doing business as "Bill Ostrander Hauling," Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; specifically excluding transportation of road oil in tank trucks.

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

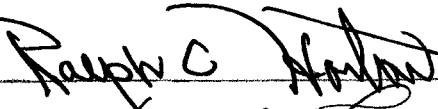

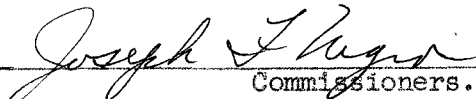
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their

terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 5th day of March, 1957.

mls

final

(Decision No. 47462)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
BEN RUSSELL, 1217 20TH STREET, DEN- )	
VER, COLORADO, FOR A CERTIFICATE OF )	
PUBLIC CONVENIENCE AND NECESSITY TO )	<u>APPLICATION NO. 14949</u>
OPERATE AS A COMMON CARRIER BY )	
MOTOR VEHICLE FOR HIRE. )	
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-----  
March 5, 1957  
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Appearances: Ben Russell, Denver, Colo-  
rado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for the transportation of ashes, trash, and other waste materials within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 28, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein stated he is engaged in the transportation of ashes, trash,

and other waste materials within the City and County of Denver, and has been so engaged since 1952; that he is the owner of a 1950 Studebaker one-half-ton truck, and has a net worth of \$12,500.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he is presently engaged in the transportation of ashes, trash, and other waste materials in the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and

foregoing Findings should be, and hereby is, approved.

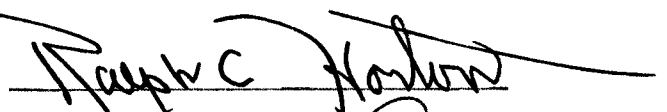

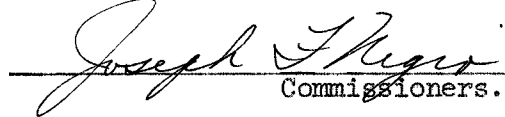
That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Ben Russell, Denver, Colorado, for the transportation of ashes, trash and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places within the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 5th day of March, 1957.

mls

original

(Decision No. 47463)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JOE RUIZ, BOX 298, FORT LUPTON, )  
COLORADO, FOR A CLASS "B" PERMIT TO )  
OPERATE AS A PRIVATE CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
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APPLICATION NO. 14953-PP

-----  
March 5, 1957  
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Appearances: Joe Ruiz, Fort Lupton, Colo-  
rado, pro se;  
Marion F. Jones, Esq., Den-  
ver, Colorado, for Petro-  
leum Transporters.

S T A T E M E N T

By the Commission:

By the above-styled application, Joe Ruiz, Fort Lupton, Colo-  
rado, seeks a Class "B" permit to operate as a private carrier by motor  
vehicle for hire, for the transportation of farm produce, between  
points within a fifteen-mile radius of Fort Lupton, and from said area  
to Denver; sand, gravel, and other road-surfacing materials use in the  
construction of roads and highways, from pits and supply points in the  
State of Colorado, to road jobs, mixer and processing plants within a  
radius of fifty miles of said pits and supply points; sand and gravel,  
from pits and supply points in the State of Colorado, to railroad load-  
ing points, and to homes and small construction jobs within a radius of  
fifty miles of said pits and supply points; sand, gravel, dirt, stone,  
and refuse, from and to building construction jobs, to and from points  
within a radius of fifty miles of said jobs; insulrock, from pits and  
supply points in the State of Colorado to roofing jobs within a radius  
of fifty miles of said pits and supply points.

Said application was regularly set for hearing before the Com-

mission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 28, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein testified that he is presently engaged in the transportation of sand, gravel, and road-surfacing materials, and has had many requests for the services sought by the instant application; that he is the owner of a 1954 two-ton Chevrolet Dump Truck, and has a net worth of \$8,000; that in the event authority herein sought is granted, he will obey all rules and regulations governing said operations; that he has had many requests for his proposed services, viz., transportation of farm produce from farms to canning companies within a radius of fifteen miles of Fort Lupton, and to Denver, Colorado.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he has had requests for such services, and there presently is a need for same; that the granting of the authority sought will not impair the efficiency of any common carrier operating in the territory sought to be served by applicant.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that permit should issue to applicant herein, as set forth in the Order following.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That permit should issue to applicant herein, as set forth in the Order following.

### O R D E R

#### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That Joe Ruiz, Fort Lupton, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of farm produce, not including livestock, between points within a radius of fifteen miles of Fort Lupton, Colorado, and from points in said area to Denver, Colorado; sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, provided, however, that there shall be no transportation of road oil requiring the use of tank trucks.



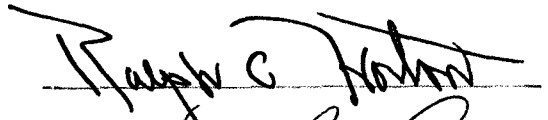


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules, and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 5th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE PETITION OF THE COLORADO MOTOR )  
CARRIERS' ASSOCIATION, AS AGENT, )  
FOR AND ON BEHALF OF MOTOR CARRIERS )  
PARTIES TO ITS TARIFF, COLORADO )  
P.U.C. NO. 8, JOINTLY WITH BARLOW'S )  
SERVICE, INC., M & M OIL & TRANSPOR- )  
TATION, INC., MELTON TRANSPORT COM- )  
PANY AND R. B. "DICK" WILSON, INC., )  
FOR AUTHORITY TO INCREASE BY 5% THE )  
RATES FOR THE TRANSPORTATION OF PET- )  
ROLEUM AND PETROLEUM PRODUCTS, IN )  
BULK IN TANK VEHICLES. )  
-----

CASE NO. 1585

-----  
March 4, 1957  
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S T A T E M E N T

By the Commission:

On January 28, 1957, The Colorado Motor Carriers' Association, as Agent, for and on behalf of carriers parties to its tariff Colorado P.U.C. No. 8, jointly with Barlow's Service, Inc., M & M Oil & Transportation, Inc., Melton Transport Company, and R. B. "Dick" Wilson, Inc., petitioned the Commission for authority to publish a 5% increase in all rates for the transportation of petroleum and petroleum products, in bulk in tank vehicles, as per copy of petition attached hereto and made a part hereof.

F I N D I N G S

THE COMMISSION FINDS, That:

1. Case 1585 should be re-opened for further hearing in connection with the instant application.
2. The matter should be assigned for public hearing on April 9, 1957, in the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, at 10:00 A.M.

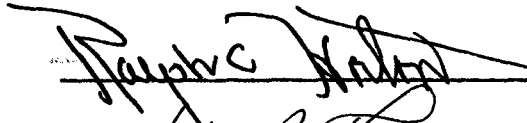
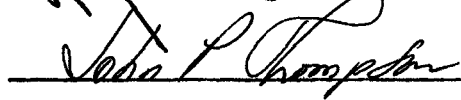

O R D E R

THE COMMISSION ORDERS, That:

1. Case 1585 be and the same is hereby re-opened for further hearing in connection with the instant application.

2. The matters and things herein involved in this proceeding be and they are hereby assigned for public hearing at 10:00 A.M., on April 9, 1957, in the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, for the taking of evidence and testimony by all concerned.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,  
this 4th day of March, 1957.

mem

original

(Decision No. 47465)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
THE DENVER AND RIO GRANDE WESTERN )  
RAILROAD COMPANY TO ESTABLISH AUTO- )  
MATIC CROSSING PROTECTION SIGNALS )  
AT GRADE CROSSING AT INTERSECTION )  
OF MILE POST 76 PLUS 2382 FEET AND )  
ROYER STREET IN THE CITY OF COLO- )  
RADO SPRINGS, EL PASO COUNTY, COLO- )  
RADO. )  
-----)

APPLICATION NO. 14820

-----  
March 6, 1957  
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Appearances: Marion R. Smyser, Esq.,  
Denver, Colorado,  
for applicant;  
J. L. McNeill, Denver,  
Colorado, for the  
Commission.

S T A T E M E N T

By the Commission:

On October 16, 1956, The Denver and Rio Grande Western Railroad Company, by its attorney, T. A. White, filed an application with this Commission, seeking authority to install automatic crossing protection signals, as captioned above.

The matter was set for hearing on November 15, 1956, at ten o'clock A. M., in the County Court Room, Colorado Springs, Colorado. After appropriate notice to interested parties, including the Mayor of the City of Colorado Springs, Colorado, and the Chairman of the Board of El Paso County Commissioner, the matter was heard by the Commission and taken under advisement.

The purpose of the instant application is to secure authority for replacement of existing crossbuck signs by automatic flasher signals at the above crossing. The following exhibits were explained by Mr. Ernest J. Moore, Denver, Colorado, who is Assistant to the Signal Engineer for The Denver and Rio Grande Western Railroad Company:

Exhibit A: Map to show location of rail line in respect to Royer Street with proposed signals indicated in red.

Exhibit B: Sheet No. 1 of Railroad Signal Engineer Plans to show type of standard signals, as outlined in red, which is to be installed at Royer Street crossing.

Exhibit C: Copy of Agreement, dated September 17, 1956, between Rio Grande and El Paso County and City of Colorado Springs for proposed signal installation, maintenance and costs.

Exhibit D: (Part of Commission file). Letter of Board of El Paso County Commissioners, dated November 8, 1956, to notify the Public Utilities Commission of no objections to requested approval.

Mr. Moore explained that trackage at the crossing consists of the Main track located in El Paso County, and an Industry spur track some 15 feet to the north, which is located within the City limits of Colorado Springs. The main track is used by an average of thirteen trains daily in a southbound direction. The spur track serves a recently established ready-mix concrete plant for carload delivery of cement, sand and gravel. In a test count of vehicular traffic, it was found that 1169 vehicles used the crossing in a twenty-four-hour interval.

In connection with the new concrete plant, Mr. Moore explained that an increasing number of heavy sand trucks and concrete mixer-trucks were now being operated over the crossing; that while vision in an easterly direction was open, there was a restriction at the west side due to the new mixing plant; that the new signals will be clearly visible to approaching motorists and will display a red flashing-light warning on the approach of a train from either direction along the rail line; that train movements over the industry spur will also activate the signals.

In describing the signals, Mr. Moore stated that the proposed units were similar to an installation already functioning on Royer Street at the nearby crossing of the Santa Fe Railway

Company; that the proposed installation would conform with the Commission's specifications and with the standards of the Association of American Railroads; that electricity was available for operation of the signals and there would also be a storage battery installation to provide for emergency operation; that the signals are maintained on a regular schedule at least once per week and at times more often in order to insure full dependability.

According to Mr. Moore, estimated cost for the proposed signals is \$6,000.00. He explained that the unique location of trackage within both the City and the County had resulted in the joint agreement (Exhibit "C"), whereby 50% of the cost will be paid by the railroad, 25% by El Paso County, and 25% by the City of Colorado Springs.

It appears that no public utilities or adjacent property owners will be adversely affected by the proposed improvement. Also, the files of the Commission indicate no protests to the proposed signals.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the public safety, convenience and necessity require the improvement of existing grade crossing protection through the installation, operation and maintenance of automatic flashing light signals at Rio Grande Mile Post 76 plus 2382 feet, being at the public highway-railroad grade crossing of Royer Street in the City of Colorado Springs and the County of El Paso, Colorado.

### O R D E R

#### THE COMMISSION ORDERS:

That Applicant, The Denver and Rio Grande Western Railroad Company, be, and it hereby is, granted a certificate of public convenience and necessity authorizing the replacement of present crossbuck signs by the installation, operation and maintenance of automatic flashing light signals at the grade crossing of Royer

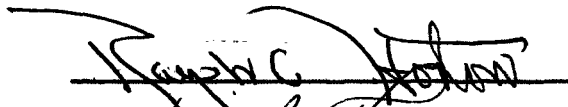
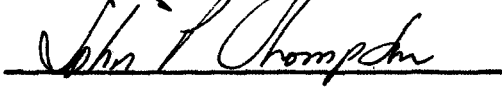
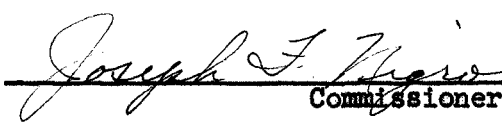
Street over the tracks of said Railroad at its Mile Post 76 plus 2382 feet in the City of Colorado Springs and the County of El Paso, Colorado.

That the work to be done, costs, installation and maintenance of the proposed automatic flashing light signals, shall be as indicated in the preceding Statement, said Statement and Exhibits "A", "B", "C" and "D" being, by reference, made a part hereof.

That the proposed signal devices and installation shall all be in conformance with the Bulletin of the Association of American Railroads' Joint Committee on Railroad Protection.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 6th day of March, 1957.

ea

final

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
MILO M. VALDEZ, 2301 WEST ASBURY )  
STREET, DENVER, COLORADO, AND PETER )  
A. VALDEZ, 1829 CENTRAL STREET, )  
DENVER, COLORADO, FOR A CERTIFICATE ) APPLICATION NO. 14916  
OF PUBLIC CONVENIENCE AND NECESSITY )  
TO OPERATE AS A COMMON CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
-----)

-----  
March 6, 1957  
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Appearances: Milo M. Valdez, Denver,  
Colorado, for applicants.

S T A T E M E N T

By the Commission:

By the above-styled application, applicants herein seek authority to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials, within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, February 4, 1957, at 9:00 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On February 4, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.



Report of said Examiner states that at the hearing, Milo M. Valdez testified that he is one of applicants herein; that he and his partner, Peter A. Valdez, are engaged in transportation of ashes, trash, and other waste materials within the City and County of Denver, and have been so engaged since 1954; that they are the owners of a 1935 G.M.C. pick-up, a 1954 Chevrolet pick-up, and a 1947 Chevrolet pick-up; that each owns his own home; that Applicant Milo M. Valdez has a net worth of \$10,000, and Applicant Peter A. Valdez has a net worth of \$12,000.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicants are fit and proper persons, have sufficient equipment, and are financially able to render the services sought by the instant application; that they are engaged in transportation of ashes, trash, and other waste materials within the City and County of Denver, and were so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicants were established to the satisfaction of the Commission.

Report of said Examiner recommends that certificate of public convenience and necessity issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicants' motor vehicle common carrier service, on call and demand, and that

certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

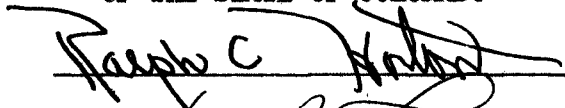

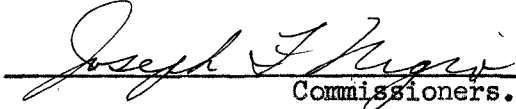
That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Milo M. Valdez and Peter A. Valdez, Denver, Colorado, for the transportation of ashes, trash, and other waste materials between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places within the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicants shall operate their carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicants with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 6th day of March, 1957.

ea

original

(Decision No. 47467)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
BERT HUTTON, DOING BUSINESS AS "WIL- )	
SON TRANSFER AND STORAGE COMPANY," )	APPLICATION NO. 14975-Transfer
2941 LARIMER STREET, DENVER, COLO- )	
RADO, FOR AUTHORITY TO TRANSFER PUC )	
NO. 3407 TO WESTWAY MOTOR FREIGHT, )	
INC., GOLDEN, COLORADO. )	
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March 6, 1957  
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Appearances: E. B. Evans, Esq., Denver,  
Colorado, for Transfer-  
or and Transferee;  
A. J. Fregeau, Denver, Colo-  
rado, for Weicker Trans-  
fer and Storage Company.

S T A T E M E N T

By the Commission:

Bert Hutton, doing business as "Wilson Transfer and Storage  
Company," Denver, Colorado, is the owner of PUC No. 3407, authorizing:  
  
Transportation of general commodities, in-  
cluding household goods, except commodities  
which, because of size or weight, require  
special equipment, from point to point with-  
in the city limits of the City and County  
of Denver, State of Colorado.

By the instant application filed December 18, 1956, he seeks  
authority to transfer his operating rights under said certificate to  
Westway Motor Freight, Inc., Golden, Colorado.

The application was assigned for hearing before Examiner  
Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on  
February 27, 1957, at ten o'clock A. M., with due notice to all inter-  
ested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.  
Report of Examiner states that Transferor Hutton testified

he has been engaged continuously in conducting operations under said certificate since August 1956; that he owns and operates Private Permit No. B-4383 which he has contracted to transfer to the transferee, but which is not involved in this hearing, and is not considered at this time. The witness identified Exhibit 1, being the Memorandum of Agreement between himself and transferee, dated December 20, 1956, the total consideration for the sale of said certificate (and later sale of Private Permit No. B-4383 and certain personal property), being \$3,500; that the sum of \$875 has been paid and the balance will be due upon approval of the transfer by the Commission. Witness also identified Exhibit No. 3, being a list of the equipment transferred, consisting of four units. He states that the only indebtedness against the certificate and his operations thereunder is one item of \$180 due the Mountain States Telephone and Telegraph Company, which he agreed to pay upon receipt of the balance of the agreed purchase price referred to.

Kenneth Williamson, Manager of transferee corporation, operating under PUC-701, corroborated the testimony of Mr. Hutton, and stated his company is able and willing to pay the balance of the agreed purchase price upon receipt of authorization for the transfer. The company found it advisable to purchase this certificate which gives it additional authority in the City and County of Denver. It is expected that the two certificates, PUC-701 and PUC-3407, will be operated independently of each other, but the reports of their operations will be filed jointly. The list of equipment, financial statements, and annual reports of transferee were made a part of the record by reference. The company is presently negotiating for a loan from the Bank of Denver, to be secured by chattel mortgage on PUC-701, PUC-3407, and the equipment of transferee, that now owned and that acquired from transferor, and other property, and requests an order of the Commission authorizing the mortgage of PUC-3407 here involved.

Said Examiner is of the opinion that the proposed transfer is in the public interest and should be authorized and that transferee should be authorized to mortgage said PUC-3407 to the Bank of Denver, as requested, and recommends that an Order be entered accordingly.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Report of Examiner referred to in the above and foregoing Statement should be approved.

That the transfer of PUC-3407 is in the public interest and should be authorized.

That the proposed chattel mortgage of PUC-3407 referred to in the above and foregoing Statement should be authorized.

### O R D E R

#### THE COMMISSION ORDERS:

That the Report of Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That Bert Hutton, doing business as "Wilson Transfer and Storage Company," 2941 Larimer Street, Denver, Colorado, should be, and is hereby, authorized to transfer all his right, title, and interest in and to PUC-3407 -- being the operating rights set forth in the above and foregoing Statement, which is made a part hereof by reference -- to Westway Motor Freight, Inc., Golden, Colorado, subject to payment of any indebtedness against said operation, if any there be, whether secured or unsecured.

That said transferee, Westway Motor Freight, Inc., Golden, Colorado, should be, and is hereby, authorized to include said PUC-3407 in the chattel mortgage involved in the present negotiations for a loan to transferee from the Bank of Denver, Denver, Colorado.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have ad-

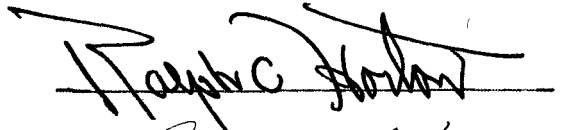
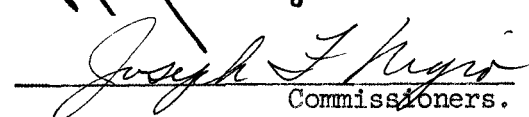
vised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

The tariff of rates, rules, and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
Commissioners.

COMMISSIONER THOMPSON NOT PARTICIPATING.

Dated at Denver, Colorado,  
this 6th day of March, 1957.

mls

original

(Decision No. 47468)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
EDWARD WILLIAM HAMMACK, 927 MEADE )  
STREET, DENVER, COLORADO, FOR A CER- )  
TIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )

APPLICATION NO. 15058

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March 6, 1957  
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Appearances: Martin F. Hammack, Denver,  
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

By the instant application filed February 4, 1957, Edward William Hammack, 927 Meade Street, Denver, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of ashes, trash and rubbish from point to point within the Metropolitan Area of Denver.

The application was assigned for hearing before Examiner Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on February 19, 1957, at nine o'clock A. M., with due notice to all interested parties, and was there heard and taken under advisement. The Examiner has submitted his Report of the proceedings.

It appears from the Report of the Examiner that Martin F. Hammack, of the above address, father of applicant, appeared in support of the application, applicant himself being unable to appear.

Mr. Hammack testified that his son has been conducting a removal service in Denver since 1951 under appropriate Denver licenses obtained each year. He serves private homes located largely in the eastern part of the city and has been serving about 50 regu-

lar customers. He owns a 1947 Chevrolet truck, 3/4-ton capacity, with steel box body, and his net worth is approximately \$10,000. This application was filed for the purpose of establishing his "Grandfather Rights." Applicant has conducted this operation for four years prior to, up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over the operations of common carriers by motor vehicle for hire in home-rule cities, such as Denver, and has established his "Grandfather Rights" to the certificate sought within the city.

No one appeared in opposition to the granting of the instant application, applicant's operating experience and financial stability being found to be adequate.

The Examiner recommended in his Report that the instant application be granted.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That public convenience and necessity require the granting of the proposed motor vehicle common carrier service of applicant.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of Edward William Hammack, 927 Meade Street, Denver, Colorado, for the transportation of ashes, trash and rubbish from points within the City and County of Denver, Colorado, to regularly authorized dumps in Denver and surrounding Counties, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity



therefor.

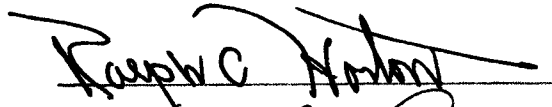


That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That in all other respects the application should be, and hereby is, denied.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 6th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
LA NEAR FRANK, DAILEY, COLORADO, )  
FOR AUTHORITY TO TRANSFER PERMITS ) APPLICATION NO. 15055-PP-Transfer  
NOS. B-1492 AND B-1492-I TO REUBEN )  
SCHNEIDER, HAXTUN, COLORADO. )  
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IN THE MATTER OF THE APPLICATION OF )  
LA NEAR FRANK, DAILEY, COLORADO, )  
FOR AUTHORITY TO TRANSFER PUC NO. ) APPLICATION NO. 15056-Transfer  
819 TO REUBEN SCHNEIDER, HAXTUN, )  
COLORADO. )  
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March 6, 1957  
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Appearances: LaNear Frank, Dailey,  
Colorado, pro se;  
Reuben Schneider, Haxtun,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By Application No. 15055 filed December 5, 1956, LaNear Frank, Dailey, Colorado, seeks authority to transfer to Reuben Schneider, Haxtun, Colorado, his operating rights under Prive Permits Nos. B-1492 and B-1492-I, authorizing:

Transportation of livestock only, from point to point within a radius of 15 miles of Sterling, Colorado, and from ranches and farms in said area to sales yards at Julesburg, Holyoke, Fort Morgan, and Denver, with no back-haul of anything other than livestock from Denver, only;

between all points in Colorado and the Colorado state boundary lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

By Application No. 15056 filed on the same date, the same transferor seeks authority to transfer to the same transferee, his

operating rights under PUC No. 819, authorizing:

Transportation not on schedule, of (1) general freight, including livestock, from point to point within a radius of 15 miles of Fleming, Colorado; (2) livestock, used farm machinery and used household goods from and to points in said area to and from points in the area bounded on the north and east by Colorado state line, on the south by U. S. 24 and on the west by U. S. 287; (3) occasional loads of farm produce from points in said area to Sterling; save and except that applicant is not to haul any merchandise handled by retail stores, or household goods between points served by line-haul common carriers;

Transportation of plaster, cement, brick and tile from Boettcher, Colorado, and from Loveland, Colorado, and the plants nearby, to points within the described Fleming area;

Transportation of general commodities between points in said area on the one hand, and, on the other hand, points in the State of Colorado. It is further understood that the interpretation of "used household goods" from the above area to other points in the State of Colorado, shall be interpreted as "emigrant moveables" and applicant shall not be permitted under this extension to haul any commodities in competition with the line-haul services of North Eastern Motor Freight, Inc., under its PUC-374, and the Brooks Transportation Co. under its PUC-33.

Both applications were assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Fort Morgan, Colorado, on February 20, 1957, at ten o'clock A. M., with due notice to all interested parties, and were there heard on a consolidated record and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of the Examiner states that each party appeared in his own proper person, without counsel. Transferor LaNear Frank testified that he has continuously operated under the permits and certificate since authorized to do so. Because of impaired health, he finds it necessary to sell his operating rights. He identified the Agreement for Sale attached to the application, under the terms of which the consideration for the transfer of the two permits, including two tractors

and three semi-trailers, is \$12,000, payable \$8,000 in cash, which has been paid, the balance of \$4,000 to be represented by a promissory note payable on or before January 2, 1958, with interest at the rate of 6% per annum, secured by chattel mortgage on the equipment. There is no indebtedness against the permits or operations thereunder.

Report of Examiner further states that transferee Schneider corroborated the testimony of transferor, and testified also that he is thoroughly familiar with the territory served under the permits; that he has had 10 years experience in the transportation business, and his net worth is between \$18,000 and \$19,000.

Said Examiner recommends that both applications be granted and the transfer of all authorities involved should be authorized as they appear to be in the public interest.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of Examiner referred to in the above and foregoing Statement should be approved.

That the transfer of Permits Nos. B-1492 and B-1492-I, and PUC No. 819 is in the public interest and should be authorized.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of Examiner referred to in the above and foregoing Findings should be, and is hereby, approved.

That LaNear Frank, Dailey, Colorado, should be, and he is hereby, authorized to transfer all his right, title, and interest in and to Permits Nos. B-1492 and B-1492-I -- being the operating rights set forth in the Statement herein, which is made a part hereof by reference -- to Reuben Schneider, Haxtun, Colorado, subject to payment of any indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when,

but not before, said transferor and transferee, in writing, have advised the Commission that said permits have been formally assigned and that said parties have accepted, and in the future will comply with the conditions and requirement of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

The right of transferee to operate under this Order shall depend upon his compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to the time of transfer of said permit.

This Order is made a part of the permits authorized to be transferred.

That LaNear Frank, Dailey, Colorado, should be, and he is hereby, authorized to transfer all his right, title, and interest in and to PUC No. 819 -- being the operating rights set forth in the Statement herein, which is made a part hereof by reference -- to Reuben Schneider, Haxtun, Colorado, subject to payment of any indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from

the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

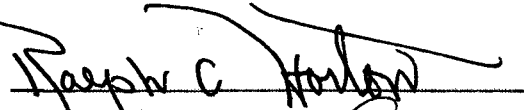


The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

That transfer of interstate operating rights herein authorized to be transferred is subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 6th day of March, 1957.

mls

revised

(Decision No. 47470)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
J. L. CARTER, 2415 WASHINGTON STREET, )  
DENVER, COLORADO, FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY )  
TO OPERATE AS A COMMON CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
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APPLICATION NO. 15070

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March 7, 1957  
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Appearances: J. L. Carter, Denver, Colo-  
rado, pro se;  
Harold D. Torgan, Esq., Den-  
ver, Colorado, for  
Beuhler Transfer Company  
and Bekins Van and Stor-  
age Company.

S T A T E M E N T

By the Commission:

By the instant application filed January 23, 1957, J. L. Carter, 2415 Washington Street, Denver, Colorado, seeks a certificate of public convenience and necessity authorizing transportation of express and baggage and the conduct of a light hauling operation from point to point within the city limits of the City and County of Denver, Colorado.

The application was assigned for hearing before Examiner Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on February 27, 1957, at ten o'clock A. M., after due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of Examiner states that applicant appeared in support of his application, testifying that he has been engaged in light hauling -- mostly trunks and baggage -- within the city of Den-

ver since 1909 under appropriate city licenses. He uses a 1953 Ford pickup truck, 1/2-ton capacity, and his net worth is \$50,000. He was continuously engaged in this transportation business up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over common carriers operating within home-rule cities, such as Denver, and applicant filed this application to establish his "Grandfather Rights."

Report of Examiner further states that upon cross-examination, applicant agreed that any authority granted should be limited to the use of a pickup truck of not to exceed 1/2-ton capacity, and the commodities transported limited to trunks and baggage, whereupon the protests were withdrawn.

The Examiner is of the opinion that applicant is a fit and proper person, qualified by experience and financially, to conduct the operation he wishes authorized, and has established his "Grandfather Rights." The Examiner recommends favorable action, the authority to issue to be limited as agreed upon at the hearing.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That Report of the Examiner referred to in the above and foregoing Statement should be approved.

That a certificate of public convenience and necessity should issue to applicant, as restricted in the following Order.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of Examiner referred to in the above and foregoing Findings, should be, and is hereby, approved.

That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of J. L. Carter, 2415 Washington Street, Denver, Colorado, for the transportation of



trunks and baggage within the City limits of the City and County of Denver, Colorado, all operations thereunder to be limited to the use of one truck not to exceed 1/2-ton capacity, and the transportation of trunks and baggage, only, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

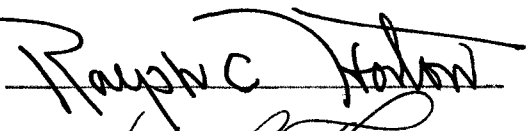


That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 7th day of March, 1957.

mls

original

(Decision No. 47471)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
EUGENE NOTARY, JR., 5847 NORTH WASH- )  
INGTON STREET, DENVER, COLORADO, )  
FOR A CLASS "B" PERMIT TO OPERATE )  
AS A PRIVATE CARRIER BY MOTOR VE- )  
HICLE FOR HIRE. )  
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APPLICATION NO. 15073-PP

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March 7, 1957  
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Appearances: Eugene Notary, Jr., Denver,  
Colorado, pro se;  
Marion F. Jones, Esq., Den-  
ver, Colorado, and  
Alvin J. Meiklejohn, Jr.,  
Esq., Denver, Colorado,  
for R. B. "Dick" Wilson,  
Inc.

S T A T E M E N T

By the Commission:

By the instant application filed February 4, 1957, Eugene Notary, Jr., 5847 North Washington Street, Denver, Colorado, seeks authority to operate as a private carrier by motor vehicle for hire for the transportation of sand, gravel, road-surfacing materials, insulrock, fertilizer and peat moss, the application being in the form usually used in such cases.

The application was assigned for hearing before Examiner Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on February 27, 1957, at ten o'clock A. M., with due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has now submitted his Report of the proceedings.

Said Report states that applicant appeared in his own proper person, without counsel, and that R. B. "Dick" Wilson, Inc., protest-

ant, was represented by counsel at the hearing.

The Examiner's Report stated that applicant testified in support of his application; that he has had some experience in operating trucks; that he was formerly engaged in farming but recently purchased a 1955 Ford truck with dump body, and has been requested to furnish various services, his net worth being \$14,000. Witness stated that Northwestern Engineering Company has requested applicant to haul sand, gravel and road-surfacing materials for their contract work, and he wishes to serve that company and any other contractor who may desire his service; that he also has an opportunity to haul fertilizer from feed lots to a fertilizer plant at 5900 North Franklin Street, outside the City limits of Denver, and peat moss from various mountain points to Denver. Applicant agreed that any authority granted should be limited to the use of dump trucks, whereupon the protest was withdrawn.

The Examiner is of the opinion that applicant is a fit and proper person and qualified by experience and financially, to conduct the proposed operation, and recommends that private carrier authority be granted to applicant, limited to the use of dump trucks.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of Examiner referred to in the above and foregoing Statement should be approved.

That private carrier permit should issue to applicant.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That Eugene Notary, Jr., 5847 North Washington Street, Denver, Colorado, should be, and he is hereby, authorized to operate as

a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; natural fertilizer, from point to point within a radius of ten miles of Denver, and peat moss, from points within a radius of fifty miles of Denver, to Denver, Colorado, all operations authorized hereby to be limited to the use of dump trucks only.


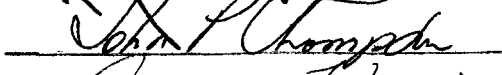
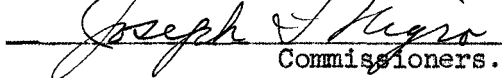
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 7th day of March, 1957.

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
TONY LABRIOLA, ROUTE 1, BOX 233, )	
DENVER, COLORADO, FOR A CLASS "B" )	
PERMIT TO OPERATE AS A PRIVATE CAR- )	APPLICATION NO. 15048-PP
RIER BY MOTOR VEHICLE FOR HIRE. )	
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March 7, 1957  
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Appearances: Tony Labriola, Denver,  
Colorado, pro se;  
Robert E. McLean, Esq.,  
Denver, Colorado, for  
Associated Rubbish  
Removal, and Weber  
Hauling Service;  
Charles E. Warthen, Den-  
ver, Colorado, for  
Jesse F. Jones, et al,  
protestants.

S T A T E M E N T

By the Commission:

By the instant application, filed January 8, 1957, Tony La-  
briola, Route 1, Box 233, Denver, Colorado, seeks authority to oper-  
ate as a private carrier by motor vehicle for hire for the transporta-  
tion of ashes and trash from the Denargo Market, Denver, Colorado, to  
dumps located in Denver and Adams Counties, Colorado.

Said application was assigned for hearing before Examiner  
Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on  
February 19, 1957, at nine o'clock A. M., with due notice to all  
interested parties, and was there heard and taken under advisement.  
The Examiner has submitted his Report of the proceedings.

It appears from the Report of the Examiner that applicant  
testified that his business consists of cleaning up the premises of  
the Denargo Market daily, and hauling away the ashes and trash to

dumps in Denver and Adams Counties. He wishes to serve the one customer only, being the company that operates the market. He has been so engaged for the past several years, operating under appropriate Denver licenses. He owns a 1938 Plymouth Pickup with stake body, and his net worth is between \$15,000 and \$18,000.

In support of the application, Frank O. Ciancio, President of the Growers Public Market Association, owner of said Denargo Market, testified that applicant has been conducting the operations described ever since the market was built, and that his service is needed and has been satisfactory.

No evidence was offered by protestants.

Applicant's operating experience and financial stability were satisfactorily established, and no reason appears why a permit should not issue.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That a private carrier permit should issue to applicant.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That Tony Labriola, Route 1, Box 233, Denver, Colorado, should be, and is hereby, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of ashes and trash from the Denargo Market, Denver, Colorado, to dumps located in Denver and Adams Counties, Colorado, service to be limited to one customer only, to-wit: Growers Public Market Association, without authority to serve additional customers without prior Commission approval.

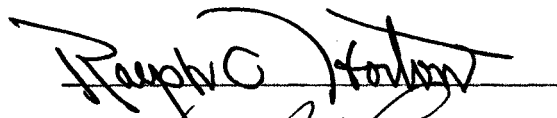


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 7th day of March, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
R. B. "DICK" WILSON, INC., EAST )	
59TH AVENUE AND HIGHWAY 6, DENVER, )	
COLORADO, FOR A CERTIFICATE OF PUB- )	APPLICATION NO. 15133-Extension
LIC CONVENIENCE AND NECESSITY, AU- )	
THORIZING EXTENSION OF OPERATIONS )	
UNDER PUC NO. 1515 AND PUC NO. )	
1515-I. )	
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-----  
March 5, 1957  
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Appearances: Marion F. Jones, Esq., Denver,  
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

Heretofore, R. B. "Dick" Wilson, Inc., Denver, Colorado, filed its application with the Commission, seeking a certificate of public convenience and necessity to extend operations under PUC No. 1515 and PUC No. 1515-I to include the right to transport, over irregular routes, pyrite cinders, from Denver, Colorado, to Boettcher, Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, March 13, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

The Commission is now in receipt of a communication from Marion F. Jones, Attorney for Applicant, stating applicant no longer desires to prosecute said application, and requesting dismissal thereof.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.



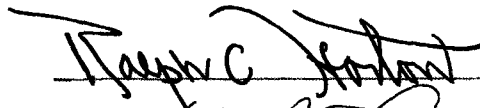

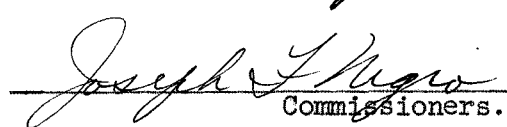
O R D E R

THE COMMISSION ORDERS:

That Application No. 15133 should be, and the same hereby is,  
dismissed, at request of Attorney for Applicant herein.

This Order shall become effective as of the day and date here-  
of.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 5th day of March, 1957.

mls

original

(Decision No. 47474)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
HENRY W. JONES, SR., 2937 GLENARM )  
PLACE, DENVER, COLORADO, FOR A CER- )  
TIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
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APPLICATION NO. 15050

-----  
March 7, 1957  
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Appearances: Henry W. Jones, Sr., Den-  
ver, Colorado, pro se;  
H. D. Hicks, Denver, Colo-  
rado, for Weicker Trans-  
fer and Storage Company.

S T A T E M E N T

By the Commission:

By the instant application filed January 10, 1957, Henry W. Jones, Sr., 2937 Glenarm Place, Denver, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of express from point to point within the City of Denver, Colorado.

The application was assigned for hearing before Examiner Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on February 19, 1957, at nine o'clock A. M., with due notice to all interested parties, and was there heard and taken under advisement. The Examiner has submitted his Report of the proceedings.

It appears from the Report of the Examiner that applicant appeared in his own behalf and testified that he has been engaged in the express and light hauling business in Denver since 1948. The articles hauled have usually consisted of small articles, furniture, trunks, etc. He has used a 1951 Dodge pickup truck, 1/2-ton capacity, and his net worth is \$16,000. He has not operated beyond the City limits of Denver and filed the instant application to establish his

"Grandfather Rights" in Denver proper. He was engaged in this transportation business long prior to, up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over the operations of common carriers by motor vehicle for hire in home-rule cities, such as Denver, and established his "Grandfather Rights" to the certificate sought within the City.

Applicant agreed that his proposed operation shall be limited to the use of one truck with capacity not to exceed 1/2-ton, whereupon the protest of Weicker Transfer and Storage Company was withdrawn.

The Report of Examiner further states that there has been filed with the Commission a letter from the Chief Clerk of the Department of Safety and Excise of the City of Denver, to the effect that applicant has had a public cartage license from the City from January 30, 1948, to and including the year 1956. Inasmuch as all protests were withdrawn, the Examiner recommends the granting of the instant application, the operating experience and financial stability of applicant being satisfactorily established.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That public convenience and necessity require the granting of the proposed motor vehicle common carrier service of applicant.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of Henry W. Jones, Sr., 2937 Glenarm Place, Denver, Colorado, for the transportation of

express from point to point within the City of Denver, Colorado, said operation being limited to the use of one truck with capacity not to exceed 1/2-ton capacity, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

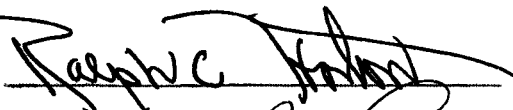


That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 7th day of March, 1957.

mls

original

(Decision No. 47475)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF ) RICHARD MONDRAGON, 418 WOOD STREET, ) FORT COLLINS, COLORADO, FOR A CER- ) TIFICATE OF PUBLIC CONVENIENCE AND ) NECESSITY TO OPERATE AS A COMMON ) CARRIER BY MOTOR VEHICLE FOR HIRE. )	<u>APPLICATION NO. 15034</u>
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-----  
March 7, 1957  
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Appearances: Richard Mondragon, Fort  
Collins, Colorado, pro se;  
Gene E. Fischer, Esq., Fort  
Collins, Colorado, for  
Francis D. Rickard and  
James D. Rickard.

S T A T E M E N T

By the Commission:

By the instant application, Richard Mondragon, 418 Wood Street, Fort Collins, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of ashes and trash from point to point in and around Fort Collins, Colorado.

The application was assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Greeley, Colorado, on February 14, 1957, at ten o'clock A. M., with due notice to all interested parties, and was there heard and taken under advisement. The Examiner has submitted his Report of the proceedings.

It appears from the Report of Examiner that applicant appeared in person, without counsel, and two protestants appeared by their attorney.

Report of Examiner states that applicant testified he has been conducting an ash and trash disposal business in Fort Collins for about five years last past, continuously up to and including

January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over the operations of common carriers by motor vehicle for hire in home-rule cities, such as Fort Collins, and that he filed the instant application to establish his "Grandfather Rights." Witness stated the City dump is within the City limits of Fort Collins, and that he has 280 regular customers, serving them daily, weekly or monthly, as requested; that he has 4 regular customers residing about four miles beyond the City limits; that he uses a 1952 GMC truck, 1-ton capacity with dump body in his operations, and his net worth is about \$4,000.

There is on file a letter from the City Clerk of the City of Fort Collins, to the effect that applicant has had a license for ash and trash hauling from the City authorities since April 18, 1953.

Applicant did not produce any customer witnesses to show a need for his service outside the City limits of Fort Collins, and in view of the appearance of protestants authorized to serve the area, his application must be denied as to such service.

No evidence was given by or on behalf of protestants.

Report of Examiner further states that applicant is a fit and proper person to conduct the operation referred to; that public convenience and necessity require the continued operation of applicant to the 280 regular customers within the City of Fort Collins; that applicant has satisfactorily established his "Grandfather Rights" within said City; that applicant appears to be well qualified by experience and financially to conduct the operation, and the Examiner recommends the granting of a certificate of public convenience and necessity to applicant as to his service within the City limits of Fort Collins, Colorado, and denial thereof as to service outside said City.

## F I N D I N G S

### THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That public convenience and necessity require the granting of the proposed motor vehicle common carrier service of applicant.

## O R D E R

### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, granted.

That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of Richard Mondragon, 418 Wood Street, Fort Collins, Colorado, for the transportation of ashes and trash from point to point within the City limits of Fort Collins, Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

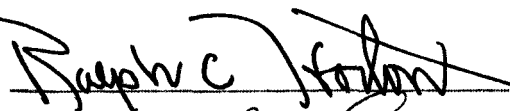


That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That, in all other respects, said application should be, and is hereby, denied.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 7th day of March, 1957.

mls

original

(Decision No. 47476)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
MC CARTER TRUCK LINES, 702 EAST )	
TENTH STREET, TOPEKA, KANSAS, FOR )	
AUTHORITY TO TRANSFER INTERSTATE )	PUC NO. 754-I-Transfer
OPERATING RIGHTS TO MC CARTER TRUCK )	
LINES, INC., 702 EAST TENTH STREET, )	
TOPEKA, KANSAS. )	
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March 7, 1957  
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S T A T E M E N T

By the Commission:

Heretofore, McCarter Truck Lines, Topeka, Kansas, was authorized, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, to operate as a common carrier by motor vehicle for hire, in interstate commerce, and PUC No. 754-I issued, covering said operations.

Said certificate-holder now seeks authority to transfer said operating rights to McCarter Truck Lines, Inc., Topeka, Kansas.

The records and files of the Commission fail to disclose any reason why said request should not be granted.

F I N D I N G S

THE COMMISSION FINDS:

That said transfer should be authorized.

O R D E R

THE COMMISSION ORDERS:

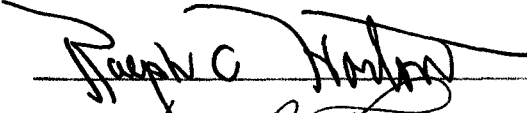


That McCarter Truck Lines, Topeka, Kansas, should be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 754-I to McCarter Truck Lines, Inc., Topeka, Kansas, subject to the provisions of the Federal Motor Carrier Act of 1935,



as amended, and subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 7th day of March, 1957.

mls

original

(Decision No. 47477)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
MRS. DONNA D. METCALF, DOING BUSI- )  
NESS AS "EMPIRE DELIVERY CO.," 1821 )  
FIFTEENTH STREET, DENVER, COLORADO, )  
FOR A CERTIFICATE OF PUBLIC CONVEN- )  
IENCE AND NECESSITY TO OPERATE AS A )  
COMMON CARRIER BY MOTOR VEHICLE FOR )  
HIRE. )  
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APPLICATION NO. 14958

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March 7, 1957  
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Appearances: A. E. Small, Jr., Esq., Denver,  
Colorado, for Applicant;  
Harold D. Torgan, Esq., Denver,  
Colorado, for Amick Transfer  
and Storage Company; Buehler  
Transfer Company; Bekins Van  
and Storage; Johnson Storage  
and Moving Company; North  
Denver Transfer and Storage  
Company; Duffy Storage and  
Moving Company; U. S. Trans-  
fer and Storage Company.

S T A T E M E N T

By the Commission:

On February 8, 1957, the Commission entered its Decision No. 47294 in the above-styled matter, granting to applicant herein a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, as set forth in said Decision No. 47294.

On March 1, 1957, "Petition for Rehearing" was filed herein by Attorney for Applicant.

The Commission has carefully considered said Petition for Rehearing, and is of the opinion that rehearing should be had in said matter.

F I N D I N G S

THE COMMISSION FINDS:

That "Petition for Rehearing," filed herein on March 1, 1957, by A. E. Small, Jr., Attorney for Applicant, should be granted, said rehearing to be held at a date to be determined by the Commission, with notice to all parties in interest.

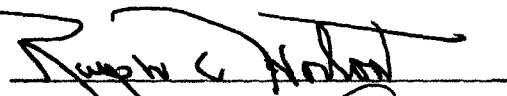

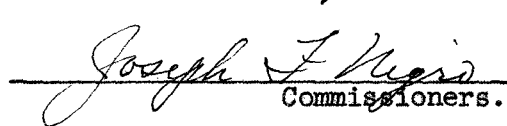
O R D E R

THE COMMISSION ORDERS:

That "Petition for Rehearing," filed herein on March 1, 1957, by A. E. Small, Jr., Attorney for Applicant, should be, and hereby is, granted, said matter to be set for rehearing at a date to be determined by the Commission, with notice to all parties in interest.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 7th day of March, 1957.

mls

original

(Decision No. 47478)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JIMMY SANCHEZ, 814 THIRTEENTH )  
STREET, ALAMOSA, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A )  
PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )

APPLICATION NO. 15093-PP

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March 7, 1957  
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Appearances: Henry Blickhahn, Esq., Alamosa,  
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

By the above-styled application, Jimmy Sanchez, Alamosa, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of lumber, building supplies and materials, from point to point within a radius of thirty miles of Alamosa, Colorado.

Said application was regularly set for hearing before the Commission, at the Court House, Alamosa, Colorado, February 26, 1957, at 9:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

At the time and place designated for hearing, Attorney for Applicant herein requested that said matter be continued to a future date.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

O R D E R

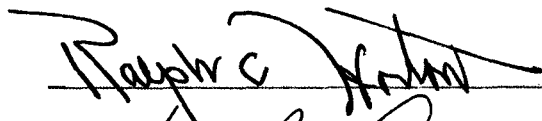


THE COMMISSION ORDERS:

That Application No. 15093-PP should be, and hereby is, con-

tinued, to be re-set for hearing at a future date to be determined by the Commission, with notice to all parties in interest.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 7th day of March, 1957.

mls

original

(Decision No. 47479)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JOHN ZERTUCHE, MONTE VISTA, COLO- )  
RADO, FOR A CLASS "B" PERMIT TO OP- )  
ERATE AS A PRIVATE CARRIER BY MOTOR )  
VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 15069-PP

-----  
March 8, 1957  
-----

Appearances: Conour and Conour, Esqs.,  
Del Norte, Colorado,  
for Applicant.

S T A T E M E N T

By the Commission:

By the above-styled application, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of potatoes and hay, for Grower-Shipper Potato Company, from point to point within the area extending fourteen miles north of Monte Vista; east of Monte Vista to the Rio Grande-Alamosa County Line; fifteen miles south, and four miles west of Monte Vista, Colorado.

Said application was regularly set for hearing before the Commission, at the Court House, Alamosa, Colorado, February 26, 1957, at 9:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

At the time and place designated for hearing, no one appeared in opposition to the granting of the authority sought.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

It did not appear that applicant's proposed operations will impair the efficiency of any common carrier operating in the territory sought to be served by applicant.

## F I N D I N G S

### THE COMMISSION FINDS:

That permit should issue to applicant herein.

## O R D E R

### THE COMMISSION ORDERS:

That John Zertushe, Monte Vista, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of potatoes and hay, from Grower-Shipper Potato Company, from point to point within the area extending fourteen miles north of Monte Vista; east of Monte Vista to the Rio Grande-Alamosa County Lines; fifteen miles south, and four miles west of Monte Vista, Colorado.

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Ralph C. Nelson*  
*Joseph F. Lewis*

COMMISSIONER THOMPSON NOT PARTICIPATING.  
Dated at Denver, Colorado,  
this 8th day of March, 1957.

mls

original

(Decision No. 47480)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
FILEMON MARQUEZ, 609 SIXTH STREET, )	
CENTER, COLORADO, FOR A CLASS "B" )	
PERMIT TO OPERATE AS A PRIVATE )	<u>APPLICATION NO. 15066-PP</u>
CARRIER BY MOTOR VEHICLE FOR HIRE. )	
-----	

-----  
March 8, 1957  
-----

Appearances: Filemon Marquez, Center,  
Colorado, pro se;  
Conour and Conour, Esqs.,  
Del Norte, Colorado,  
for James Ashton and  
Wiederkehr and Sons.

S T A T E M E N T

By the Commission:

By the above-styled application, Filemon Marquez, Center, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of potatoes, from points within a radius of fifty miles of Center, Colorado, and from points within a radius of five miles of Mesita, Colorado, to Center, Colorado, for Canon Vegetable Growers' Association, only; hay, from farm to farm within a radius of fifty miles of Center, Colorado.

Said application was regularly set for hearing, and heard, at the Court House, Alamosa, Colorado, February 26, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, the operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That authority should issue to applicant herein, as set



forth in the Order following, said operating rights to be known as "Permit No. B-4749," being the number of a permit formerly held by applicant.

O R D E R

THE COMMISSION ORDERS:

That Filemon Marquez, Center, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of potatoes, from points within a radius of fifty miles of Center, Colorado, and from points within a radius of five miles of Mesita, Colorado, to Center, Colorado, for Canon Vegetable Growers' Association, only; hay, from farm to farm within a radius of fifty miles of Center, Colorado, for the following customers, viz.: Lee Bassett, of Center, Colorado; Herb Gilbreath, of Monte Vista, Colorado; and Frank Bernald, of Center, Colorado, said operating rights to be known as "Permit No. B-4749."

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Ralph C. Horton*  
*John P. Thompson*  
*Joseph F. Negro*  
Commissioners.

Dated at Denver, Colorado,  
this 8th day of March, 1957.  
mls

original

(Decision No. 47481)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
RICHARD COHN, DOING BUSINESS AS )  
"COHN'S TRUCKING SYSTEM," ROUTE 2, ) APPLICATION NO. 15065-PP-Extension  
BOX 205, ALAMOSA, COLORADO, FOR AU- )  
THORITY TO EXTEND OPERATIONS UNDER )  
PERMIT NO. B-3016. )  
-----

-----  
March 8, 1957  
-----

Appearances: Leonard Haynie, Esq., Alamosa,  
Colorado, for Applicant;  
Conour and Conour, Esqs., Del  
Norte, Colorado, for Gibson  
Truck Line, James Ashton.

S T A T E M E N T

By the Commission:

Applicant herein is the owner and operator of Permit No.

B-3016, authorizing:

Transportation of livestock, between points  
within the area extending seven miles west,  
ten miles east, ten miles north, and ten  
miles south of Center, and from and to  
points in said area, to and from Alamosa,  
Colorado Springs, Pueblo, and Denver, and  
the transportation of farm products, between  
points in the same area, and from points in  
said area, to Monte Vista and Alamosa, with  
the right to haul farm supplies between  
points in said pick-up area, and to back-  
haul farm supplies from Alamosa and Monte  
Vista, limited to the use of one truck of  
two-ton capacity.

By the instant application, said permit-holder seeks auth-  
ority to extend operations under said Permit No. B-3016, by striking

from said operating rights the restriction that the owner thereof shall be limited to the use of one truck, of two-ton capacity.

Said matter was regularly set for hearing, and heard, at the Court House, Alamosa, Colorado, February 26, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, the evidence disclosed that applicant and his predecessors in interest have been operating under private carrier authority since 1943.

Applicant testified that his customers are demanding larger equipment to take care of their hauling of livestock.

It appears that the transportation of livestock in the San Luis Valley can no longer be handled for trips between Alamosa, Colorado Springs, and Pueblo with a straight two-ton truck.

Attorney for Protestants Gibson and Ashton interrogated the witnesses relative to his operations. However, he failed to present evidence that the granting of the instant application would impair the efficiency of services of the common carriers he represented.

It therefore appears that the restriction on size of truck should be removed.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the instant application, as hereinafter limited, should be granted.

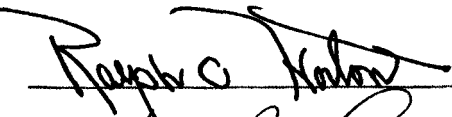
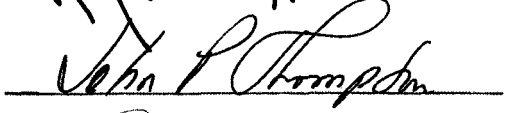

#### O R D E R

##### THE COMMISSION ORDERS:

That Richard Cohn, doing business as "Cohn's Trucking System," Alamosa, Colorado, should be, and hereby is, authorized to extend operations under Permit No. B-3016, by striking from said operating rights the restriction "of one truck of two-ton capacity;" in other words, the restriction will now read that the owner of Permit No. B-3016 shall be limited to the use of one truck.

This Order shall become effective as of the day and date  
hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 8th day of March, 1957.

mls

original

(Decision No. 47482)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
VERL GILDER, 323 MADISON STREET, )	
MONTE VISTA, COLORADO, FOR A CLASS )	<u>APPLICATION NO. 14399-PP</u>
"B" PERMIT TO OPERATE AS A PRIVATE )	
CARRIER BY MOTOR VEHICLE FOR HIRE. )	
-----	

-----  
March 11, 1957  
-----

Appearances: Marion Smyser, Esq., Denver,  
Colorado, for copy of Order.

S T A T E M E N T

By the Commission:

By the above-styled application, Verl Gilder, Monte Vista, Colorado, seeks a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of logs and lumber within a radius of seventy-five miles of Sagauche, Colorado; between Saguache, Colorado, and Denver, Colorado, and intermediate points, via U. S. Highways Nos. 285, 50 and 85-87, and Colorado Highway No. 115.

Said application was regularly set for hearing before the Commission, at the Court House, Alamosa, Colorado, February 26, 1957, at 9:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

Notwithstanding said notice, applicant failed to appear, either in person or by counsel, at the time and place designated for hearing.

F I N D I N G S

THE COMMISSION FINDS:

That the above-styled application should be dismissed for lack of prosecution.

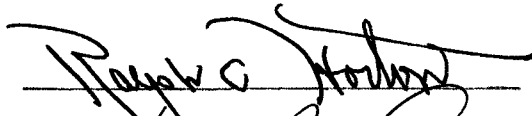
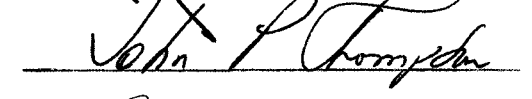
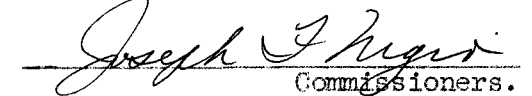
O R D E R

THE COMMISSION ORDERS:

That Application No. 14399-PP should be, and the same hereby is, dismissed for lack of prosecution.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls

Yuma.

(Decision No. 47483)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JUAN I. MARTINEZ, FORT GARLAND, )  
COLORADO, FOR A CLASS "B" PERMIT TO )  
OPERATE AS A PRIVATE CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 15067-PP

-----  
March 11, 1957  
-----

Appearances: Leonard Haynie, Esq., Alamosa,  
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

By the above-styled application, Juan I. Martinez, Fort Garland, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of farm produce, to and from points within a radius of sixty miles of Fort Garland, Colorado, excluding Alamosa, Monte Vista and La Jara, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Alamosa, Colorado, February 26, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, Walter Smith appeared in support of his application, and testified that he had use for, and would use, applicant's proposed services, in the event authority herein sought is granted.

No one appeared in opposition to the granting of the authority sought.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

It did not appear that applicant's proposed operations will tend to impair the efficiency of any common carrier service operating

in the territory sought to be served by applicant.

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Juan I. Martinez, Fort Garland, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of farm produce, from point to point within a radius of sixty miles of Fort Garland, Colorado, excluding Alamosa, Monte Vista, and La Jara, Colorado.

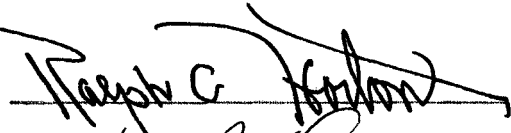
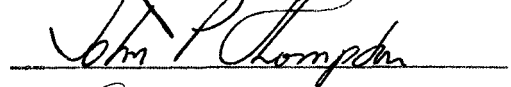

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls



original

(Decision No. 47484)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
J. N. MATLOCK, GENERAL DELIVERY, )  
DEL NORTE, COLORADO, FOR AUTHORITY ) APPLICATION NO. 15068-PF-Extension  
TO EXTEND OPERATIONS UNDER PERMIT )  
NO. B-4907. )  
-----

-----  
March 11, 1957  
-----

S T A T E M E N T

By the Commission:

By the above-styled application, J N. Matlock, Del Norte,  
Colorado, owner and operator of Permit No. B-4907, authorizing:

transportation of lumber and sawmill products,  
from points within a radius of fifteen miles  
of Chambers Lake, to Denver and to Fort Collins,  
Colorado,

seeks authority to extend operations under said Permit No. B-4907 to  
include the right to transport lumber and sawmill products, to and  
from points within a radius of fifty miles of Del Norte, Colorado,  
from and to Denver, Colorado, for Kaibab Lumber Company, only.

Said application was regularly set for hearing before the  
Commission at the Court House, Alamosa, Colorado, February 26, 1957,  
due notice thereof being forwarded to all parties in interest.

Notwithstanding said notice, applicant failed to appear,  
either in person or by counsel, at the time and place designated for  
hearing.

Thereupon, the files were made a part of the record, and  
the matter was taken under advisement.

No one appeared in opposition to the granting of the author-  
ity sought.

The operating experience and financial responsibility of

applicant were established to the satisfaction of the Commission.

It did not appear that applicant's proposed service will tend to impair the efficiency of any common carrier operating in the territory sought to be served by applicant.

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

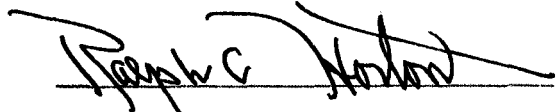

O R D E R

THE COMMISSION ORDERS:

That J. N. Matlock, Del Norte, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-4907 to include the right to transport lumber and sawmill products, to and from points within a radius of fifty miles of Del Norte, Colorado, from and to Denver, Colorado, for Kaibab Lumber Company, only.

This Order is made a part of the permit granted to applicant, and shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
Commissioners.

COMMISSIONER THOMPSON NOT PARTICIPATING.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls

original

(Decision No. 47485)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JIMMY SANCHEZ, 814 THIRTEENTH )  
STREET, ALAMOSA, COLORADO, FOR A )  
CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 15092

-----  
March 11, 1957  
-----

Appearances: Henry Blickhahn, Esq., Alamosa,  
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the transportation of trash and garbage within a ten-mile radius of the City of Alamosa, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Alamosa, Colorado, February 26, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

No one appeared in opposition to the granting of the aught.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That public convenience and necessity require applicant's motor vehicle common carrier call and demand transportation service, as set forth in the Order following, and that certificate of public convenience and necessity should issue therefor.

O R D E R

THE COMMISSION ORDERS:

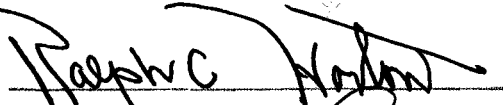
That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Jimmy Sanchez, Alamosa, Colorado, for the transportation of ashes, trash and garbage, between points in Alamosa, Colorado, and a radius of ten miles thereof, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_

  
\_\_\_\_\_

  
\_\_\_\_\_ Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
ROBERT L. AND FAYE C. TILTON, 1140 )  
MEEKER, DELTA, COLORADO. )  
 )  
 )  
 )  
----- )

PERMIT NO. M-1571

-----  
March 11, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Robert L. and Faye C. Tilton

requesting that Permit No. M-1571 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1571, heretofore issued to \_\_\_\_\_

Robert L. and Faye C. Tilton \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective March 7, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Frank C. Johnson  
W. P. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 11th day of March, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
FRED AND JACK FOSTER, DILLON, )  
COLORADO. )  
 )  
 )  
 )  
----- )

PERMIT NO. M-5417

-----  
March 11, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Fred and Jack Foster

requesting that Permit No. M-5417 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

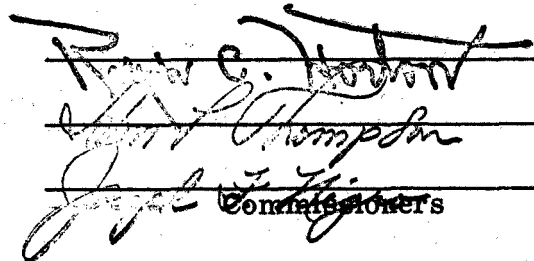
THE COMMISSION ORDERS:

That Permit No. M-5417, heretofore issued to \_\_\_\_\_

Fred and Jack Foster \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective March 4, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 11th day of March, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
VAN C. GULICK, ANTLER'S HOTEL,  
FT. COLLINS, COLORADO.

PERMIT NO. M-6389

March 11, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Van C. Gulick

requesting that Permit No. M-6389 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6389, heretofore issued to

Van C. Gulick

be,

and the same is hereby, declared cancelled effective December 1, 1956.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Robert C. Hordant*  
*John P. Thompson*  
*Joseph F. Higo*  
Commissioners

Dated at Denver, Colorado,

this 11 th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
FRED G. GUSTAFSON, DOING BUSINESS AS )  
ACME AUTO WRECKING AND SALVAGE, P. O.)  
BOX 572, GRANBY, COLORADO. )  
----- )

PERMIT NO. M-9113

-----  
March 11, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Fred G. Gustafson dba Acme Auto Wrecking & Salvage

requesting that Permit No. M-9113 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9113, heretofore issued to \_\_\_\_\_  
Fred G. Gustafson dba Acme Auto Wrecking & Salvage \_\_\_\_\_ be,  
and the same is hereby, declared cancelled effective February 26, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Ruth C. Hedley*  
*John P. Thompson*  
*Joseph F. Negro*  
Commissioners

Dated at Denver, Colorado,

this 11th day of March, 1957.



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
MARTIN H. MYERS, DOING BUSINESS AS )  
MYERS MARKET, BOX 552, BERTHOUD, )  
COLORADO. )  
----- )

PERMIT NO. M-9657

-----  
March 11, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

\_\_\_\_\_  
Martin H. Myers dba Myers Market

requesting that Permit No. M-9657 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9657, heretofore issued to \_\_\_\_\_

\_\_\_\_\_  
Martin H. Myers dba Myers Market

be,

and the same is hereby, declared cancelled effective March 6, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Horn  
John P. Thompson  
Joseph F. Higo  
Commissioners

Dated at Denver, Colorado,

this 11th day of March, 195 7.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
OTHA T. SHROCK, DOING BUSINESS AS )  
"MAIN RADIO AND TV STORE," 129 EAST )  
MAIN STREET, FLORENCE, COLORADO. )  
-----)

PERMIT NO. M-11149

-----  
March 11, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Otha T. Shrock dba Main Radio and TV Store

requesting that Permit No. M-11149 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

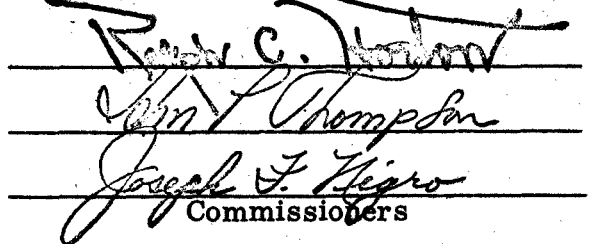
That Permit No. M-11149, heretofore issued to \_\_\_\_\_

Otha T. Shrock dba Main Radio and TV Store

be,

and the same is hereby, declared cancelled effective February 18, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners

Dated at Denver, Colorado,

this 11th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
KEITH PROBASCO, ECKLEY, COLORADO, )  
FOR AUTHORITY TO TRANSFER PERMIT NO. ) APPLICATION NO. 15053-PP-Transfer  
B-1503 TO ALLEN KETTERLING AND BEN )  
HERSEY, DOING BUSINESS AS "ECKLEY )  
TRUCK LINE," ECKLEY, COLORADO. )  
-----

-----  
March 11, 1957  
-----

Appearances: Keith Probasco, Eckley,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

Keith Probasco, Eckley, Colorado, is the owner of Permit No.

B-1503, authorizing:

Transportation of livestock, grain, feed, farm  
supplies, including household furniture, farm  
machinery, and coal from point to point within  
the area described as: 20 miles south, 25  
miles north, 8 miles east, and 7 miles west of  
Eckley, Colorado; and the transportation of  
livestock from and to points in said area to  
and from sales yards in Yuma and Wray;

transportation of grain between points in that  
area around Eckley extending 20 miles south, 25  
miles north, 8 miles east and 7 miles west  
thereof, and Yuma, Wray and Paoli.

By the instant application filed January 14, 1957, the per-  
mit owner seeks authority to transfer his operating rights under said  
permit to Allen Ketterling and Ben Hersey, co-partners, doing business  
as "Eckley Truck Line," Eckley, Colorado.

The application was assigned for hearing before Examiner  
Joseph W. Hawley, at the Court House in Fort Morgan, Colorado, on  
February 20, 1957, at ten o'clock A. M., with due notice to all inter-  
ested parties, and was there heard and taken under advisement. The

Examiner has submitted his Report of the proceedings.

It appears from the Report of the Examiner that the transferor appeared in person, without counsel, transferees not appearing.

The Report of the Examiner discloses that the transferor testified that he has been conducting operations under the permit since May, 1952, operating from his garage at Eckley. There are no debts against the permit or operations thereunder. The consideration for the transfer, including two trailers, one tractor and one straight truck, is \$2,600, which has been paid. Transferee Ketterling formerly drove a truck for transferor, and Transferee Hersey is now employed as a driver. Both transferees are well qualified by experience and financially to conduct the proposed service.

Report of the Examiner further states that there was no protests; that the proposed transfer is in the public interest, and recommends that the transfer be authorized.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That the proposed transfer is compatible with the public interest and should be authorized.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That Keith Probasco, Eckley, Colorado, should be, and is hereby, authorized to transfer all his right, title and interest in and to Permit No. B-1503 -- with authority as set forth in the preceding Statement which is made a part hereof by reference -- to Allen Ketterling and Ben Hersey, doing business as "Eckley Truck Line," Eckley, Colorado, subject to the payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

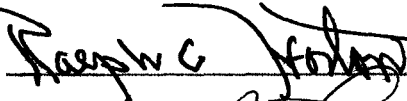


That said transfer shall become effective only if and when, but not before, said transferor and transferees, in writing, have advised the Commission that said permit has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

The right of transferees to operate under this Order shall depend upon their compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to the time of transfer of said permit.

This Order is made a part of the permit authorized to be transferred.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
BUD MC CRACKEN AND HAZEL MC CRACKEN, )  
DOING BUSINESS AS "MORGAN CAB COM- )  
PANY," 425 WEST PLATTE, FORT MORGAN, )  
COLORADO, FOR AUTHORITY TO TRANSFER ) APPLICATION NO. 15057-Transfer  
PUC NO. 1416 TO DELMAR STANLEY AND )  
LORRAINE TROYER, DOING BUSINESS AS )  
"MORGAN CAB COMPANY," 129 EAST KIOWA, )  
FORT MORGAN, COLORADO. )  
-----

-----  
March 11, 1957  
-----

Appearances: Bud McCracken, Fort Morgan,  
Colorado, for Transferors;  
Delmar Stanley, Fort Morgan,  
Colorado, and  
Lorraine Troyer, Fort Morgan,  
Colorado, for Transferees.

S T A T E M E N T

By the Commission:

Bud McCracken and Hazel McCracken, doing business as "Mor-  
gan Cab Company," 425 West Platte, Fort Morgan, Colorado, are the  
owners of PUC No. 1416, authorizing:

Taxi service over irregular routes, on call  
and demand, between points within a radius  
of fifty (50) miles of the City of Fort Mor-  
gan, Colorado.

By the instant application, filed February 4, 1957, the  
certificate owners seek authority to transfer their operating rights  
under said certificate to Delmar Stanley and Lorraine Troyer, doing  
business as "Morgan Cab Company," 129 East Kiowa, Fort Morgan, Colo-  
rado.

Said application was assigned for hearing before Examiner  
Joseph W. Hawley, at the Court House in Fort Morgan, Colorado, on  
February 20, 1957, at ten o'clock A. M., with due notice to all

interested parties, and was there heard and taken under advisement. The Examiner has submitted his Report of the proceedings.

It appears from the Report of Examiner that Bud McCracken, one of transferors, and both transferees, appeared at the hearing in support of the application. There were no protests.

It further appears that transferors have been operating under the certificate ever since they acquired it, but Bud McCracken stated that other business requires his entire time and he cannot properly serve the public and is desirous of selling the operating rights under the certificate. The consideration for the transfer, including the equipment, is \$2,750, of which \$750 has been paid and the balance is represented by a promissory note. No mortgage of the certificate is involved, and there is no indebtedness against the certificate or operations thereunder.

Delmar Stanley, one of transferees, corroborated Mr. McCracken's testimony. The equipment has been transferred and consists of a 1949 model, a 1951 model, and a 1952 model, all Plymouth four-door sedans. The office building occupied by transferors has been deeded to the transferees. The net worth of this transferee is \$10,000 and of the other, \$3,500, and it appears they are well qualified by experience and financially to conduct the proposed operations, and it is the recommendation of the Examiner that the transfer of said certificate be authorized.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That the proposed transfer is compatible with the public interest and should be authorized.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and

foregoing Findings should be, and the same hereby is, approved.

That Bud McCracken and Hazel McCracken, doing business as "Morgan Cab Company," 425 West Platte, Fort Morgan, Colorado, should be, and are hereby, authorized to transfer all their right, title and interest in and to PUC No. 1416 -- being the operating rights set forth in the above and foregoing Statement, which is made a part hereof by reference -- to Delmar Stanley and Lorraine Troyer, doing business as "Morgan Cab Company," 129 East Kiowa, Fort Morgan, Colorado, subject to the payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferors and transferees, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

The tariff of rates, rules, and regulations of transferors shall, upon proper adoption notice, become and remain those of transferees until changed according to law and the rules and regulations of this Commission.

The right of transferees to operate under this Order shall depend upon the prior filing by transferors of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.



That this Order shall become effective twenty-one days from  
date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Hahn  
John P. Thompson  
Joseph F. Myers  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF  
LLOYD D. LEE, DOING BUSINESS AS "G.  
I. EXPRESS," 1200 SOUTH OGDEN  
STREET, DENVER, COLORADO, FOR A  
CERTIFICATE OF PUBLIC CONVENIENCE  
AND NECESSITY AUTHORIZING EXTENSION  
OF OPERATIONS UNDER PUC NO. 2589.

APPLICATION NO. 15043-Extension

IN THE MATTER OF THE APPLICATION OF  
LLOYD D. LEE, DOING BUSINESS AS "G.  
I. EXPRESS," 1200 SOUTH OGDEN  
STREET, DENVER, COLORADO, FOR AUTH-  
ORITY TO TRANSFER PUC NO. 2589 TO  
G. I. EXPRESS COMPANY, 1115 SOUTH  
PEARL STREET, DENVER, COLORADO.

APPLICATION NO. 15049-Transfer

March 11, 1957

Appearances: Phillip A. Rouse, Esq., Denver,  
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

On December 11, 1956, there was filed with the Commission, by Lloyd D. Lee, doing business as "G. I. Express," Denver, Colorado, an application for extension of authority under his PUC No. 2589, and the transfer of the operating rights under said certificate, to G. I. Express Company, a Colorado corporation. The application for extension was designated as "Application No. 15043-Extension," and the application for transfer was designated "Application No. 15049-Transfer."

Both applications were assigned for hearing before Examiner Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on February 19, 1957, at nine o'clock A. M., with due notice to all interested parties, and were there heard on a consolidated record and

taken under advisement.

The Examiner has submitted his Report of the proceedings.

It appears from the Examiner's Report that applicant has been conducting all of the operations authorized by his certificate since it was granted by Decision No. 40818, dated July 1, 1953, such operations being conducted up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over the operations of common carriers by motor vehicle for hire in home-rule cities, such as Denver, and Application No. 15043-Extension was filed to establish his "Grandfather Rights."

Reference was made to the list of equipment on file and the financial statement of applicant, as well as the financial statement of the corporation to which he requests that the authority be transferred.

Applicant submitted Exhibit No. 1, being a partial list of the customers served in the Denver area. He has been operating under appropriate licenses from the proper Denver City authorities.

There was filed with Application No. 15049-Transfer a certified copy of the Certificate of Incorporation of G. I. Express Company, of date December 30, 1955. Mr. Lee is the principal stockholder of the corporation, the officers being Lloyd D. Lee, President, Lucille Lee (his wife) Vice-President, and one Walter S. Johnson, Secretary. If the proposed transfer is granted, the same equipment will be used by transferee as is now used by transferor, and the operations continued as at present. There will be no change in the competitive situation in Denver. Mr. Lee has had eleven years experience in the transportation business in Denver.

It was established by the evidence that Mr. Lee has also been conducting a similar business in Denver under the name of "Aeor Moving and Storage Company," and his intention has been to establish

"Grandfather Rights" for each company, and hereafter conduct G. I. Express Company as a corporation and Aero Moving and Storage Company as an individual. However, at the hearing, he agreed to give up the Aero operation.

There were no protests.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Report of the Examiner referred to in the above and foregoing Statement should be approved.

That the applicant should be authorized to extend operations under PUC No. 2589, as requested in his Application No. 15043.

That the transfer of operating rights under PUC No. 2589, proposed in Application No. 15049, is in the public interest and should be authorized.

### O R D E R

#### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and is hereby, approved.

That Lloyd D. Lee, doing business as "G. I. Express," 1200 South Ogden Street, Denver, Colorado, be, and he is hereby, authorized to extend operations under PUC No. 2589, to include the transportation of the commodities he is now authorized to transport under the terms of said certificate, from point to point within the City limits of the City and County of Denver, Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act

of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That Lloyd D. Lee, doing business as "G. I. Express," 1200 South Ogden Street, Denver, Colorado, should be, and is hereby, authorized to transfer all his right, title and interest in and to PUC No. 2589, being the right to transport by motor vehicles for hire, on call and demand, household goods, furniture and office equipment, from and to points in the City and County of Denver on the one hand, and to and from points within a radius of five (5) air miles of said City and County of Denver on the other hand, excluding Arvada and Littleton, and from point to point within said radius, to G. I. Express Company, 1115 South Pearl Street, Denver, Colorado, subject to payment of any indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

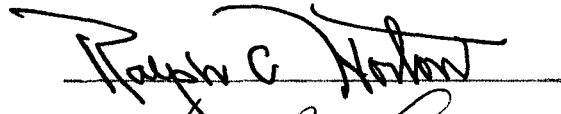

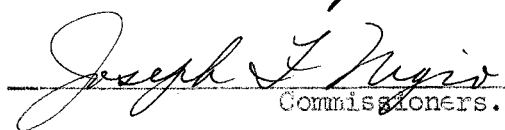
The tariff of rates, rules, and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of

this Commission.

The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
JAKE F. DACUS, 712 SOUTH LOGAN )  
STREET, DENVER 9, COLORADO. )  
-----

PERMIT NO. B-2576

-----  
March 11, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee, requesting that his Permit No. B-2576 be further suspended for six months.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

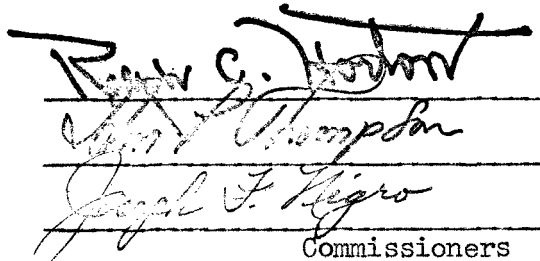
O R D E R

THE COMMISSION ORDERS:

That Jake F. Dacus, be, and he is hereby, authorized to further suspend his operations under Permit No. B-2576 until September 1, 1957.

That unless said Jake F. Dacus shall, prior to the expiration of said suspension period, make a request in writing for the reinstatement of said permit, file insurance, and otherwise comply with all rules and regulations of the Commission applicable to private carrier permits, said permit, without further action by the Commission, shall be revoked without the right to reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners

Dated at Denver, Colorado,  
this 11th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
E. D. WEBER, 595 SOUTH LINCOLN )  
STREET, LITTLETON, COLORADO. )  
-----

PERMIT NO. B-1520

-----  
March 11, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from E. D. Weber, owner and operator of Permit No. B-1520, requesting that said operating rights be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Permit No. B-1520 should be, and hereby is, cancelled, at request of E. D. Weber, Littleton, Colorado, owner and operator thereof, effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Norton  
John P. Thompson  
Joseph J. Negro  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF  
HERBERT C. EDWARDS, DOING BUSI-  
NESS AS "EDWARDS & SON," 104  
BROADMOOR ROAD, COLORADO  
SPRINGS, COLORADO.

PUC NO. 1970  
CASE NO. 24-CC

March 11, 1957

S T A T E M E N T

By the Commission:

On December 14, 1956, in Case No. 24-CC, the Commission issued its order, revoking PUC No. 1970 for failure of Respondent herein to secure Cab Cards from the Commission.

Inasmuch as said Respondent has now complied with the Commission's requirements regarding issuance of Cab Cards, and Cab Cards have now issued to him,

F I N D I N G S

THE COMMISSION FINDS:

That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That PUC No. 1970 should be, and the same hereby is, reinstated, as of December 14, 1956, revocation order entered by the Commission on said date in Case No. 24-CC being hereby vacated, set aside, and held for naught.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Ralph C. Haden*  
*John P. Thompson*  
*Joseph L. Hagan*  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
WILLIAM SWANN, DOING BUSINESS )  
AS "H & H HAULING," 940 SOUTH )  
CONEJOS STREET, COLORADO )  
SPRINGS, COLORADO. )  
-----

PUC NO. 2183  
CASE NO. 79363-INS.

-----  
March 11, 1957  
-----

S T A T E M E N T

By the Commission:

On January 3, 1957, the Commission entered its Order in Case No. 79363-Ins., revoking PUC No. 2183 for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as proper insurance filing has now been made by said Respondent,

F I N D I N G S

THE COMMISSION FINDS:

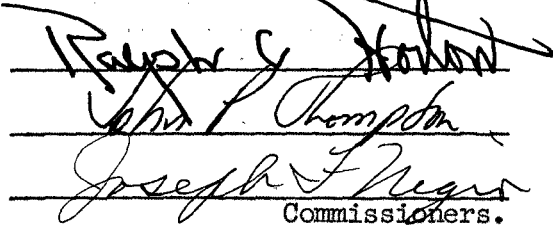
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That PUC No. 2183 should be, and hereby is, reinstated, as of January 3, 1957, revocation order entered by the Commission on said date in Case No. 79363-Ins. being hereby vacated, set aside, and held for naught.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
BROADWAY NASH, INC., 549 BROADWAY, )  
DENVER 3, COLORADO. )

PERMIT NO. M-134

March 12, 1957

## STATEMENT

**By the Commission:**

The Commission is in receipt of a communication from

Broadway Nash, Inc.

requesting that Permit No. M-134 be cancelled.

## FINDINGS

### THE COMMISSION FINDS:

**That the request should be granted.**

## ORDER

**THE COMMISSION ORDERS:**

That Permit No. M-134, heretofore issued to

Broadway Nash, Inc.

be,

and the same is hereby, declared cancelled effective February 22, 1957.

**THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO**

Robert C. Horton  
John P. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 12th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
OREGON LUMBER SUPPLY, INC., 4401 )  
WYNKOOP STREET, DENVER, COLORADO. )

PERMIT NO. M-2280

March 12, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Oregon Lumber Supply, Inc.

requesting that Permit No. M-2280 be cancelled.

## FINDINGS

### THE COMMISSION FINDS:

**That the request should be granted.**

## ORDER

**THE COMMISSION ORDERS:**

That Permit No. M-2280 , heretofore issued to

Oregon Lumber Supply, Inc.

be,

and the same is hereby, declared cancelled effective February 13, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Rev. C. Hobart  
 John P. Thompson  
 Joseph F. Higgins  
 Commissioners

Dated at Denver, Colorado,

this 12th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
R. H. STONE, YUMA, COLORADO. )  
)  
)  
)  
)  
-----)

PERMIT NO. M-3726

-----  
March 12, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
R. H. Stone

requesting that Permit No. M-3726 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3726, heretofore issued to \_\_\_\_\_  
R. H. Stone \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective March 4, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Robert C. Johnson*  
*John Thompson*  
*Joseph F. Negro*  
Commissioners

Dated at Denver, Colorado,

this 12th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
H. W. AND R. E. FRIEND, DOING BUSINESS  
AS "FRIEND WOOL CO., 1900 NORTH )  
MOSLEY, WICHITA, KANSAS. )  
 )  
 )  
----- )

PERMIT NO. M-4201

-----  
March 12, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

H. W. and R. E. Friend dba "Friend Wool Co."

requesting that Permit No. M-4201 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

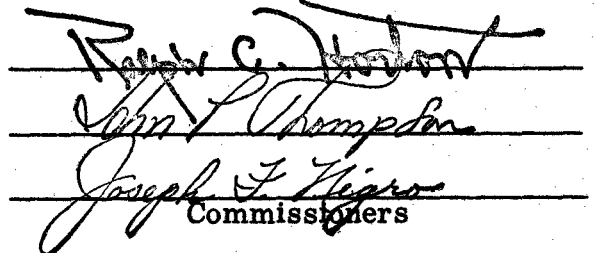
That Permit No. M-4201, heretofore issued to \_\_\_\_\_

H. W. and R. E. Friend dba "Friend Wool Co." \_\_\_\_\_

be,

and the same is hereby, declared cancelled effective February 23, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners

Dated at Denver, Colorado,

this 12th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
T. J. BONEY AND CLAUDE HUGHES, DOING )  
BUSINESS AS "ORDWAY FEED & SEED CO." )  
ORDWAY, COLORADO. )  
-----)

PERMIT NO. M-5765

-----  
March 12, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
T. J. Boney & Claude Hughes dba "Ordway Feed & Seed Co."

requesting that Permit No. M-5765 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5765, heretofore issued to \_\_\_\_\_  
T. J. Boney & Claude Hughes dba "Ordway Feed & Seed Co." be,  
and the same is hereby, declared cancelled effective February 14, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Ralph C. Brown*  
*John P. Thompson*  
*Joseph F. Negro*  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,  
this 12th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
O. E. LAIRD, DOING BUSINESS AS )  
"LAIRD'S USED CARS," 3048 WEST )  
ALAMEDA, DENVER 19, COLORADO. )  
----- )

PERMIT NO. M-7689

-----  
March 12, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
O.E. Laird dba Laird's Used Cars

requesting that Permit No. M-7689 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7689, heretofore issued to \_\_\_\_\_

O. E. Laird dba Laird's Used Cars be,

and the same is hereby, declared cancelled effective February 17, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Holman  
John Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 12th day of March, 1957.



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BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
THOMAS D. LANE, DOING BUSINESS AS )  
"LAKEWOOD MOVING AND TRANSFER," )  
2000 DELGANY STREET, DENVER, COLO- )  
RADO, FOR A CERTIFICATE OF PUBLIC ) APPLICATION NO. 14945  
CONVENIENCE AND NECESSITY TO OPER- )  
ATE AS A COMMON CARRIER BY MOTOR )  
VEHICLE FOR HIRE. )  
-----)

-----  
March 11, 1957  
-----

Appearances: George F. Harsh, Esq.,  
Denver, Colorado, for  
Applicant;  
Barry Bekins, Denver, Colo-  
rado, for Bekins Van and  
Storage;  
J. M. Alstead, Denver, Colo-  
rado, for Johnson Storage  
and Moving;  
Bruce Robbins, Denver, Colo-  
rado, for Buehler Transfer  
Company;  
A. J. Fregeau, Denver, Colo-  
rado, for Weicker Transfer  
and Storage Company.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public conven-  
ience and necessity, authorizing him to operate as a common carrier  
by motor vehicle for hire, for the transportation of general com-  
modities, as a general hauling of freight, express, moving, transfer  
and general cartage carrier, within the City Limits of the City  
and County of Denver, in intrastate and interstate commerce, and  
a five-mile radius of the City and County of Denver, in inter-  
state commerce.

Said application was regularly set for hearing before  
the Commission, at the Hearing Room of the Commission, 330 State  
Office Building, Denver, Colorado, December 28, 1956, at ten

o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant testified that he is the owner of Lakewood Moving and Transfer; that by the instant application, he is only seeking the right to serve within the City and County of Denver, in intrastate commerce; that he has been engaged in transportation of general commodities within the City and County of Denver since 1949; that he has a 1945 G.M.C. Van Truck, a 1942 Chevrolet one-half-ton pick-up, and a 1945 two-ton tractor, together with a 1946 Freuhauf Trailer; that his net worth is \$15,000; that he has hauled anything that can be transported on a truck, including furniture, both new and used, and shipments requiring low-boys.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service herein set forth; that he has been engaged in transportation of general commodities within the City and County of Denver since 1949, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado, jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity issue to applicant herein, as hereinafter limited.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

That said application, in all other respects, should be denied.

### O R D E R

#### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and hereby is, approved.

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Thomas D. Lane, doing business as "Lakewood Moving and Transfer," Denver, Colorado, for the transportation of general commodities, between points within the City and County of Denver, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That said application, in all other respects, should  
be, and the same hereby is, denied.

This Order shall become effective twenty-one days from  
date.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Harlan  
John P. Thompson  
Joseph F. Myers  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

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BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
RAY E. LABERTEW, BOX 1526, )  
PUEBLO, COLORADO. )  
----- )

PERMIT NO. M-8056

-----  
March 11, 1957  
-----

S T A T E M E N T

By the Commission:

On February 25, 1957, the Commission entered its Decision No. 47335, revoking Permit No. M-8056, effective February 7, 1957.

It now appears that said Decision No. 47335 was entered in error; that said permit-holder did not request cancellation of said operating rights.

F I N D I N G S

THE COMMISSION FINDS:

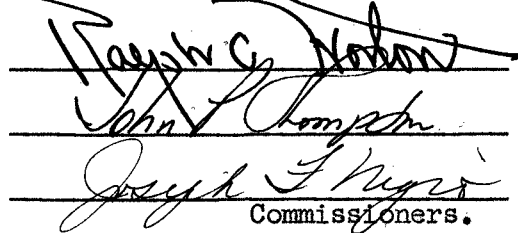
That said permit should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-8056 should be, and the same hereby is, reinstated, as of February 7, 1957, Decision No. 47335, of date February 25, 1957, being hereby vacated, set aside, and held for naught.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

gravel

(Decision No. 47507)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
HARVEY C. CARTER AND EDWARD HARLAN, )  
CO-PARTNERS, 2925 EAST 26TH AVENUE, )  
DENVER, COLORADO, FOR A CLASS "B" )  
PERMIT TO OPERATE AS A PRIVATE CAR- )  
RIER BY MOTOR VEHICLE FOR HIRE. )  
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APPLICATION NO. 14952-PF

-----  
March 11, 1957  
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Appearances: Harvey C. Carter, Denver, Colo-  
rado, for Applicants;  
Marion F. Jones, Esq., Denver,  
Colorado, for Petroleum  
Transporters.

S T A T E M E N T

By the Commission:

By the above-styled application, applicants herein seek a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office

Building, Denver, Colorado, December 28, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, Applicant Harvey C. Carter testified that he and Edward Harland are now engaged in transportation of sand, gravel, and other road-surfacing materials, under Temporary Authority issued by this Commission; that they have received many requests for this service; that he and Edward Harlan are owners of a 1948 Chevrolet, two-ton dump truck, and a 1949 Dodge, one-ton dump truck; that he has a net worth of \$17,000, and that Harlan is worth about \$10,000; that they would agree to limit authority granted so that no tank truck equipment could be used.

Report of said Examiner further states that applicants are fit and proper persons, have sufficient equipment, and are financially able to render the service sought by the instant application; that there is presently a need for this service.

The operating experience and financial responsibility of applicants were established to the satisfaction of the Commission.

It did not appear that applicants' proposed service will impair the efficiency of any common carrier service operating in the territory sought to be served by applicants.

Report of the Examiner recommends that permit should issue to applicants herein.

## F I N D I N G S

### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That applicants herein should be authorized to operate as a Class "B" private carrier by motor vehicle for hire, as set forth in the Order following.

## O R D E R

### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That Harvey C. Carter and Edward Harlan, co-partners, Denver, Colorado, should be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, specifically excluding the right to transport road oil requiring tank trucks.

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.






That this Order is the permit herein provided for, but it shall not become effective until applicants have filed a statement of their customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicants to operate hereunder shall depend upon their compliance with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
WILLIAM H. CONTER, STOCKYARDS STA- )	
TION, DENVER, COLORADO, FOR A CLASS )	APPLICATION NO. 15167-PP
"B" PERMIT TO OPERATE AS A PRIVATE )	
CARRIER BY MOTOR VEHICLE FOR HIRE. )	
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-----  
March 11, 1957  
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S T A T E M E N T

By the Commission:

Heretofore, William H. Conter, Denver, Colorado, filed his application with the Commission, seeking authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of garbage, within the City of Aurora, Colorado; within the City of Englewood, Colorado; within the City of Littleton, Colorado; within the United States Military Reservation, known as "Lowry Air Base;" within the community known as "Brookridge Heights," east of Broadway and south of Belleview, in Arapahoe County, State of Colorado.

Inasmuch as applicant, subsequently, received common carrier authority for substantially the same operations, he has advised the Commission that he no longer desires to prosecute the above-styled application.

F I N D I N G S

THE COMMISSION FINDS:

That the above-styled application should be dismissed, at request of applicant.

O R D E R

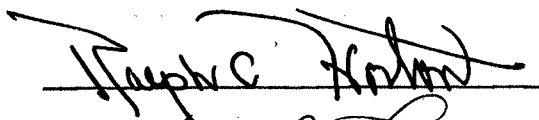

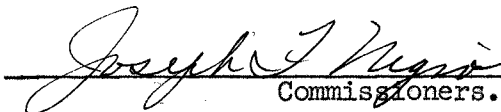
THE COMMISSION ORDERS:

That Application No. 15167-PP should be, and the same here-

by is, dismissed, at request of applicant.

This Order shall become effective as of the day and date  
hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
 Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

mls

final

(Decision No. 47509)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JOHN C. MURPHY, DOING BUSINESS AS )  
"MURPH'S EXPRESS," 534 SOUTH BROAD- )  
WAY, DENVER, COLORADO, FOR AUTHORITY )  
TO TRANSFER PUC NO. 3589 TO RICHARD ) APPLICATION NO. 14935-Transfer  
E. HUFF AND EDWARD L. HUFF, CO- )  
PARTNERS, DOING BUSINESS AS "MURPH'S )  
EXPRESS," 534 SOUTH BROADWAY, DENVER, )  
COLORADO. )  
-----

IN THE MATTER OF THE APPLICATION OF )  
JOHN C. MURPHY, DOING BUSINESS AS )  
"MURPH'S EXPRESS," 534 SOUTH BROAD- )  
WAY, DENVER, COLORADO, FOR AUTHORITY )  
TO TRANSFER PERMIT NO. B-3669 TO ) APPLICATION NO. 14936-PP-Transfer  
RICHARD E. HUFF AND EDWARD L. HUFF, )  
CO-PARTNERS, DOING BUSINESS AS )  
"MURPH'S EXPRESS, 534 SOUTH BROAD- )  
WAY, DENVER, COLORADO. )  
-----

-----  
March 11, 1957  
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Appearances: William H. Huseby, Esq., Denver,  
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

John C. Murphy, doing business as "Murph's Express," Denver,  
Colorado, owner and operator of PUC No. 3589 and Permit No. B-3669, by  
the above-styled applications, seeks authority to transfer said oper-  
ating rights to Richard E. Huff and Edward L. Huff, co-partners, doing  
business as "Murph's Express," Denver, Colorado, said operating rights  
being as follows:

PUC No. 3589:

Transportation of general commodities, except commo-  
dities which, because of their size or weight, re-  
quire special equipment, between points in the City  
and County of Denver, State of Colorado.

Permit No. B-3669:

Transportation of goods, wares, and merchandise sold at retail, only, from Denver to points within a radius of fifteen miles of Denver, Colorado, excluding service, however, to towns or cities of Golden, Boulder, Broomfield, Brighton, Castle Rock, and Morrison, with back-haul of trade-ins and rejected merchandise, service to be rendered for retail store customers, only, as follows:

B. K. Sweeney Electric Company,  
Gamble Stores,  
Western Auto Supply Company,  
Colorado Appliance Company,  
Thomas Linoleum Studio, Inc.,  
Safeway Steel Scaffolds Company,  
Viggers Draperies,  
Ray Jones Washing Machine Co.,  
Sherwin-Williams Company,  
Friend's Appliance Company,  
Friend's Heating and Appliance Company,  
Walter P. Slagle,  
General Appliance Company,  
Pan-American Wall Paper and Paint Co.  
Joslin Dry Goods Company,

without the right to add to the number thereof, except by Order of the Commission, after hearing, upon notice to parties in interest, and without the right to furnish service in competition with line-haul motor vehicle common carriers on schedule.

Said applications were regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 27, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated an employee of the Commission, Louis J. Carter, to conduct hearing on said applications.

Said hearings were held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, John C. Murphy, transferor herein, testified that he is the owner of PUC No. 3589 and Permit No. B-3669; that he has entered into a

contract of sale, copy of which is in the files herein, for said certificate and permit, with Richard E. Huff and Edward L. Huff, co-partners, doing business as "Murph's Express," Denver, Colorado; that there are no unpaid operating obligations against said operating rights.

Report of the Examiner further states that at the hearing, transferees testified that they are partners; that they are the owners of eight trucks and other equipment suitable for use under operating rights herein sought to be transferred; that together, they have assets of approximately \$80,000.

No one appeared in opposition to the granting of the authority sought.

Report of the Examiner further states that transferees are fit and proper persons, have sufficient equipment, and are financially able to continue operations under PUC No. 3589 and Permit No. B-3669.

The operating experience and financial responsibility of transferees were established to the satisfaction of the Commission.

Report of the Examiner recommends that transfer herein sought should be authorized.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That the proposed transfers are compatible with the public interest, and should be authorized, subject to outstanding indebtedness against said operations, if any there be, whether secured or unsecured.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above Findings should be, and hereby is, approved.

That John C. Murphy, doing business as "Murph's Express," Denver, Colorado, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 3589 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Richard E. Huff and Edward L. Huff, co-partners, doing business as "Murph's Express," Denver, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferor and transferees, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission upon proper application.

The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferees until changed according to law and the rules and regulations of this Commission.

The right of transferees to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

That John C. Murphy, doing business as "Murph's Express," Denver, Colorado, should be, and he hereby is, authorized to transfer all his right, title and interest in and to Permit No. B-3669 -- with authority as set forth in the preceding Statement,

which is made a part hereof, by reference -- to Richard E. Huff and Edward L. Huff, co-partners, doing business as "Murph's Express," Denver, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

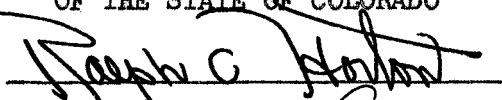
That said transfer shall become effective only if and when, but not before, said transferor and transferees, in writing, have advised the Commission that said permit has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

The right of transferees to operate under this Order shall depend upon his compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to time of transfer of said permit.

This Order is made part of the permit authorized to be transferred.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
Ralph C. Harkins

  
\_\_\_\_\_  
John P. Thompson

  
\_\_\_\_\_  
Joseph F. Hines

Commissioners.

Dated at Denver, Colorado,  
this 11th day of March, 1957.

ea



final

(Decision No. 47510)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
EMERENCIANO E. BERNAL, 1903 GOSS )	
STREET, BOULDER, COLORADO, FOR A )	
CERTIFICATE OF PUBLIC CONVENIENCE )	<u>APPLICATION NO. 15085</u>
AND NECESSITY TO OPERATE AS A )	
COMMON CARRIER BY MOTOR VEHICLE )	
FOR HIRE. )	
----- )	

-----  
March 13, 1957  
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Appearances: Emerenciano E. Bernal,  
Boulder, Colorado,  
pro se.

S T A T E M E N T

By the Commission:

By the instant application, Emerenciano E. Bernal, 1903 Goss Street, Boulder, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of trash within the City of Boulder, Colorado, and to the City Dump of said city.

The application was assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Boulder, Colorado, on March 5, 1957, at ten o'clock A. M., after due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of Examiner states that applicant appeared in support of his application, testifying that he has been hauling trash from points in the City of Boulder, Colorado, to the City Dump, since 1930, and continuously up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over common carriers operating within home-rule cities, such as Boulder, and filed this application to establish his "Grandfather Rights."

Applicant is serving about 40 customers on a weekly basis and uses a  $\frac{1}{2}$ -ton Chevrolet pickup truck, being a 1950 model, and his net worth is \$2,000.

Report of Examiner further states that applicant has established his "Grandfather Rights," is well qualified by experience and financially, to carry on the proposed operations.

The Examiner recommends that a certificate of public convenience and necessity issue to applicant herein.

### F I N D I N G S

#### THE COMMISSION FINDS:

That Report of the Examiner referred to in the above and foregoing Statement should be approved.

That public convenience and necessity require the common carrier motor vehicle call and demand service of applicant and certificate of public convenience and necessity should issue therefor.

### O R D E R

#### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings, should be, and is hereby, approved.

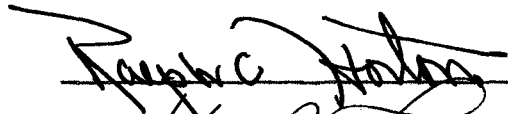


That public convenience and necessity require the common carrier motor vehicle call and demand service of applicant Emerenciano E. Bernal, 1903 Goss Street, Boulder, Colorado, for the transportation of trash from point to point within the City of Boulder, Colorado, and from said points to the city dump of said city, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from  
date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
CHARLES A. CHRISTMAN, JAMESTOWN )  
STAR ROUTE, BOULDER, COLORADO, FOR )  
A CERTIFICATE OF PUBLIC CONVENIENCE ) APPLICATION NO. 15086  
AND NECESSITY TO OPERATE AS A COM- )  
MON CARRIER BY MOTOR VEHICLE FOR )  
HIRE. )  
-----)

-----  
March 13, 1957  
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Appearances: Charles A. Christman,  
Boulder, Colorado,  
pro se;  
Clyde Hodgson, Boulder,  
Colorado, for Hodgson  
Transfer.

S T A T E M E N T

By the Commission:

By the instant application, Charles A. Christman,  
Boulder, Colorado, seeks a certificate of public convenience  
and necessity authorizing the transportation as a common carrier  
by motor vehicle for hire, of trash within the City of Boulder,  
Colorado, and to the City Dump, and the hauling of coal, sand,  
gravel, peat moss and fertilizer from the mines and area within  
a radius of twenty miles of the City of Boulder, to Boulder,  
and points within a 5-mile radius thereof.

The application was assigned for hearing before Examiner  
Joseph W. Hawley, at the Court House in Boulder, Colorado, on  
March 5, 1957, at ten o'clock A. M., after due notice to all  
interested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of the Examiner discloses that applicant appeared  
in support of his application and testified that he has been en-  
gaged in hauling trash from points in Boulder to the Boulder city  
dump since November 23, 1954, and was so engaged continuously up to

and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over common carriers operating within home-rule cities, such as Boulder, and he filed this application to establish his "Grandfather Rights." Before that time he had been serving from 30 to 40 customers, and is now serving about 200 customers in Boulder and has obtained an appropriate license from the city authorities of said city each year. He owns a 1947 GMC 2-ton truck, with dump body, and his net worth is \$5,000. Although his application referred to the proposed transportation of coal, sand, gravel, peat moss and fertilizer, he asks that that part of the application be stricken, and consideration given only to his "Grandfather Rights" in the transportation of trash.

Report of the Examiner further states that James Cooper, owner of a cafe north of Boulder, appeared in support of the application also. He stated that applicant has been furnishing him with trash hauling service for the past 2½ years, weekly, and the service has been satisfactory.

A letter from the Director of Finance and Record Ex-officio City Clerk of the City of Boulder was filed, showing that applicant has been a licensed trash hauler in the city of Boulder, Colorado, since January 1, 1955.

Report of the Examiner states that applicant established his "Grandfather Rights" and is a fit and proper person to conduct said operation, being qualified by experience and financially, to continue his operations, and recommended that a certificate of public convenience and necessity should issue.

Protestant did not present any testimony in opposition.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner referred to in the above and foregoing Statement should be approved.

That public convenience and necessity require the common carrier motor vehicle call and demand services of applicant herein and that certificate of public convenience and necessity should issue therefor.

O R D E R

THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and hereby is, approved.

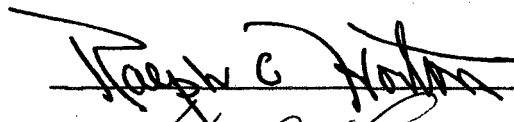
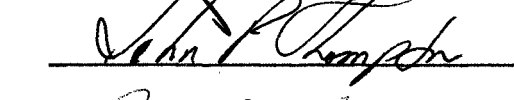
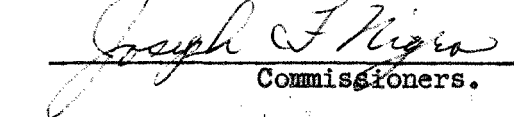
That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of applicant, Charles A. Christman, Jamestown Star Route, Boulder, Colorado, for the transportation of trash within the City of Boulder, Colorado, and therefrom to the Boulder City Dump, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy, or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
CURTIS BARNFIELD AND JAMES A. WARREN, )  
DOING BUSINESS AS "B & W TRUCKING )  
SERVICE," 519 WEST RAILROAD AVENUE, )  
FORT MORGAN, COLORADO, FOR AUTHORITY ) APPLICATION NO. 15054-PP-Transfer  
TO TRANSFER PERMIT NO. B-4806 TO )  
THOMAS BACON, DOING BUSINESS AS )  
"BACON WATER SERVICE," WOODROW, COLO- )  
RADO. )  
----- )

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March 13, 1957  
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Appearances: Thomas Bacon, Woodrow,  
Colorado, transferee,  
pro se;  
Richard B. Paynter, Esq.,  
Fort Morgan, Colorado,  
for transferee;  
Jones and Meiklejohn, Esqs.,  
by Alvin J. Meiklejohn, Jr.,  
Esq., Denver, Colorado, and  
Barry and Hupp, Esqs., Denver,  
Colorado, for Basin Truck  
Company.

S T A T E M E N T

By the Commission:

Curtis Barnfield and James A. Warren, doing business  
as "B & W Trucking Service," 519 West Railroad Avenue, Fort  
Morgan, Colorado, are the owners of Private Permit No. B-4806,  
authorizing:

Transportation of water, mud and crude oil  
between points within a radius of fifty miles  
of Fort Morgan, Colorado.

By the instant application filed October 30, 1956, the  
permit-owners seek authority to transfer operating rights under  
said permit to Thomas Bacon, doing business as "Bacon Water  
Service," Woodrow, Colorado.

The application was assigned for hearing before Examiner  
Joseph W. Hawley, at the Court House in Fort Morgan, Colorado, on

February 20, 1957, at ten o'clock A. M., with due notice to all interested parties, and the matter was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of Examiner states that transferee testified that under the terms of an oral contract of sale between the parties, the permit, one truck, two pumps and repair parts are to be transferred for a consideration of \$2,600; that he has worked for transferors and is fully acquainted with the operations conducted under the permit; that he expects to make his headquarters at Woodrow, Colorado; that he has been operating under an M-permit, serving about 40 drilling companies, buying and selling water, operating three trucks, and has had previous experience in the business before coming to Colorado; that he is satisfied that there is no indebtedness against the permit or operations thereunder, and his net worth is approximately \$35,000.

Protestants offered no testimony at the hearing, and the Examiner is of the opinion that transferee is qualified by experience and financially to conduct the operations authorized by the permit, and that the proposed transfer is in the public interest and should be authorized.

It does not appear that the transfer of said permit and operations by transferee thereunder will impair the services of common carriers operating in the territory, and the Examiner recommends that the transfer be authorized.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner referred to in the above and foregoing Statement should be approved.

That the proposed transfer is compatible with the public interest, and should be authorized, subject to outstanding indebtedness, if any.



O R D E R

THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and hereby is, approved.

That Curtis Barnfield and James A. Warren, doing business as "B & W Trucking Service," Fort Morgan, Colorado, should be, and are hereby, authorized to transfer all their right, title, and interest in and to Permit No. B-4806 -- being the operating rights set forth in the above and foregoing Statement, which is made a part hereof by reference -- to Thomas Bacon, doing business as "Bacon Water Service," Woodrow, Colorado, subject to outstanding indebtedness against said operation if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said permit has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

The right of transferee to operate under this Order shall depend upon his compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferors of delinquent reports, if any, covering operations under said permit up to time of transfer of said permit.

This Order is made a part of the permit authorized to be

transferred, and shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Hutton  
John P. Thompson  
Joseph F. Heger  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

ea

original

(Decision No. 47513)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JACK L. BARKER, 3254 SOUTH WASHING- )  
TON STREET, ENGLEWOOD, COLORADO, )  
FOR A CLASS "B" PERMIT TO OPERATE )  
AS A PRIVATE CARRIER BY MOTOR VE- )  
HICLE FOR HIRE. )  
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APPLICATION NO. 15071-PP

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March 13, 1957  
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Appearances: Jack L. Barker, Englewood,  
Colorado, pro se;  
Jones and Meiklejohn, Esqs.,  
Denver, Colorado, by Alvin  
J. Meiklejohn, Jr., Esq.,  
for R. B. "Dick" Wilson,  
Inc., et al.

S T A T E M E N T

By the Commission:

By the instant application filed January 2, 1957, Jack L. Barker, Englewood, Colorado, seeks authority to operate as a private carrier by motor vehicle for hire for the transportation of sand, gravel, road-surfacing materials, and insulrock, the application being in the usual form.

The application was assigned for hearing before Examiner Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on February 27, 1957, at ten o'clock A. M., with due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has now submitted his Report of the proceedings.

Report of Examiner states that applicant appeared in support of his application, testifying that he has been engaged in the transportation business for several years and wishes to serve all contractors and others desiring his service; that he owns and operates a 1952 Ford F-6 truck, with 8-ton capacity, and dump body, and his net worth

is \$20,000. Applicant agreed at the hearing that in any authority granted, his service should be limited to the use of dump trucks only.

Report of Examiner further states that no testimony was offered on behalf of protestants, and said Examiner is of the opinion that applicant is a fit and proper person, qualified by experience and financially, to carry on the proposed operations, and recommended favorable action on the application, if applicant is limited to the use of dump trucks only.

It does not appear that the granting of a permit, and operations of applicant thereunder will impair the services of common carriers operating in the territory.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That Report of Examiner referred to in the above and foregoing Statement should be approved.

That a permit should issue to applicant herein, as limited in the Order following.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of Examiner referred to in the above and foregoing Findings, should be, and is hereby, approved.

That Jack L. Barker, Englewood, Colorado, should be, and is hereby, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of

said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, said operation to be limited to the use of dump trucks only.

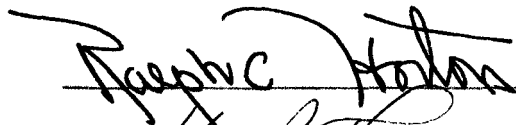

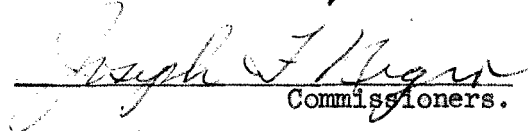
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mls

original

(Decision No. 47514)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF	}	<u>APPLICATION NO. 15072-PP</u>
ROBERT M. LARSEN, 5820 LAMAR STREET,		
ARVADA, COLORADO, FOR A CLASS "B"		
PERMIT TO OPERATE AS A PRIVATE CAR-		
RIER BY MOTOR VEHICLE FOR HIRE.	}	
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March 13, 1957  
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Appearances: Robert M. Larsen, Arvada,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the instant application, filed January 4, 1957, Robert M. Larsen, Arvada, Colorado, seeks authority to operate as a private carrier by motor vehicle for hire, for the transportation of coal, dirt, sand, gravel, natural fertilizer, and sawmill products, from point to point within a radius of fifty miles of Arvada, Colorado.

The application was assigned for hearing before Examiner Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on February 27, 1957, at ten o'clock A. M., and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of Examiner states that applicant appeared in support of his application, testifying that he owns and operates the Ralston Valley Excavating Company, with a plant at 1520 Lamar Street, Arvada, Colorado; that he has a grinder at the plant at which fertilizer is ground and the product transported for use on lawns in the Denver and Arvada areas. One C. E. Darnell, of Arvada, is in the tree trimming and removal business and wishes applicant's service in removing the trees after they are cut. Part of these trees are to be hauled to the

dumps and part to a sawmill at Broomfield. One John Moore is setting up a sawmill at Conifer, Colorado, and desires applicant's service in hauling his products to Arvada and other points within a radius of fifty miles thereof. Applicant owns and operates a 1951 Chevrolet two-ton dump truck, a 1948 Ford truck, equipped with hoist, a 1941 Chevrolet pickup truck, and a 1947 Dodge three-ton truck with flat bed, and his net worth is \$20,000. Further, one John Christians, formerly in the lumber business in Arvada, employed applicant as a driver for four years, and one William Ghilarducci, who purchased the business from Christians, now employs applicant. Both parties appeared in support of the application, having used applicant's service, which has been satisfactory, and the latter will use same in the future.

No one appeared in opposition to the granting of the permit and it does not appear that the granting of a permit or applicant's operations thereunder will impair the services of common carriers operating in the territory, and said Examiner recommends that a permit should issue.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner referred to in the above and foregoing Statement should be approved.

That a permit should issue to applicant herein.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and is hereby, approved.

That Robert M. Larsen, of Arvada, Colorado, should be, and is hereby, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of coal, dirt, sand, gravel, natural fertilizer, and sawmill products, from point to point within a radius of fifty miles of Arvada, Colorado.

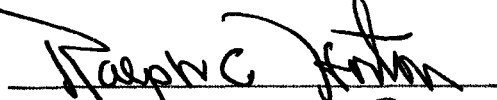

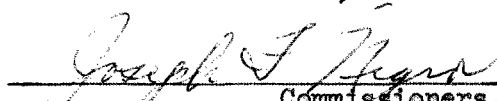
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mls



original

(Decision No. 47515)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JOSEPH F. CRISTIANO, 6301 EAST 53RD )  
AVENUE, DENVER, COLORADO, FOR A CER- )  
TIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )

APPLICATION NO. 14857

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March 13, 1957  
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Appearances: C. J. Berardini, Esq., Den-  
ver, Colorado, for Appli-  
cant;  
Harold D. Torgan, Esq., Den-  
ver, Colorado, for Duffy  
Storage and Moving Com-  
pany, et al.

S T A T E M E N T

By the Commission:

By the instant application filed October 1, 1956, Joseph F. Cristiano, of 6301 East 53rd Avenue, Denver, Colorado, seeks a certificate of public convenience and necessity authorizing transportation of small buildings and houses within a 25-mile radius of Denver, Colorado.

The application was originally set for hearing before the Commission on November 26, 1956, with due notice to all parties in interest. Evidence was heard and on motion of applicant's counsel, the hearing was continued to a later date.

The application was later re-set and assigned for hearing before Examiner Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, on February 27, 1957, at ten o'clock A. M., with due notice to all interested parties.

The Examiner has submitted his Report which shows that at the time and place set for further hearing, applicant failed to appear,

either in person or by attorney, and counsel for protestants moved that the application be dismissed for lack of prosecution.

In his Report, the Examiner reviewed the testimony given at the original hearing on November 26, 1956. It appears from said Report that the evidence showed that applicant is not a fit and proper person, qualified by experience or financially, to conduct the proposed operation. The Examiner recommends that the motion of protestants, made on February 27, 1957, be granted, and the application dismissed.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Report of Examiner referred to in the above and foregoing Statement should be approved.

That the motion of counsel for protestants interposed on February 27, 1957, as aforesaid, should be granted and the instant application should be dismissed.

### O R D E R

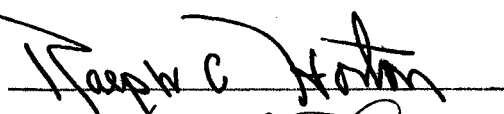

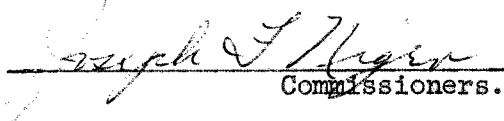
#### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and is hereby, approved.

That the instant application be, and is hereby, dismissed for lack of prosecution.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mls

original

(Decision No. 47516)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
UNION RURAL ELECTRIC ASSOCIATION, )	
INC., BRIGHTON, COLORADO, FOR AUTH- )	APPLICATION NO. 15126
ORITY TO EXTEND FACILITIES IN SECTION )	
30, TOWNSHIP 1-NORTH, RANGE 65-WEST. )	
----- )	

-----  
March 13, 1957  
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S T A T E M E N T

By the Commission:

On February 27, 1957, Union Rural Electric Association, Inc., filed an application with this Commission for authority to extend its facilities 682 feet to serve a pump located in the South Half of Section 30, Township 1-North, Range 65-West. The extension is to serve Gus Hinkel who proposes to install a three-phase, fifteen horsepower pump. Mr. Hinkel is presently receiving service from Applicant and the new service will be an extension of the line presently serving his house and another pump which he owns.

This application was filed pursuant to the Commission's order in Application No. 13576 - Case No. 5108, Decision No. 47074 of January 7, 1957, which set forth the procedure for obtaining authority to extend facilities distances exceeding 300 feet in length. Applicant has elected by the instant application Plan (b) of said order, which provides for the Commission to issue the authority without a hearing, if it so decides, and if there are no protests.

The Commission has examined the record and files herein and believes that this matter is one which can be decided without a formal hearing, and being fully informed in the matter, will issue its order granting the construction as requested. The Commission has received letters from both the Public Service Company

of Colorado and the Colorado Central Power Company, stating, in effect, that they have no objection to the granting of the authority sought by Applicant in the instant matter.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Commission is fully advised in the premises.

That Applicant has complied with the Commission's order in Decision No. 47074, previously referred to, and there being no objection by interested parties, the authority as requested should be issued without hearing.

That public convenience and necessity require the rendering of electric service to Gus Hinkel at a pump to be located in Section 30, Township 1-North, Range 65-West, and that Union Rural Electric Association, Inc., should be authorized to render said service.

### O R D E R

#### THE COMMISSION ORDERS:

That Union Rural Electric Association, Inc., Brighton, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to extend its facilities approximately 682 feet to serve an electric pump owned by Gus Hinkel to be located in Section 30, Township 1-North, Range 65-West, all in accordance with the application for electric service signed by and between the parties, a copy of which was filed with the Commission in the instant matter, and which, by reference, is made a part hereof.

That this order shall become effective as of the \_\_\_\_\_ day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Joseph T. Nigro  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.  
ea

original

(Decision No. 47517)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
UNION RURAL ELECTRIC ASSOCIATION, )  
INC., BRIGHTON, COLORADO, FOR AUTH- )  
ORITY TO EXTEND FACILITIES IN SECTION ) APPLICATION NO. 15127  
27, TOWNSHIP 1-SOUTH, RANGE 72-WEST. )  
----- )

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March 13, 1957  
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S T A T E M E N T

By the Commission:

On February 27, 1957, Union Rural Electric Association, Inc., filed an application with this Commission for authority to extend its facilities to serve two new customers located in Section 27, Township 1-South, Range 72-West. The extension is to serve George E. Dullnig and Emory C. Schlick. The extension consists in the building of 2676 feet of primary line, and 520 feet of secondary line, at an estimated cost of \$1,221.62.

This application was filed pursuant to the Commission's order in Application No. 13576 - Case No. 5108, Decision No. 47074 of January 7, 1957, which set forth the procedure for obtaining authority to extend facilities distances exceeding 300 feet in length. Applicant has elected by the instant application Plan (b) of said Order, which provides for the Commission to issue the authority without a hearing, if it so decides, and if there are no protests.

The Commission has examined the record and files herein and believes that this matter is one which can be decided without a formal hearing, and being fully informed in the matter will issue its order granting the construction as requested. The Commission has received letters from both the Public Service Company of Colorado, and the Colorado Central Power Company, stating, in effect,

that they have no objection to the granting of the authority sought by Applicant in the instant matter.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Commission is fully advised in the premises.

That Applicant has complied with the Commission's order in Decision No. 47074, previously referred to, and there being no objection by interested parties, the authority as requested should be issued without hearing.

That public convenience and necessity require the rendering of electric service to George E. Dullnig and Emory C. Schlick, by the extension of facilities in Section 27, Township 1-South, Range 72-West, by the Union Rural Electric Association, Inc., and that said Association should be authorized to render said service.

### O R D E R

#### THE COMMISSION ORDERS:

That Union Rural Electric Association, Inc., Brighton, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to extend its facilities to render electric service to George E. Dullnig and Emory C. Schlick, located in Section 27, Township 1-South, Range 72-West, all in accordance with the applications for electric service signed by and between the parties, a copy of which was filed with the Commission in the instant matter, and which, by reference, is made a part hereof.

That this order shall become effective as of the day ~~and date hereof~~.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Joseph C. Holton*

*John P. Thompson*

*Joseph F. Regier*  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.  
ea

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BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
UNION RURAL ELECTRIC ASSOCIATION, )	
INC., BRIGHTON, COLORADO, FOR AUTH- )	APPLICATION NO. 15130
ORITY TO EXTEND FACILITIES IN SECTION )	
3, TOWNSHIP 3-NORTH, RANGE 68-WEST. )	
----- )	

-----  
March 13, 1957  
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S T A T E M E N T

By the Commission:

On February 28, 1957, Union Rural Electric Association, Inc., filed an application with this Commission for authority to extend its facilities to serve a pump to be located in Section 3, Township 3-North, Range 68-West. The extension is to serve Emil Olson. Mr. Olson is presently receiving service from the Applicant and the new extension is to serve a three-phase, fifteen horsepower pump. The extension consists of changing an existing line of single-phase two-wire service to a three-phase line for a distance of 3696 feet and of the addition of a new three-phase line a distance of 4099 feet and the setting of transformers and a meter at a total estimated cost of \$3,326.05.

This application was filed pursuant to the Commission's order in Application No. 13576 - Case No. 5108, Decision No. 47074, of January 7, 1957, which set forth the procedure for obtaining authority to extend facilities distances exceeding 300 feet in length. Applicant has elected by the instant application Plan (b) of said Order, which provided for the Commission to issue the authority without a hearing, if it so decides, and if there are no protests.

The Commission has examined the record and files herein and believes that this matter is one which can be decided without a formal hearing, and being fully informed in the matter will issue its order granting the construction as requested. The Commission

has received letters from both the Public Service Company of Colorado and the Colorado Central Power Company, stating, in effect, that they have no objection to the granting of the authority sought by Applicant in the instant matter.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Commission is fully advised in the premises.

That Applicant has complied with the Commission's order in Decision No. 47074, previously referred to, and there being no objection by interested parties, the authority as requested should be issued without hearing.

That public convenience and necessity require the rendering of electric service to Emil Olson at a pump to be located in Section 3, Township 3-North, Range 68-West, and that Union Rural Electric Association, Inc., should be authorized to render said service.

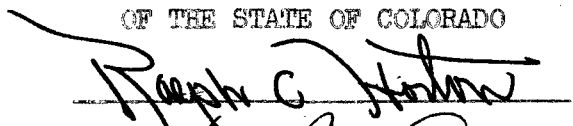
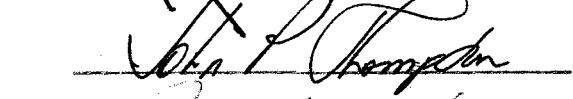

### O R D E R

#### THE COMMISSION ORDERS:

That Union Rural Electric Association, Inc., Brighton, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to extend its facilities to serve an electric pump owned by Emil Olson to be located in Section 3, Township 3-North, Range 68-West, all in accordance with the application for electric service signed by and between the parties, a copy of which was filed with the Commission in the instant matter, and which, by reference, is made a part hereof.

That this order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.



original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
ROY V. LIKENS, 411 NORTH MELDRUM )  
STREET, FORT COLLINS, COLORADO, FOR )  
A CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 15035

-----  
March 13, 1957  
-----

Appearances: Roy V. Likens, Fort Collins,  
Colorado, pro se;  
Gene E. Fischer, Esq., Fort  
Collins, Colorado, for  
Francis D. Rickard and  
James Rickard.

S T A T E M E N T

By the Commission:

By the instant application filed December 12, 1956, Roy V. Likens, 411 North Meldrum Street, Fort Collins, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of ashes and trash from point to point within the City limits of the City of Fort Collins, Colorado.

The application was assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Greeley, Colorado, on February 14, 1957, at ten o'clock A. M., with due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of Examiner states that applicant testified at the hearing in support of his application. He testified that he has been engaged in the business of collecting and disposing of ashes and trash in Fort Collins since January 15, 1950, and was so engaged up to and including January 1, 1955, the effective date of Amendment XXV to the

Constitution of the State of Colorado, granting this Commission jurisdiction over common carriers operating within home-rule cities, such as Fort Collins; and applicant filed this application to establish his "Grandfather Rights." He also testified that he is now serving 120 customers, using a 1950 Dodge dump truck, and his net worth is \$5,000.

Report of Examiner further states that there was no testimony on behalf of protestants; that he is of the opinion that applicant is a fit and proper person, qualified by experience and financially, to conduct the operation he wishes authorized; that applicant established his "Grandfather Rights." The Examiner recommends favorable action on the instant application.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That Report of the Examiner referred to in the above and foregoing Statement should be approved.

That certificate of public convenience and necessity should issue to applicant.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of Examiner referred to in the above and foregoing Findings should be, and is hereby, approved.

That public convenience and necessity require the motor vehicle common carrier call and demand service of Roy V. Likens, 411 North Meldrum Street, Fort Collins, Colorado, for the transportation of ashes and trash from point to point within the City limits of the City of Fort Collins, Colorado, to regularly-designated and approved dumps and disposal places within the County of Larimer, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

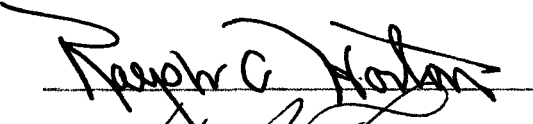


That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act

of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mls

original

(Decision No. 47520)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
ROBERT L. BURKE, DOING BUSINESS AS )  
"B & V TRUCK LINES," DEERTRAIL, COLO- )  
RADO, FOR A CERTIFICATE OF PUBLIC ) APPLICATION NO. 14967-Extension  
CONVENIENCE AND NECESSITY TO EXTEND )  
OPERATIONS UNDER PUC NO. 2004. )  
-----)

-----  
March 12, 1957  
-----

Appearances: Leslie A. Gifford, Esq.,  
Aurora, Colorado, for  
Applicant;  
Marion F. Jones, Esq.,  
Denver, Colorado, for  
Lantz Truck Line.

S T A T E M E N T

By the Commission:

By the above-styled application, applicant herein seeks a certificate of public convenience and necessity, authorizing extension of operations under PUC No. 2004.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 4, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On January 4, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the notice of hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein testified that he is presently operating under PUC No. 2004; that by the instant application, he seeks authority to serve

shippers who he has been serving since 1952, under an arrangement made with Denver-Byers Truck Line; that one of these milk shippers lives about nine hundred feet from the line of authority now owned by applicant, and another about one and one-fourth miles from said line; that he would not have to have additional equipment, or make additional cash out-lay, to serve in the territory sought; that he served in this territory with full knowledge of the fact that he did not have authority so to do.

George Vancil testified that he formerly was the owner and operator of said PUC No. 2004, and had sold same to applicant herein in 1952; that he had served one shipper in the area herein sought to be served prior to that sale.

Floyd Behrens testified that he lived in the area sought to be served by applicant herein; that he began to ship milk by truck in 1942, by the Deertrail Truck Line, who then owned PUC No. 2004; that he had continued to use the service after Vancil sold operating rights to applicant herein; that service he is now receiving from applicant is satisfactory; that he is hesitant to begin to ship by Lantz Truck Line because he felt that the road Lantz would have to use could fill with snow during the winter months, and thereby cut off his transportation service; that he is now hauling his milk to the road, and delivering it to applicant within applicant's territory.

William Van Matre testified that he lived about one and one-fourth miles from the territorial line of applicant's area; that prior to 1952, and beginning about 1947, he shipped his milk by E. H. Tuxhorn, of Denver-Byers Truck Lines; that Tuxhorn had informed him in 1952 that he was losing money transporting witness' milk; that since April, 1952, applicant had been transporting his milk; that said service was satisfactory; that the road Protestant Lantz would have to travel to pick up the milk is an east-west road, and snow builds up on such roads faster than on north-south roads which applicant uses.

In opposition, Robert Lantz testified that he is one of the owners of Lantz Truck Line, with authority to serve the territory sought to be served by the instant application; that Lantz Truck Line purchased the authority under which they can serve this area from E. H. Tuxhorn in February, 1956, paying \$3,000 for said authority; that they needed the customers who live in said territory, in order to make their operations profitable; that immediately after purchasing the Tuxhorn authority, they sought the transportation business of Witnesses Behrens and Van Matre, offering them daily and adequate service for transportation of milk; that both Behrens and Van Matre informed them they were satisfied with services being rendered by Applicant Burke; that he knows the roads in the area, and is sure he could render an adequate service.

Roy Pratt, Jr., who lives north and east of Byers, and F. L. Mock, who lives near Byers, testified that Robert Lantz picked up their milk, traveling twelve and seven miles, respectively, that said service has been good, with no bad delays.

Applicant realised the question of abandonment of the area herein sought to be served by Applicant, upon the part of Tuxhorn.

Report of said Examiner further states that applicant has been transporting milk from the area he now seeks to serve since approximately April, 1952; that he began said operation when E. H. Tuxhorn failed to serve the area, due to the fact that service would not pay; that while applicant performed a very necessary service, both he and his milk customers who live in the area sought by the instant application were fully aware that said service was unauthorized; that the customers were satisfied with the service rendered by applicant is clearly shown; that applicant can continue said service without any additional cost; that Robert Lantz, doing business as "Lantz Truck Line," is the certificated carrier in the area herein sought to be served by applicant; that he is rendering a good service to his customers in the area, and is ready and willing to serve Witnesses Behrens and Van Matre; that he has

contacted said witnesses, and offered his services, which offer was refused; that Witnesses Behrens and Van Matre elected to transport their milk to Applicant Burke at a point within the area he is authorized to serve; that the instant application should not be denied on the grounds that applicant has been conducting an illegal operation, due to the fact that E. H. Tuxhorn, predecessor to Lantz, failed to render service required; that had applicant filed his application for said authority while Tuxhorn was the owner of the authority, then Tuxhorn could not have protested granting of same; that the situation has changed; that applicant did not file his application until long after Lantz purchased Tuxhorn's rights, and long after Lantz tendered his services to Behrens and Van Matre; that applicant is a good operator, rendering a good service to two satisfied customers, without authority; that, on the other hand, there is a protestant who is a good operator, has the authority, and is ready and willing to render said service, faced with two unwilling customers; that while a carrier who is not rendering good service should not be forced upon the public, neither should authority be granted because the public does not want to use the authorized carrier, without reason therefor.

Report of the Examiner recommends that the instant application be denied.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity do not require applicant's proposed extended motor vehicle common carrier service, under PUC No. 2004, and that the above-styled application should be denied.

O R D E R

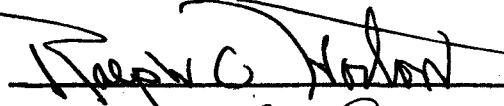
THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

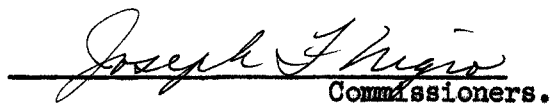
That public convenience and necessity do not require applicant's proposed extended motor vehicle common carrier call and demand transportation service under PUC No. 2004, and that Application No. 14967 should be, and the same hereby is, denied.

This Order shall become effective twenty-one days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
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\_\_\_\_\_ Commissioners.

Dated at Denver, Colorado,  
this 12th day of March, 1957.

ea



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE APPLICATION OF THE COLORADO MOTOR )  
CARRIERS' ASSOCIATION, AS AGENT, FOR )  
AND ON BEHALF OF CARRIERS PARTIES TO )  
ITS TARIFF COLORADO P.U.C. NO. 8, )  
JOINTLY WITH BARLOW'S SERVICE, INC., )  
HARLAND R. KENDALL AND DONALD E. KENDALL, )  
DOING BUSINESS AS KENDALL TRANSPORT, )  
M & M OIL & TRANSPORTATION, INC., AND )  
R. B. "DICK" WILSON, INC., FOR AUTHORITY )  
TO PUBLISH A SIX PER CENT INCREASE IN )  
ALL RATES FOR THE TRANSPORTATION OF )  
PETROLEUM AND PETROLEUM PRODUCTS, AS )  
DESCRIBED IN ITEM 20 OF THE ABOVE )  
DESCRIBED TARIFF. )  
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CASE NO. 1585

-----  
March 12, 1957  
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S T A T E M E N T

By the Commission:

On April 30, 1956, the above styled case was filed with the Commission.

By letter dated January 24, 1957, the Colorado Motor Carriers' Association, by J. R. Smith, Chief of Tariff Bureau, filed a new application requesting an increase of five (5) per cent in the rates for transportation of petroleum and petroleum products, in bulk in tank vehicles, and that all proceedings in connection with the six (6) per cent request be dismissed.

F I N D I N G S

THE COMMISSION FINDS:

That the proceedings covering the application for an increase of six (6) per cent in the rates on petroleum and petroleum products in tank vehicles, in accordance with the request should be dismissed.

O R D E R

THE COMMISSION ORDERS:

1. That the above styled case be and it is hereby dismissed and the proceeding be discontinued at the request of the Colorado Motor Carriers' Association, by J. R. Smith, Chief of Tariff Bureau.

2. That this order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Joseph C. Hobart  
John P. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,  
this 12th day of March, 1957.

mem

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE VARIOUS CHANGES IN RATES, RULES AND )  
REGULATIONS IN THE MOTOR TRUCK COMMON )  
CARRIERS' ASSOCIATION, AGENT, FREIGHT )  
TARIFF NO. 12, COLORADO P.U.C. NO. 6, )  
ISSUED BY J. R. SMITH, CHIEF OF TARIFF )  
BUREAU, 4060 ELATI, DENVER 16, COLORADO.)  
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CASE NO. 1585

-----  
March 12, 1957  
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S T A T E M E N T

By the Commission:

Under the provisions of Rule 18, paragraph C-(1)-(A), of the "Rules of Practice and Procedure" of the Commission, there were filed with the Commission on statutory notice schedules stating new rates, rules, regulations and charges advertised to become effective March 14, 1957, designated as set forth in "Appendix A," attached hereto and made a part hereof.

Under the provisions of Rule 18, paragraph C-(1)-(A) of the said Rules of Procedure, following the protest deadline (ten days prior to the proposed effective date) an order of the Commission is required prescribing the changes set forth in the proposed new schedules.

No protests have been received in the office of the Commission relative to the proposed changes.

The rate department's investigations of the proposed changes developed the following information:

Item No. 400, Exceptions to Ratings of the Classification, covering various grocery items, is being amended by the addition of nuts, edible, which was erroneously omitted when publication changes were published on statutory notice effective December 20, 1956, Decision No. 46954, dated December 12, 1956. By its elimination rates on this commodity were increased from fourth class to second and first class, depending on whether they were in shells or shelled and it was not the carriers' intention that the commodity should be eliminated from the item.

Item No. 980, Rules and Regulations, covering Pick-Up and Delivery Service, is being amended by the addition of Floyd A. Henrikson, D/B/A Denver-Loveland Transportation to the Note 2, exception to the charges wherein the pick-up and delivery service performed is other than pick-up and delivery at ground floor door or dock, the charges will be \$3.00 per hour, per man, subject to a minimum charge of \$3.00. The same provisions were prescribed for other carriers in Decision No. 44977, dated November 29, 1955, and no likely purpose would be served by enumerating the justifications for granting this amendment in the above decision.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the changes set forth in "Appendix A," attached hereto, and made a part hereof, should be authorized and an order should be entered prescribing the said changes.

#### O R D E R

##### THE COMMISSION ORDERS, That:

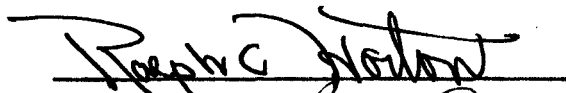


1. The statement, findings and "Appendix A," be, and the same are hereby made a part hereof.
2. This order shall become effective forthwith.
3. The rates, rules, regulations and provisions set forth in "Appendix A" shall on March 14, 1957, be the prescribed rates, rules, regulations and provisions of the Commission.
4. All private carriers by motor vehicle to the extent they are affected by the changes involved herein, shall publish, or cause to be published rates, rules, regulations and provisions which shall not be less than those herein prescribed for motor vehicle common carriers.
5. On and after March 14, 1957, the motor vehicle common carriers involved in the rates, rules, regulations and provisions set forth in "Appendix A" shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein set forth.
6. On and after March 14, 1957, all private carriers by motor vehicle, operating in competition with any motor vehicle common carrier affected by this order, shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed.

7. This order shall not be construed so as to compel a private carrier by motor vehicle to be, or become a motor vehicle common carrier, or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

8. The order entered in Case No. 1585 on February 5, 1936, as since amended, shall continue in force and effect until further order of the Commission.

9. Jurisdiction is retained to make such further orders as may be necessary and proper.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 12th day of March, 1957.

mem

APPENDIX "A"

Amend Item No. 400 (Groceries, packed in accordance with the Classification Requirements) to include "nuts, edible."

Amend Item No. 980 (Pick-Up and Delivery Service), Note 2 to include the following:

Note 2: The charges as provided in paragraph five for extra pick-up or delivery service will not apply for the account of Floyd A. Henrikson, d/b/a Denver-Loveland Transportation. When such extra service is requested the lines named in this note will perform this service at a charge of \$3.00 per hour, per man, subject to a minimum charge of \$3.00.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
GEORGE WRIGHT, DOING BUSINESS AS )  
"WRIGHT MOTOR LINES," ROCKY FORD, )  
COLORADO, FOR AUTHORITY TO TRANSFER ) APPLICATION NO. 15094-PP-Transfer  
PERMIT NO. A-455 TO WRIGHT MOTOR )  
LINES, INC., A CORPORATION, ROCKY )  
FORD, COLORADO. )  
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IN THE MATTER OF THE PETITION OF )  
GEORGE WRIGHT, DOING BUSINESS AS )  
"WRIGHT MOTOR LINES," ROCKY FORD, )  
COLORADO, FOR A CLARIFICATION OF ) APPLICATION NO. 13147-PP-Clarification  
PERMIT NO. A-455. )  
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-----  
March 13, 1957  
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Appearances: Marion F. Jones, Esq., Denver,  
Colorado, and  
Alvin J. Meiklejohn, Jr., Esq.,  
Denver, Colorado, for Appli-  
cants.

S T A T E M E N T

By the Commission:

George Wright, doing business as "Wright Motor Lines," Rocky  
Ford, Colorado, is the owner of Private Carrier Permit No. A-455, auth-  
orizing the transportation of:

freight between Manzanola, Rocky Ford, and  
Denver, and intermediate points, and be-  
tween Manzanola and the Colorado-Kansas  
State Line, and between all intermediate  
points, via U. S. Highway No. 50.

By the instant application, the permit owner seeks authority  
to transfer his operating rights under said permit to Wright Motor  
Lines, Inc., of Rocky Ford, Colorado.

The application was duly set for hearing on Friday, March 1,  
1957, at ten o'clock A. M., at 330 State Office Building, Denver, Colo-  
rado, and was there heard and taken under advisement.

Applicant and transferee appeared through counsel and by George Wright, who is the transferor and the principal officer of transferee.

No protests were filed and no protestants entered appearance at the hearing.

George Wright, of Rocky Ford, Colorado, testified that he was the owner of Permit No. A-455, and that he was likewise the president and director of Wright Motor Lines, Inc., which is also the holder of certificates of public convenience and necessity issued by this Commission. He further testified that all debts attributable to his operations under Permit No. A-455 had been paid, and that appropriate tariffs are on file with the Commission.

There was introduced in evidence a balance sheet of Wright Motor Lines, Inc., showing total assets of \$668,800.04, with total capital and surplus of \$139,061.90.

Upon motion, the Commissioner holding said hearing, took official notice of the list of equipment on file with the Commission, which will be used by Wright Motor Lines, Inc., under its operations under Permit No. A-455, as well as in its operations under the several authorities granted by this Commission.

In Application No. 13147-PP-Clarification, the petition of George Wright was duly filed by application on the 17th day of December 1953, requesting clarification of authority under said permit, which petition set forth, inter alia, that application was pending before this Commission for authority to transfer Permit No. A-455 to Wright Motor Lines, Inc., and that should said transfer be authorized during the pendency of Application No. 13147-PP, that Wright Motor Lines, Inc., be substituted for George Wright, petitioner herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That there are no outstanding unpaid operating obligations



against said permit.

That the transferee, pecuniarily and otherwise, is qualified to carry on the operations under said permit.

That the proposed transfer is compatible with the public interest and should be authorized, subject to outstanding indebtedness, if any.

That Wright Motor Lines, Inc., of Rocky Ford, Colorado, should be substituted as the petitioner in the place and stead of George Wright, doing business as "Wright Motor Lines," in Application No. 13147-PP.

#### O R D E R

##### THE COMMISSION ORDERS:

That George Wright, doing business as "Wright Motor Lines," Rocky Ford, Colorado, be, and he hereby is, authorized to transfer all right, title and interest in and to Permit No. A-455, with authority as set forth in the preceding Statement, which is incorporated herein and made a part hereof by reference, to Wright Motor Lines, Inc., a corporation, Rocky Ford, Colorado, subject to payment of outstanding indebtedness, if any, against said operations.

That said transfer is subject to any and all Orders of this Commission heretofore made or that may be made in the future, in Application No. 13147-PP-Clarification.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing have advised the Commission that said permit has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on

the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

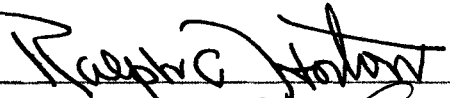


The right of transferee to operate under this Order shall depend upon its compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to the time of transfer of said permit.

This Order is made a part of the permit authorized to be transferred.

That Wright Motor Lines, Inc., Rocky Ford, Colorado, be, and it is hereby, substituted as the petitioner in the place and instead of George Wright, doing business as "Wright Motor Lines," Rocky Ford, Colorado, in Application No. 13147-PP-Clarification, and that said Wright Motor Lines, Inc., succeed to all the rights, duties and liabilities of the said George Wright, doing business as "Wright Motor Lines," in and under said petition.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
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\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mls

original

(Decision No. 47524)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
GEORGE REICHERT, JR., 7091 QUEBEC )  
STREET, DERBY, COLORADO, FOR A CER- )  
TIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
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APPLICATION NO. 15111

-----  
March 13, 1957  
-----

Appearances: James C. Merbs, Esq., Derby,  
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of trash, rubbish, ashes, dirt, sod, fertilizer, junk, waste coal, wood waste, cans, debris, limbs, waste building materials, and other forms of waste, from and to points in the City and County of Denver, and from points in the City and County of Denver to points in Jefferson, Adams, and Arapahoe Counties, Colorado.

Said application was regularly set for hearing, and heard, at 330 State Office Building, Denver, Colorado, on March 1, 1957, at ten o'clock A. M., after due notice to all interested parties, and was there taken under advisement.

No one appeared in protest to said application.

Applicant testified that he has been engaged in the business of hauling ashes and trash from within the City and County of Denver, Colorado, to the various dumps beyond the City limits specified by the Health Department, and that he has been licensed therefor

by the City and County of Denver since February, 1936, and that he has operated as such continuously since that time; that he has ample equipment; that his net worth is approximately \$22,000; and that he has 50 customers.

## F I N D I N G S

### THE COMMISSION FINDS:

That applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service hereinafter described; that he has been engaged in the transportation of ashes and trash within the City and County of Denver, Colorado, and was so engaged on January 1, 1955, thereby establishing "Grandfather Rights."

That public convenience and necessity require applicant's motor vehicle common carrier service on call and demand.

That the Commission is fully advised in the premises.

## O R D E R

### THE COMMISSION ORDERS:

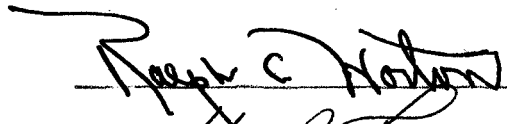


That George Reichert, Jr., 7091 Quebec Street, Derby, Colorado, be, and he hereby is, granted a certificate of public convenience and necessity, on call and demand transportation service, for the transportation of ashes and trash and other waste materials between points within the City and County of Denver, and from points in the City and County of Denver to points in Jefferson, Adams, and Arapahoe Counties, Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
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\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mls

original

(Decision No. 47525)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
BEN DUNNING, 2800 SOUTH VALLEY ROAD, )  
ENGLEWOOD, COLORADO, FOR A CERTIFI- )  
CATE OF PUBLIC CONVENIENCE AND NECES- )  
SITY TO OPERATE AS A COMMON CARRIER )  
BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 15112

-----  
March 13, 1957  
-----

Appearances: Ben Dunning, Englewood,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes and trash within the City limits of Denver, Colorado, to dumps specified by the Health Department.

Said application was regularly set for hearing before the Commission at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, on March 1, 1957, at ten o'clock A. M., notice thereof being forwarded to all parties in interest, the matter being there heard and taken under advisement.

No one appeared in protest to said application.

Applicant testified that he has been engaged in the business of hauling ashes and trash from within the City and County of Denver, Colorado, to the various dumps beyond the City limits specified by the Health Department, and that he has been licensed therefor by the City and County of Denver since August 12, 1952, and has operated as such continuously since that time. He further testified that

he is the owner of a 3/4-ton 1949 Chevrolet truck, and that his net worth is approximately \$1,000. He testified that he has had an average of from 30 to 35 customers.

### F I N D I N G S

#### THE COMMISSION FINDS:

That applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service hereinafter described; that he has been engaged in the transportation of ashes and trash within the City and County of Denver, Colorado, and was so engaged on January 1, 1955, thereby establishing "Grandfather Rights."

That public convenience and necessity require applicant's motor vehicle common carrier service on call and demand.

That the Commission is fully advised in the premises.

### O R D E R

#### THE COMMISSION ORDERS:

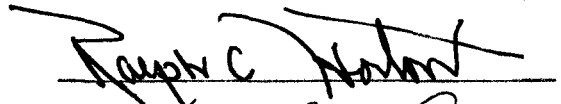


That Ben Dunning, Englewood, Colorado, be, and he hereby is, granted a certificate of public convenience and necessity, on call and demand transportation service, for the transportation of ashes and trash between points within the City and County of Denver, State of Colorado, to regularly designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days  
from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mls



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION  
OF IOWA ELECTRIC LIGHT AND POWER  
COMPANY FOR AUTHORITY TO ISSUE  
SECURITIES.

APPLICATION NO. 15190  
Securities

S T A T E M E N T

By the Commission:


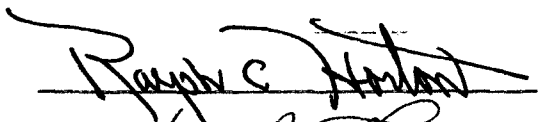


Upon consideration of the application filed February 28, 1957, by  
Iowa Electric Light and Power Company, a Corporation in the above-styled  
matter:

O R D E R

THE COMMISSION ORDERS:

That a public hearing be held, commencing on March 26, 1957, at  
10:00 o'clock A. M., 330 State Office Building, Denver, Colorado, respecting  
the matters involved and the issues presented in this proceeding. Any  
interested municipality or any representative of interested consumers or  
security holders of applicant corporation, and any other person whose par-  
ticipation herein is in the public interest, may intervene in said proceed-  
ings. Intervention petitions should be filed with the Commission on or before  
March 21, 1957, and should set forth the grounds of the proposed inter-  
vention, and the position and interest of the petitioners, in the proceeding,  
and must be subscribed by interveners.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
  
Commissioners

Dated at Denver, Colorado,  
this 14th day of March, 1957.

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
A. STRICKER, A. STRICKER, JR., AND )	
J. P. GERRINGER, CO-PARTNERS, DOING )	
BUSINESS AS "A. STRICKER & SONS," )	<u>APPLICATION NO. 15000-PP-Extension</u>
4414 DELAWARE STREET, DENVER, COLO- )	
RADO, FOR AUTHORITY TO EXTEND OPERA- )	
TIONS UNDER PERMIT NO. B-4834. )	
----- )	

-----  
March 13, 1957  
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Appearances: John H. Lewis, Esq., Denver,  
Colorado, for Applicants;  
George E. Kelly, Denver, Colo-  
rado, for Republic Drug  
Company;  
Kripke and McLean, Esqs.,  
Denver, Colorado, for Allspach  
Brothers Removal Service,  
Arapahoe Rubbish Removal,  
Arvada Rubbish Removal,  
Associated Rubbish Removal,  
Aurora Ash and Trash, Aurora  
and East Denver Trash Removal,  
Bebber Rubbish Removal, Dal-  
berg Suburban Hauling Service,  
Harvey Davis, Harry Ellis,  
Englewood Pick-Up Service,  
Freddie's Rubbish Removal,  
Lon Gilbert, Ruben Graff,  
George Reichert, Jr., Weber's  
Hauling Service;  
Nick Keller, Golden, Colorado,  
for Tri-County Health Department.

S T A T E M E N T

By the Commission:

Applicants herein are the owners and operators of Permit  
No. B-4834, authorizing transportation of:

drugs and sundries (those items usually sold by  
wholesale and retail drug stores), from and to  
warehouse, or warehouses, of McKesson and Robbins,  
Inc., to and from retail drug stores, and from  
and to the warehouse, or warehouses, of Republic  
Drug Co. and William W. Myer Drug Stores Co., to  
and from retail drug stores of the respective  
companies, all within the following area, to-wit:

The City of Denver, Colorado, and all points within a radius of sixteen miles of the intersection of Colfax and Broadway in said city, with no service authorized west of Simms Street in Jefferson County, Colorado, applicant not being allowed to perform service for any customers not hereinabove specifically set forth, without first having obtained authority from this Commission so to do.

By the instant application, said permit-holders seek authority to extend operations under said Permit No. B-4834 to include the right to transport trash and refuse, from all stores in the Republic Drug Company Chain, in the Metropolitan Denver Area, to dumps located in Adams, Arapahoe, and Jefferson Counties, State of Colorado.

Said application was regularly set for hearing, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 31, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On January 31, 1956, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

When said matter was called for hearing at the time and place designated in the Notice of Hearing, applicant requested that said hearing be continued to a future date.

Thereupon, Louis J. Carter, the Examiner, continued said matter for hearing at ten o'clock A. M., February 4, 1957, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado.

Said hearing was held at the time and place designated by said Examiner, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, Alex Stricker testified that A. Stricker and Sons are the owners and operators of Permit No. B-4834; that by the instant application,

applicants seek to extend operations under said permit to include the right to transport ashes, trash, and other waste materials, from all stores of the Republic Drug Company in the City and County of Denver and the Metropolitan Area thereof; that they had transported trash up to 1949, but had not hauled trash since that time; that presently they have a contract to pick up and dispose of trash for four Republic Stores and a warehouse; that they are using certificated carriers to carry out this contract; that it would expedite the problem of the assignment of trucks under their present authority if they had authority to transport trash for all Republic Stores, inasmuch as they could then assign one truck to Republic Company for their exclusive use, transporting drugs, sundries, and trash, as the occasion demanded; that their financial statement shows applicants are solvent.

Thomas J. Doke testified that he is President of Republic Drug Company; that he worked himself up through the ranks to such position; that he is acquainted with the needs of said company for transportation; that prior to 1950, applicants hauled trash for said company; that said service was good, and it would be a convenience if the instant application were granted.

Elden Bourret testified that he is Vice-President and Treasurer of Republic Drug Company; that he is in charge of the company operations, and that transportation is under his direction; that, at the present time, his company is paying applicants to transport trash from four stores; that Stricker and Sons deliver drugs and sundries from the warehouse of the company to the stores; that these deliveries are made about once a week to each store, except in case of emergencies; that said service does not require the use of a truck at all times; that it would be advantageous to his company if the instant application were granted, so that a truck could be assigned to his company; that in this manner, his company would know where the truck would be at all times, and this would be a great convenience; that the driver of such a truck

would have a better knowledge of the job requirements than would one not permanently assigned; that he believes that his company needs this service, and if granted, would use same; that there would be some food items transported in this truck; that he does not believe much money would be saved under this arrangement.

In opposition to the granting of the authority herein sought, Fred A. Schroeder, Jr. testified that he is engaged in transportation of ashes, trash and other waste materials within the City and County of Denver, and within a ten-mile radius thereof; that he can render all service sought by the instant application; that he is the owner of four trucks which are not busy at all times; that he is, at present, rendering a service for the picking up of trash for Republic Company at their Colorado Boulevard Store; that he believes that at this store a daily pick-up is necessary; that there are about two hundred trash-haulers in Denver, any of whom could render trash service in Denver.

Dick Schlagel, Jr. testified that he operates the Aurora Trash Disposal Company; that he has authority to render all service sought by the instant application, and has equipment with which to do so; that said equipment works only part of the time.

There were four other carriers in the Hearing Room who were prepared to testify as protestants. It was stipulated that had they been called to testify, they would have testified, both on direct and cross-examination, as did Witnesses Schroeder and Schlagel.

Report of the Examiner further states that applicants are rendering a service presently under Permit No. B-4834; that said service has been satisfactory; that the testimony shows that while extended authority granted applicants herein would be advantageous to both parties, there is no evidence that Republic Durg Company is not being properly served at the present time; that while applicants and Republic Drug Company have entered into

a contract to transport trash from four stores, thereby requiring applicant to employ certificated carriers to carry out the contract, there is no evidence that this arrangement is not satisfactory to Republic Drug Company; that while there is some evidence to the fact that trash and foods will be transported on the same truck, but at different times, would not affect the foods, the Examiner believes such a situation is not in the public interest.

Report of the Examiner recommends that the instant applications be denied.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That the above-styled application should be denied.

### O R D E R




#### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That Application No. 15000-PP should be, and the same hereby is, denied.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
MINNIE LEE SPAROVIC, DOING BUSI- )  
NESS AS "THE SPAROVIC BUS LINE," ) PUC NO. 2855  
227 WEST FOURTH, LEADVILLE, )  
COLORADO. )  
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March 13, 1957  
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S T A T E M E N T

By the Commission:

The Commission, on September 25, 1956, entered its Decision No. 46559, authorizing the above-styled certificate-holder to further suspend operations under PUC No. 2855 until March 26, 1957.

The Commission is now in receipt of a communication from said certificate-holder, requesting authority to further suspend operations under said PUC No. 2855 for a period of one year.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

O R D E R


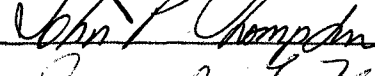

THE COMMISSION ORDERS:

That Minnie Lee Sparovic, doing business as "The Sparovic Bus Line," Leadville, Colorado, be, and she is hereby, authorized to further suspend her operations under PUC No. 2855 until March 26, 1958.

That, unless said certificate-holder shall, prior to the expiration of said suspension period, make a request in writing for the reinstatement of said operating rights, file insurance, and otherwise comply with all rules and regulations of the Commission, applicable to common carrier certificates, said certificate, without further action on the part of the Commission, shall be revoked, without the right to

reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mls



original

(Decision No. 47529)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
BARNETT COMPANY, A DIVISION OF )  
ALLIED TRADES, INC., A COLORADO COR- )  
PORATION, 3800 WYNKOOP STREET, DEN- )  
VER, COLORADO, FOR A CERTIFICATE OF )  
PUBLIC CONVENIENCE AND NECESSITY TO )  
OPERATE AS A COMMON CARRIER BY MOTOR )  
VEHICLE FOR HIRE. )  
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APPLICATION NO. 14966

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March 13, 1957  
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Appearances: John H. Lewis, Esq., Denver,  
Colorado, for Applicant;  
David B. Richeson, Esq., Den-  
ver, Colorado, for Kaiser  
Movers.

S T A T E M E N T

By the Commission:

By the above-styled application, applicant herein seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the transportation of tanks, houses, structures, buildings, or parts thereof, and construction materials, and any and all commodities directly connected with any demolition work, between points within the City and County of Denver.

Said application was regularly set for hearing, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 4, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On January 4, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, Charles Goldberg testified that he is President of Barnett Company, applicant herein; that said company has been engaged in the demolition of houses, structures, buildings, and movement of tanks, contractors' materials, safes, houses, and air conditioning materials; that his company has also cleaned property after fires, transporting all materials necessary for a clean-up job; that Barnett Company is now performing, and for many years past has been performing, all of the above transportation between points within the City and County of Denver; that applicant has sufficient equipment, and is financially able to render the service sought by the instant application.

No one appeared in opposition to the granting of the authority sought.

Report of the Examiner further states that applicant is presently engaged in transportation of commodities and materials above described; that it has been so engaged for several years, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities; thereby establishing "Grandfather Rights;" that applicant has sufficient equipment, and is financially able to render the services sought by the instant application.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity issue to applicant herein.

## F I N D I N G S

### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

## O R D E R

### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Barnett Company, a division of Allied Trades, Inc., a Colorado corporation, Denver, Colorado, for the transportation of tanks, houses, structures, buildings, construction materials, and any and all commodities and materials arising out of demolition of buildings and structures, and commodities and materials arising out of fire, wrecks, and other emergencies, between points within the City and County of Denver, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate its carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with

all present and future laws and rules and regulations of the Commission.

That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Frederic C. Hobart  
John A. Thompson  
Joseph J. Nigro  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
I. J. WEBER, 2725 VINE STREET, DEN- )  
VER, COLORADO, FOR AUTHORITY TO )  
TRANSFER PUC NO. 3322 TO W. J. WEBER, ) APPLICATION NO. 14934-Transfer  
DOING BUSINESS AS "WEBER'S HAULING )  
SERVICE," 3645 IVY STREET, DENVER, )  
COLORADO. )  
----- )

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March 13, 1957  
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Appearances: Robert E. McLean, Esq.,  
Denver, Colorado,  
for Applicants.

S T A T E M E N T

By the Commission:

By the above-styled application, I. J. Weber, Denver, Colorado, owner and operator of PUC No. 3322, seeks authority to transfer said operating rights to W. J. Weber, doing business as "Weber's Hauling Service," Denver, Colorado, said PUC No. 3322 being the right to operate as a common carrier by motor vehicle for hire, for the transportation of:

ashes, trash, and other refuse, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado.

Said application was regularly set for hearing, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 27, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner,

conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, I. J. Weber, Transferor herein, testified that he is the owner of PUC No. 3322; that he has entered into a contract of purchase, whereby he agrees to transfer said operating rights to W. J. Weber; that purchase price of said operating rights is the sum of \$500; that there are no outstanding unpaid operating obligations against said certificate; that truck now owned and operated by him is included in transfer of PUC No. 3322.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that W. J. Weber, Transferee herein, testified that he is the owner of PUC No. 2127, and has agreed to purchase PUC No. 3322 from I. J. Weber; that he has a net worth of \$20,000, and sufficient equipment to continue operations under PUC No. 3322; that he will keep operations under said PUC No. 2127 and PUC No. 3322 separate and apart.

The operating experience and financial responsibility of transferee were established to the satisfaction of the Commission.

Report of said Examiner recommends that authority herein sought should be granted.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That the proposed transfer is compatible with the public interest, and should be authorized, subject to outstanding indebtedness against said operation, if any there be.

### O R D E R

#### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and

foregoing Findings should be, and hereby is, approved.

That I. J. Weber, Denver, Colorado, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 3322 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to W. J. Weber, doing business as "Weber's Hauling Service," Denver, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission upon proper application.

The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Joseph C. Horton

John P. Thompson

Joseph F. Negro  
Commissioners.

Dated at Denver, Colorado,  
this 13th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE PUBLICATION OF RATES ON )  
GILSULATE OR ASPHALTUM, IN )  
BAGS OR BARRELS, MINIMUM )  
WEIGHT 40,000 POUNDS, FROM )  
CRAIG, COLORADO, TO VARIOUS )  
DESTINATIONS IN COLORADO. )  
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CASE NO. 1585

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March 13, 1957  
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S T A T E M E N T

By the Commission:

The Commission is in receipt of an Application (No. 308) from The Motor Truck Common Carriers' Association, as Agent, for and on behalf of the Boulder Truck Service, Inc., for authority to publish the following rates in cents per 100 pounds on Gilsulate or Asphaltum, in bags or barrels, minimum weight 40,000 pounds, from Craig, Colorado, to Avondale and Pueblo, 95, Colorado Springs and U. S. Air Force Academy, 85, Greeley, 75, Brighton, 70, Golden and Littleton, 58. Also, provide for the presently effective rate of 58 cents per 100 pounds to Denver to apply to all points within a 15-mile radius of the Denver City Limits. Said proposed rates to points other than Denver not to be subject to Item No. 970 of The Motor Truck Common Carriers' Association, Agent, Local and Joint Freight Tariff No. 12, Colorado P.U.C. No. 6.

The certificate of the Boulder Truck Service, Inc., No. 509, authorizes the conduct of a transfer, moving and general cartage business in the city of Longmont, and the county of Boulder, and for occasional service throughout the state of Colorado, and each of the counties thereof, with the proviso that: (a) for the transportation of commodities other than household goods between points served singly or combination by scheduled carriers, he shall charge rates which in all cases shall be at least twenty (20%) per cent in excess of those charged by the scheduled carriers; (b) he shall not operate on schedule between any points; (c) he shall not,



without further authority from the Commission, establish a branch office or have an agent employed in any town or city other than Longmont for the purpose of developing business.

The application sets forth the following facts in support of the request:

"Your petitioner is informed that gilsonite, or gilsulate, as it is sometimes called, is a kind of asphalt which is used extensively in construction projects as an insulating material. Your petitioner is further informed that there are no regular movements of this commodity, and that the contractors do not stockpile it for future use. They place their orders as the need for it arises.

"Your petitioner represents that the present classification rating of fifth class, minimum weight 26,000 pounds, produces rates too high to attract this traffic to for-hire motor vehicle carriers."

A proceeding involving practically the same matter was before the Commission in its Investigation and Suspension Docket No. 393, which was assigned for hearing on December 19, 1956, in Denver, Colorado.

At the time of the assigned hearing on December 19, 1956, no one appeared in support of, or in opposition to the proposed schedules and the schedules were ordered cancelled and the proceeding was discontinued.

When matters are filed with the Commission and are assigned for hearing it is imperative for a proper determination of the issues that interested parties appear and give the Commission the benefit of their views on the matters involved.

In this proceeding the Commission will expect the applicants herein to appear at the hearing and present testimony in support of its request.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That Case No. 1585 should be reopened for further hearing to consider the request for the establishment of the rates hereinbefore set forth in the statement.

O R D E R

THE COMMISSION ORDERS, That:

1. Case No. 1585 be and the same is hereby reopened for further hearing in connection with the instant application.
2. The matters and things involved in this proceeding be and the same are hereby assigned for public hearing on April 1, 1957, in the hearing room of the Commission, 330 State Office Building, Denver, Colorado, at 10:00 A.M., for the taking of evidence and testimony by all parties concerned.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Joseph C. Horton  
John P. Thompson  
Joseph F. Nigro  
Commissioners

Dated at Denver, Colorado,  
this 13th day of March, 1957.

mem

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF	)
CHESNEY R. LAPPIN AND FORDIE A.	)
TUMBLESON, CO-PARTNERS, DOING BUSI-	)
NESS AS "L & T SANITATION COMPANY,"	)
ROUTE 2, BOX 388, BOULDER, COLORADO,	)
FOR A CERTIFICATE OF PUBLIC CONVEN-	)
IENCE AND NECESSITY, AUTHORIZING	)
EXTENSION OF OPERATIONS UNDER PUC	)
NO. 3417.	)
-----	)
	)

APPLICATION NO. 15096-Extension

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March 14, 1957  
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Appearances: John M. Sayre, Esq., Boulder,  
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

Chesney R. Lappin and Fordie A. Tumbleson, co-partners,  
doing business as "L & T Sanitation Company," Route 2, Box 388,  
Boulder, Colorado, are the owners of PUC No. 3417, authorizing:

Cleaning, removing and disposing of the  
contents of grease traps, cesspools,  
privies, and other such structures, within  
the Counties of Boulder, Weld, and Morgan,  
in the State of Colorado.

By the instant application, they seek an extension of  
their operating rights under said certificate to include the  
business of cleaning, removing and disposing of the contents of  
grease traps, cesspools, privies, and other such structures,  
within the city boundaries of the City of Boulder, Colorado, and  
from point to point within a radius of 5 miles thereof, and  
further, to include the removal of trash, rubbish, refuse, gar-  
bage, offal, swill, animal refuse, vegetable matter, refuse trees  
and tree limbs, refuse coal, wood, timber, lumber, sand, gravel,  
furniture, and all and everything of similar refuse or junk nature,  
from point to point within the City of Boulder, Colorado, and a  
five-mile radius thereof, and from said area to the city dump of

the city of Boulder, wherever same may be located in the future.

The application was assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Boulder, Colorado, on March 5, 1957, at ten o'clock A. M., with due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of Examiner states that Fordie A. Tumbleson, one of applicants, testified that he has been operating within the scope of the authority granted under PUC No. 3417 within the City of Boulder and a five-mile radius thereof, and also in the business which he wishes to operate under the proposed extension, since the early 1940's. For several years after the business was first instituted, he was forced to discontinue operations but started again in the latter part of the year 1943. He has been the City Scavenger of the City of Boulder since 1945, operating under contract with the city authorities, and hauling the articles above mentioned to the Boulder City Dump. He was continuously operating this business from 1945, up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over common carriers operating within home-rule cities, such as Boulder, and filed this application to establish his "Grandfather Rights."

The list of equipment on file with the Commission was made part of the record by reference. Witness identified Exhibit A, his financial statement attached to the application, showing his net worth as \$18,520, and submitted a letter from the Director of Finance and Record Ex-Officio Clerk of the City of Boulder, to the effect that he has been acting as City Scavenger for said city since 1945, is still acting in that capacity, and is entitled to remove trash, rubbish, garbage and refuse from points within the City of Boulder to the City Dump, wherever same may be located now or in the future.

Report of Examiner further states that Chesney R. Lappin, the other applicant, corroborated the testimony of his partner,

and identified his financial statement (Exhibit B), attached to the application, showing his net worth to be \$1,425.00.

Said Examiner further states that he is of the opinion that applicants have established their "Grandfather Rights" to operate within the City of Boulder, and that the extension to the operating rights under PUC No. 3417 should be authorized.

It appears that applicants are fit and proper persons to conduct the proposed operations, and well qualified by experience and financially, to continue said operations.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Report of the Examiner referred to in the above and foregoing Statement should be approved.

That public convenience and necessity require the proposed extended service of applicants under said certificate, and that certificate of public convenience and necessity should issue therefor.

### O R D E R

#### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and is hereby, approved.

That public convenience and necessity require the proposed extended motor vehicle common carrier call and demand transportation service of Chesney R. Lappin and Fordie A. Tumbleson, co-partners, doing business as "L & T Sanitation Company," Route 2, Box 388, Boulder, Colorado, under their operations under PUC No. 3417, to include the business of cleaning, removing and disposing of the contents of grease traps, cesspools, privies, and other such structures, within the city boundaries of the City of Boulder, Colorado, and from point to point within a radius of five miles thereof, and further, to include the removal of trash, rubbish, refuse, garbage, offal, swill, animal refuse, vegetable matter, refuse trees and tree limbs, refuse coal, wood, timber, lumber, sand, gravel, furniture, and all and everything of similar refuse

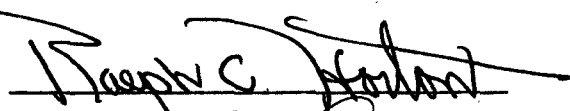

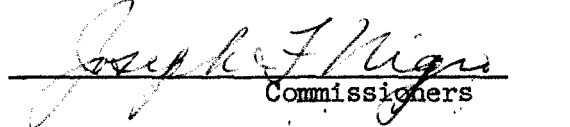
or junk nature, from point to point within the City of Boulder, Colorado, and a five-mile radius thereof, and from said area to the city dump of the City of Boulder, wherever same may be located now or in the future, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That applicants shall operate their carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicants with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea

final

(Decision No. 47533)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
VERL HARVEY, P. O. BOX 428, ADAMS )	
CITY, COLORADO, FOR AUTHORITY TO )	
TRANSFER PUC NO. 2177 AND PUC NO. )	<u>APPLICATION NO. 15061-Transfer</u>
2177-I TO VERL HARVEY, INC., A )	
CORPORATION, P. O. BOX 428, ADAMS )	
CITY, COLORADO. )	
----- )	

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March 14, 1957  
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Appearances: Barry, Hupp and Dawkins,  
Esqs., by Paul M. Hupp,  
Esq., Denver, Colorado,  
for Transferor and Transferee.

S T A T E M E N T

By the Commission:

Verl Harvey, P. O. Box 428, Adams City, Colorado, is  
the owner of PUC No. 2177 and PUC No. 2177-I, authorizing:

Transportation of freight between all points in  
Colorado and the Colorado state boundary lines  
where all highways cross same in interstate  
commerce, only, subject to the provisions of the  
Federal Motor Carrier Act of 1935, as amended.

transportation of cement, in bulk, from and to,  
to and from, and between, all points in the  
State of Colorado.

By the instant application, he seeks authority to  
transfer his operating rights under said certificates to Verl  
Harvey, Inc., a Colorado corporation.

The application was assigned for hearing before Examiner  
Joseph W. Hawley, at 330 State Office Building, Denver, Colorado,  
on February 25, 1957, with due notice to all interested parties,  
and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of Examiner states that Transferor Verl Harvey  
explained the operations he has been conducting under the certificate.

He has caused to be formed the transferee corporation to which he wishes the certificate transferred, largely for tax purposes. He owns all the stock in transferee corporation, and operations will be continued as in the past. He stated there is no indebtedness against the certificate or operations thereunder except current accounts, which he is paying as they become due. He is retaining all accounts receivable. Mr. Harvey identified Exhibit 1, a balance sheet of transferee corporation, of date January 1, 1957, showing assets in the amount of \$226,946.48, and liabilities of \$201,946.48; Exhibit 2, the contract between himself and the corporation; Exhibit 3, transferee's equipment list, and Exhibit 4, a certified copy of the Articles of Incorporation of transferee.

It is the opinion of the Examiner that the proposed transfer is in the public interest and should be authorized.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner referred to in the above and foregoing Statement should be approved.

That the proposed transfer is in the public interest and should be authorized, subject to outstanding indebtedness, if any.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and hereby is, approved.

That Verl Harvey, Adams City, Colorado, should be, and is hereby, authorized to transfer all his right, title and interest in and to PUC No. 2177 and PUC No. 2177-I -- being the operating rights set forth in the preceding Statement, which is made a part hereof by reference -- to Verl Harvey, Inc., a corporation, Adams City, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.



The transfer of interstate operating rights authorized herein is subject to the Federal Motor Carriers Act of 1935, as amended.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission upon proper application.

The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Joseph J. Higgins

Commissioners.

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
RELIABLE PARCEL SERVICE, INC., BY )  
ROBERT P. MC CLUNG, 3825 CLAY )  
STREET, DENVER, COLORADO, FOR AU- )  
THORITY TO TRANSFER PERMIT NO. ) APPLICATION No. 14066-PP-Transfer  
B-4470 TO ROBERT P. MC CLUNG AND )  
STAN PECK, CO-PARTNERS, DOING )  
BUSINESS AS "P. & M. DELIVERY SER- )  
VICE," 1448 MARKET STREET, DENVER, )  
COLORADO. )  
-----)

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March 14, 1957  
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Appearances: John H. Lewis, Esq.,  
Denver, Colorado,  
for Applicant;  
Harold D. Torgan, Esq.,  
Denver, Colorado, for  
Package Delivery Service.

S T A T E M E N T

By the Commission:

Applicant herein seeks to transfer authority under Permit No. B-4470 to Robert P. McClung and Stan Peck, co-partners, doing business as "P. & M. Delivery Service," 1448 Market Street, Denver, Colorado.

The application was duly set for hearing at 330 State Office Building, Denver, Colorado, on March 1, 1957, at ten o'clock A. M., with due notice to all interested parties.

Transferees failed to appear either in person or by counsel, and the matter was continued for one hour in order to enable the proposed transferees to appear.

John H. Lewis, Esq. appeared and testified that he was the attorney for applicant corporation; that he also represented the sole stockholder, Raymond L. Mauldin, of said corporation, who acquired said stock February 14, 1956, and that the transferees,

although the former owners of the stock of applicant corporation, no longer had any interest in said corporation and that applicant corporation did not wish to effect said transfer but desired that said application be withdrawn and dismissed.

The witness further requested authority to file a certified copy of Minutes of a Special Meeting of the Board of Directors of Reliable Parcel Service, Inc., authorizing the action of witness and confirming his testimony. Authority to do so was granted by the Commission, which late-filed exhibit to that effect was duly filed by applicant on March 11, 1957, and made a part of the record.

At the conclusion of applicants's testimony, Harold D. Torgan, joined with Witness Lewis in moving for dismissal of the application.

### F I N D I N G S

#### THE COMMISSION FINDS:

That applicant corporation and its sole stockholder do not desire to transfer said permit and that they do desire to have said application withdrawn and dismissed.

No evidence was adduced on behalf of transferees why said application should not be withdrawn and dismissed.

### O R D E R

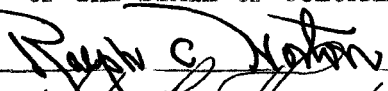
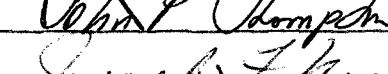
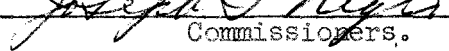
#### THE COMMISSION ORDERS:

That the motion of applicant to withdraw and dismiss said Application No. 14066-PP-Transfer be, and the same is hereby, granted, and said application is hereby dismissed.

That Robert P. McClung and Stan Peck, co-partners, doing business as "P. & M. Delivery Service," 1448 Market Street, Denver, Colorado, shall take no right, title or interest of any name or nature whatsoever in and to said Permit No. B-4470.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea

original

(Decision No. 47535)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
RIO GRANDE MOTOR WAY, INC., 775 )  
WAZEE STREET, DENVER, COLORADO, FOR )  
A CERTIFICATE OF PUBLIC CONVENIENCE ) APPLICATION NO. 15095-Extension  
AND NECESSITY AUTHORIZING EXTENSION )  
OF OPERATIONS UNDER PUC NO. 149. )  
-----)

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March 14, 1957  
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Appearances: Marion R. Smyser, Esq.,  
Denver, Colorado, for  
Applicant.

S T A T E M E N T

By the Commission:

Applicant herein seeks an extension of authority under a certificate of public convenience and necessity issued by this Commission, designated PUC No. 149 and PUC No. 149-I, as it has been extended from time to time, to include operations authorized by said certificate in the home-rule cities of Denver, Canon City, Colorado Springs, Durango, Delta, Montrose, Grand Junction, Monte Vista, and Pueblo, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, on March 1, 1957, at ten o'clock A. M., notice thereof having been forwarded to all parties in interest. The matter was there heard and taken under advisement.

No one appeared in protest to said application.

T. M. Davis, Denver, Colorado, appeared and testified for and on behalf of the application, to the effect that he was the President and General Manager of applicant, and had been since 1948. He identified applicant's Exhibit 1, which is a summary of equipment of Rio Grande Motor Way, Inc., and Exhibit 2, being a balance sheet

of applicant, showing total assets of \$2,780,706.28, with capital and surplus of \$2,256,706.59. He further testified that applicant maintains terminals and docks for the purpose of pickups and deliveries and handling business, as well as personnel, in all of said cities, to solicit and receive business, and that applicant has been operating under the terms and within the limits of said certificate of public convenience and necessity in all of the several cities above enumerated since 1935, continuously without interruption, having been licensed to do so where required by the several municipal authorities.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is made a part of these Findings by reference, and incorporated herein.

That public convenience and necessity require applicant's extended motor vehicle common carrier service, on call and demand, pursuant to the authority granted in PUC No. 149 and PUC No. 149-I.

That applicant has established its "Grandfather Rights" in the several cities enumerated in the Statement above.

That applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service described.

### O R D E R

#### THE COMMISSION ORDERS:

That Applicant Rio Grande Motor Way, Inc., be, and it is hereby, granted a certificate of public convenience and necessity to extend its operations under the terms and within the limits of said certificate, PUC No. 149 and PUC No. 149-I, as it has been extended from time to time and as it now exists on file with this Commission as of the date of this Order, to include the home-rule cities of Denver, Canon City, Colorado Springs, Durango, Delta, Montrose, Grand Junction, Monte Vista and Pueblo, State of Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

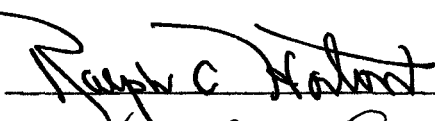
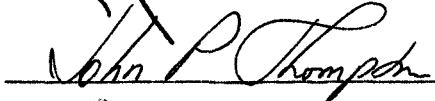
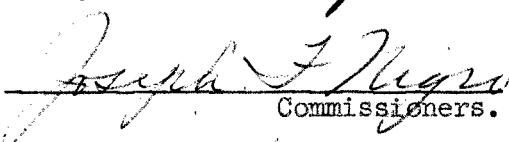
That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate its carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
LARSON TRANSPORTATION COMPANY, 775 )  
WAZEE STREET, DENVER, COLORADO, FOR )  
A CERTIFICATE OF PUBLIC CONVENIENCE ) APPLICATION NO. 15113-Extension  
AND NECESSITY AUTHORIZING EXTENSION )  
OF OPERATIONS UNDER PUC NO. 331. )  
- - - - - )

- - - - -  
March 14, 1957  
- - - - -

Appearances: Marion R. Smyser, Esq.,  
Denver, Colorado, for  
Applicant.

S T A T E M E N T

By the Commission:

Applicant herein seeks an extension of authority under a certificate of public convenience and necessity issued by this Commission, designated PUC No. 331 and PUC No. 331-I, as it has been extended from time to time, to include operations authorized by said certificate in the home-rule city of Denver, Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, on March 1, 1957, at ten o'clock A. M., notice thereof having been forwarded to all parties in interest. The matter was there heard and taken under advisement.

No one appeared in protest to said application.

T. M. Davis, Denver, Colorado, appeared and testified for and on behalf of applicant, to the effect that he was the President and General Manager of applicant, and had been since 1948. He identified applicant's Exhibit 1, which is a balance sheet, showing total assets of \$201,001.00, with capital and surplus \$171,637.19, and Exhibit 2, which is a summary of equipment of Larson Transportation Company. He further testified that applicant maintains a terminal and dock for the purpose of pickups and deliveries and handling

business, as well as personnel, in said city, to solicit and receive business, and that applicant has been operating under the terms and within the limits of said certificate of public convenience and necessity in said city, since 1935, continuously without interruption, having been licensed to do so by the municipal authorities.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is made a part of these Findings by reference, and incorporated herein.

That public convenience and necessity require applicant's extended motor vehicle common carrier service on call and demand, pursuant to the authority granted in PUC No. 331 and PUC No. 331-I.

That applicant has established its "Grandfather Rights" in the City and County of Denver, Colorado.

That applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service described.

### O R D E R

#### THE COMMISSION ORDERS:

That Applicant Larson Transportation Company, Denver, Colorado, be, and it is hereby, granted a certificate of public convenience and necessity to extend its operations under the terms and within the limits of said certificate, PUC No. 331 and PUC No. 331-I, as it has been extended from time to time and as it now exists on file with the Commission as of the date of this Order, to include the home-rule City of Denver, Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

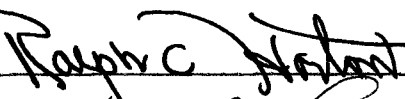




That applicant shall operate its carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea

gravel

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JULIUS BUSSARD, 3395 SOUTH LINCOLN )  
STREET, ENGLEWOOD, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A ) APPLICATION NO. 14951-PP  
PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )  
----- )

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March 14, 1957  
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Appearances: Julius Bussard, Englewood,  
Colorado, pro se;  
Marion F. Jones, Esq.,  
Denver, Colorado, for  
Petroleum Transporters.

S T A T E M E N T

By the Commission:

Applicant herein seeks a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 28, 1956, at ten

o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein testified that he is presently engaged in the transportation of sand, gravel, and other road-surfacing materials, under Temporary Authority issued by this Commission; that he has had many requests for his proposed service; that he is the owner of a 1953 six-ton International Truck; that his net worth, as shown by his Annual Report submitted to this Commission is sufficient; that he would agree to limit authority herein granted to exclude the use of tank truck equipment.

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that there is presently a need for this service.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

It did not appear that the granting of the authority herein sought will impair the efficiency of any common carrier service operating in the territory sought to be served by applicant.

Report of the Examiner recommends that permit should issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner

referred to therein should be approved.

That applicant herein should be authorized to operate as a Class "B" private carrier by motor vehicle for hire, and as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That Julius Bussard, Englewood, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation, in dump trucks only, of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and

rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Horton  
John P. Thompson  
Joseph F. Higgins  
Commissioners.

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea

final

(Decision No. 47538)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
FRED MC NULTY, 1237 MAIN STREET, )  
LOUISVILLE, COLORADO, FOR A CLASS )  
"B" PERMIT TO OPERATE AS A PRIVATE ) APPLICATION NO. 15090-PP  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
----- )

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March 14, 1957  
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Appearances: Fred McNulty, Louisville,  
Colorado, pro se;  
Jones and Meiklejohn, Esqs.,  
by Alvin J. Meiklejohn, Jr.,  
Esq., Denver, Colorado, for  
R. B. "Dick" Wilson, Inc.,  
et al.

S T A T E M E N T

By the Commission:

By the instant application, Fred McNulty, of Louisville, Colorado, seeks a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of coal, sand, gravel, road-surfacing material, dirt, stone, refuse and insulrock, the application being in the usual form.

Said application was assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Boulder, Colorado, on March 5, 1957, at ten o'clock A. M., after due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of the Examiner discloses that applicant testified in support of his application; that he has been maintenance man for the Town of Louisville, Colorado, and has had experience in the transportation business for fifteen years; that he owns a 1941 Chevrolet 1½-ton dump truck, and his net worth is \$5,000. He wishes to serve all contractors or other customers who may wish his services, and agreed that any authority issued should be

limited to the use of dump trucks only, whereupon the protests were withdrawn.

Report of the Examiner further states that applicant appears to be a fit and proper person to conduct the proposed operation, and it does not appear that the granting of a permit, and operations by applicant thereunder, will impair the services of common carriers operating in the territory, and the Examiner recommends that a permit should issue to applicant, limited to the use of dump trucks, only.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Report of the Examiner referred to in the above and foregoing Statement should be approved.

That a permit should issue to applicant herein, restricted to the use of dump trucks only, as set forth in the following Order.

### O R D E R

#### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and hereby is, approved.

That Fred McNulty, 1237 Main Street, Louisville, Colorado, should be, and is hereby, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of coal, from mines in the northern Colorado coal fields, to points within a radius of twenty-five miles of Louisville, Colorado; sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs,

to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, the service herein authorized being limited to the use of dump trucks, only.

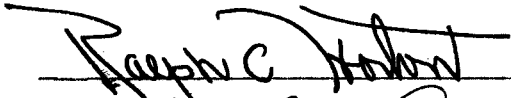
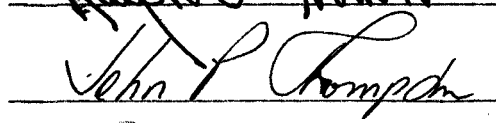
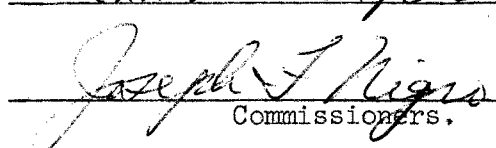
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea.



original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
DONALD L. LAURITSEN, DOING BUSINESS )  
AS "PIONEER TRUCKING COMPANY," 2655 )  
NORTH BROADWAY, BOULDER, COLORADO, )  
FOR AUTHORITY TO TRANSFER PUC NO. ) APPLICATION NO. 15089-Transfer  
616 TO PHILLIP REICHERT, DOING BUSI- )  
NESS AS "PIONEER TRUCKING COMPANY," )  
GENERAL DELIVERY, BOULDER, COLORADO. )  
-----)

-----  
March 14, 1957  
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Appearances: Jones and Meiklejohn, Esqs.,  
Denver, Colorado, by  
Alvin J. Meiklejohn, Jr.,  
Esq., for Transferee and  
Transferor;  
Clyde Hodgson, Boulder, Colo-  
rado, for Hodgson Transfer.

S T A T E M E N T

By the Commission:

Donald L. Lauritsen, doing business as "Pioneer Trucking  
Company," Boulder, Colorado, is the owner and operator of PUC  
No. 616, authorizing:

Transportation of milk and cream, with return  
of empty cans, to Boulder, Lafayette and Long-  
mont, from the following territory: Beginning  
at a point in the center of the west line of  
Sec. 12, T. 3-N., R. 71-W; thence due east to  
US 87; thence south along said highway to the  
north line of Sec. 34, T. 2-N., R. 69-W; thence  
east 2½ miles, thence south 1 mile; thence east  
1 mile to the NW corner of Sec. 5, T. 1-N., R.  
68-W; thence south 2 miles; thence southwesterly  
to the SW corner of Sec. 18, T. 1-N., R. 68-W;  
thence south 3 miles; thence west to US 87;  
thence south along said highway to the South  
Boulder County Line; thence east to Broomfield;  
thence south along State Highway 121 to the NW  
corner of the SE¼ of Sec. 26, T. 3-S., R. 69-W;  
thence west to the center of the west line of  
Sec. 30, T. 3-S., R. 69-W; thence south ½ mile;  
thence east to State Highway 121; thence south  
2 miles; thence west to the SW corner of Sec. 2,  
T. 4-S., R. 70-W; thence north ½ mile; thence  
west ½ mile; thence north 1½ miles; thence west  
½ mile; thence north 1 mile; thence east 1 mile;

thence north  $1\frac{1}{2}$  miles; thence east 2 miles; thence north  $\frac{1}{2}$  mile; thence west  $\frac{1}{2}$  mile; thence north 6 miles; thence west 1 mile; thence north 1 mile; thence west 1 mile; thence north 1 mile to the South Boulder County Line; thence west along said line to the SW corner of Sec. 31, T. 1-S., R. 70-W; thence north  $\frac{1}{2}$  mile; thence west  $1\frac{1}{2}$  miles; thence north to the center of the west line of Sec. 24, T. 1-S., R. 71-W; thence east 1 mile; thence north through Boulder and along State Highway 7 to the Town of Lyons, thence in a northwesterly direction to the place of beginning, including service from such places or farms as abut upon or are adjacent to the highways abounding said described area or may be reached therefrom by private roads; excluding service in the  $N\frac{1}{2}$  of  $N\frac{1}{2}$  of Sec. 12, T. 1-N., R. 69-W, and in Sec. 6, T. 2-N., R. 68-W; also for the transportation of milk and cream and the return of empty cans from the following described territory to Boulder: Within a 15-mile radius of Berthoud, Colorado.

Transportation, on schedule, of bottled milk and dairy products from Boulder to Longmont, to Loveland, Berthoud, Johnstown, and Mead, Colorado, with return of empty containers.

By the instant application, he seeks authority to transfer his operating rights under said certificate to Phillip Reichert, doing business as "Pioneer Trucking Company," Boulder, Colorado.

The application was assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Boulder, Colorado, on March 5, 1957, at ten o'clock A. M., after due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of the Examiner states that Donald L. Lauritsen, the transferor, explained the previous operations of himself and partner under the certificate, identifying the contract for sale attached to the application, under the terms of which the purchase price of the permit, including three complete milk-hauling trucks and one International Pickup Truck, and two older milk-hauling bodies, is \$31,000, \$20,000 of which has been paid and the balance of \$11,000 is to be secured by a chattel mortgage upon the above-described and other equipment, but not upon the certificate itself. A copy of the proposed chattel mortgage was identified as Exhibit 2. There are no debts against the certificate or operations thereunder.

Report of the Examiner further states that Phillip Reichert, the transferee, corroborated the testimony of transferor, also identifying the exhibits, and stated that he had had previous experience in the trucking business in Chicago for a period of nine years, his net worth being \$14,000. He stated he had been conducting operations under the certificate since he obtained temporary authority on February 1, 1957, and is fully acquainted with the operations authorized by the certificate and the territory covered by such operations.

It appears that transferee is a fit and proper person to conduct the operations under said certificate, and inasmuch as no testimony was presented by protestant, the Examiner is of the opinion that the transfer is in the public interest and should be authorized.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That Report of the Examiner referred to in the above and foregoing Statement should be approved.

That the proposed transfer is compatible with the public interest and should be authorized, subject to outstanding indebtedness, if any.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and is hereby, approved.

That Donald L. Lauritsen, doing business as "Pioneer Trucking Company," Boulder, Colorado, should be, and is hereby, authorized to transfer all his right, title, and interest in and to PUC No. 616 -- being the operating rights set forth in the preceding Statement, which is made a part hereof by reference -- to Phillip Reichert, doing business as "Pioneer Trucking Company," Boulder, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

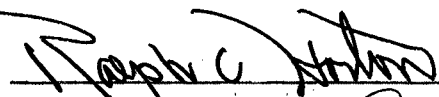
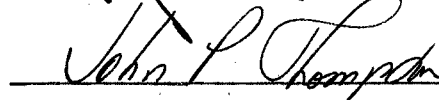

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission upon proper application.

The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
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\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
WILLIAM A. HANEY, NORTH 26TH STREET, )  
COTTONWOOD LANE, BOULDER, COLORADO, )  
FOR A CERTIFICATE OF PUBLIC CONVEN- ) APPLICATION NO. 15088  
IENCE AND NECESSITY TO OPERATE AS A )  
COMMON CARRIER BY MOTOR VEHICLE FOR )  
HIRE. )  
----- )

-----  
March 14, 1957  
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Appearances: William A. Haney, Boulder,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the instant application, William A. Haney, Boulder, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of ashes, trash and refuse from point to point within the City of Boulder, Colorado, and within a radius of five miles of the city limits of said city.

The application was assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Boulder, Colorado, on March 5, 1957, at ten o'clock A. M., after due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of the Examiner discloses that applicant testified in support of his application, stating that he has been engaged in the business of ashpit cleaning and trash hauling in the City of Boulder, Colorado, since 1946 except for a period of two years. Since June 4, 1954, he has conducted these operations continuously and was conducting the same up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over

common carriers operating within home-rule cities, such as Boulder, and filed the instant application to establish his "Grandfather Rights." He further stated that he owns a 1951 International 3/4 ton truck, with stake body, and his net worth is \$1,490. He has been operating under a license from the city of Boulder since the year 1954, and is serving 45 regular customers, and occasionally other customers also. The ashes, trash and refuse are taken to the city dump which is located about five miles north of Boulder.

Report of the Examiner further states that one Elmer W. Bailey testified in support of the application to the effect that applicant has been furnishing the service referred to at two locations owned by witness with weekly service since the year 1954, and the service has been satisfactory.

The Examiner is of the opinion that applicant has established his "Grandfather Rights" and is a fit and proper person to conduct the operations, being qualified by experience and financially, and that a certificate of public convenience and necessity should issue to applicant.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the Report of the Examiner referred to in the above and foregoing Statement should be approved.

That public convenience and necessity require the proposed services of applicant and that certificate of public convenience and necessity should issue therefor.

#### O R D E R

##### THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above and foregoing Findings, should be, and hereby is, approved.

That public convenience and necessity require the proposed motor vehicle common carrier call and demand services of applicant William A. Haney, Boulder, Colorado, for the transportation of ashes,

trash, and refuse from point to point within the City of Boulder, Colorado, and within a radius of five miles of the city limits of said city, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

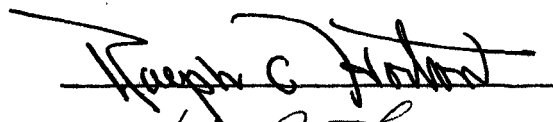


That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea

original

(Decision No. 47541)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
ACME DELIVERY SERVICE, INC., A COLO- )  
RADO CORPORATION, 1900 CHESTNUT PLACE, )  
DENVER, COLORADO, FOR A CERTIFICATE ) APPLICATION NO. 15009-Extension  
OF PUBLIC CONVENIENCE AND NECESSITY )  
AUTHORIZING EXTENSION OF OPERATIONS )  
UNDER PUC NO. 2479 AND PUC NO. 2479-I.)  
-----)

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March 14, 1957  
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Appearances: Harold D. Torgan, Esq.,  
Denver, Colorado, for  
Applicant.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing extension of operations under PUC No. 2479 and PUC No. 2479-I, for the conduct of a transfer, moving and general cartage business, including transportation of household goods, between all points within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 30, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On January 30, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.



It appears that applicant herein is presently the owner and operator of PUC No. 2479 and PUC No. 2479-I, authorizing:

transportation for hire, on call and demand, of packages and parcels weighing not in excess of 100 pounds each, between Denver, on the one hand, and, on the other, points and places within a radius of three miles thereof, subject, however, to the following conditions: (a) Service of applicant shall not be on schedule; (b) No shipment shall exceed 100 pounds in weight; (c) In conducting operations under said operating rights, applicant shall be limited to the use of motor vehicles of the type commonly used in this type of operations, viz., panel trucks or station wagons, with a rated capacity of not to exceed one and one-half tons each; stake body trucks also authorized to be used, having a rated capacity not to exceed one and one-half-tons, in addition to panel trucks and station wagons;

between all points in Colorado and the Colorado State Boundary Lines, where all highways cross same, in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

Report of the Examiner states that at the hearing, Cecil S. Knox testified that he is President of applicant herein; that said Company had been engaged in transportation of general commodities within the City and County of Denver for the past ten years; that applicant has engaged in all phases of transportation, including heavy machinery, during this time; that, in addition to its operations in Denver, it also is the owner of PUC No. 2479, which authorizes transportation outside Denver; that applicant is the owner of sufficient equipment to conduct the services sought by the instant application.

No one appeared in opposition to the granting of the authority sought.

Report of the Examiner states that applicant has sufficient equipment, and is financially able to render the services sought by the instant application; that applicant has been engaged in transportation of general commodities between points within the City and County of Denver for ten years, and was so engaged on January 1, 1955, the effective date of Constitutional Amendment,

giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That public convenience and necessity require the extended motor vehicle common carrier call and demand transportation service of Acme Delivery Service, Inc., Denver, Colorado, under PUC No. 2479 and PUC No. 2479-I, to include the right to transport general commodities, between points within the City and County of Denver, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate its carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant  
with all present and future laws and rules and regulations of  
the Commission.

This Order shall become effective twenty-One days from  
date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Reuben C. Hobart  
John P. Thompson  
Joseph F. Myers  
Commissioners.

Dated at Denver, Colorado,  
this 14th day of March, 1957.

ea

gmsl  
(Decision No. 47542)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
FRED WEISS, 910 VENICE STREET, LONG- )  
MONT, COLORADO, FOR AUTHORITY TO )  
TRANSFER PUC NO. 509 TO BOULDER )  
TRUCK SERVICE, INC., DENVER, COLO- )  
RADO. )  
----- )

APPLICATION NO. 13055-Transfer  
SUPPLEMENTAL ORDER

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March 15, 1957  
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Appearances: E. B. Evans, Esq., Denver,  
Colorado, for Applicants;  
Marion F. Jones, Esq.,  
Denver, Colorado, and  
Alvin J. Meiklejohn Jr., Esq.,  
Denver, Colorado, for  
Sorenson Truck Line;  
A. J. Fregeau, Denver, Colo-  
rado, for Weicker Transfer  
and Storage Company.

S T A T E M E N T

By the Commission:

On October 21, 1954, the Commission entered Decision No. 43472 in the above-styled application, authorizing Fred Weiss, Longmont, Colorado, to transfer PUC No. 509 to Boulder Truck Service, Inc., Denver, Colorado.

It now appears that there was a typographical error in setting forth operating rights under said PUC No. 509, appearing in the first paragraph of the Statement contained in said Decision No. 43472, viz., the word "should," rather than the word "shall," appears in Sub-Paragraphs (a), (b), and (c) of said first paragraph of the Statement contained in said Decision No. 43472.

F I N D I N G S

THE COMMISSION FINDS:

That Decision No. 43472, of date October 21, 1954, should be amended to properly set forth operating rights and requirements under PUC No. 509, and to correct the clerical error described above, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 43472, of date October 21, 1954, should be, and the same hereby is, amended, nunc pro tunc, as of said 21st day of October, 1954, by striking therefrom description of operating rights under PUC No. 509, appearing in the first paragraph of the Statement contained in said Decision No. 43742, on Pages 1 and 2 thereof, and inserting in lieu thereof, the following:

"The conduct of a transfer, moving and general cartage business in the City of Longmont, Colorado, and in the County of Boulder, and for occasional service throughout the State of Colorado, and each of the counties thereof, subject to the following conditions:

"(a) For the transportation of commodities other than household goods between points served singly or in combination by scheduled carriers, the applicant shall charge rates which in all cases shall be at least 20% in excess of those charged by the scheduled carriers;

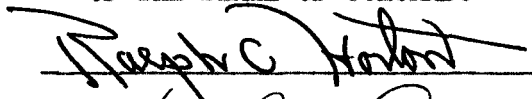

"(b) The applicant shall not operate on schedule between any points;

"(c) The applicant shall not be permitted, without further authority from the Commission, to establish a branch office or to have any agent employed in any other town or city than Longmont for the purpose of developing business; and

"(d) Jurisdiction of the application herein shall be and the same is hereby retained, to the end that if and as occasion may arise, appropriate orders may be made to prevent improper encroachment by the applicant upon the field of business occupied by the scheduled carriers, and at the same time to allow the applicant reasonable latitude in the carrying on of his business as it may develop in the future."

That, except as herein amended, said Decision No. 43472 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
Commissioners.

COMMISSIONER JOSEPH F. NIGRO  
NOT PARTICIPATING.  
Dated at Denver, Colorado,  
this 15th day of March, 1957.  
ea

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(Decision No. 47543)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE INVESTIGATION AND SUSPENSION )	
OF CERTAIN RATES AND RULES OF )	
THE BLANCA TELEPHONE SYSTEM, )	<u>INVESTIGATION AND SUSPENSION</u>
BLANCA, COLORADO. )	<u>DOCKET NO. 392</u>
----- )	

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March 15, 1957  
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Appearances: Charles H. Woodard, Esq.,  
Colorado Springs, Colorado,  
for Applicant;  
Lyle Smith, Blanca, Colo-  
rado, pro se;  
P. M. Brown, Denver, Colo-  
rado, and  
J. M. McNulty, Denver, Colo-  
rado, for the Commission.

S T A T E M E N T

By the Commission:

On October 22, 1956, Mr. William P. Tessler, owner of the Blanca Telephone System, at Blanca, Colorado, filed with The Public Utilities Commission of the State of Colorado, certain changes in its Colorado PUC Tariff No. 1, proposing to increase telephone rates to both its urban and rural telephone users, and to also inaugurate a line extension policy. The rates as filed would have become effective on November 21, 1956, unless suspended by the Commission.

The Company having duly notified its customers of the proposed changes in rates and rules, the Commission received complaints from said customers sufficient in number and importance to warrant a suspension of the proposed changes. Accordingly, on November 20, by Decision No. 46843, the Commission suspended the proposed effective date of the rate filing for a period of one hundred twenty days from November 21, 1956, or until March 21, 1957, unless otherwise ordered. By the same order, the Commission

directed that the new rates be made a subject of investigation during the period of suspension.

By formal notice to all interested parties, the Commission set the matter of the rate increase and the proposed changes in the new tariff for hearing on February 26, 1957, at 1:30 o'clock P. M., in the Court House at Alamosa, Colorado. At said time and place the hearing was duly held, and at the conclusion thereof, the Commission took the matter under advisement.

Mr. William P. Tessler, owner and operator of the Blanca Telephone System, testified at the hearing that he purchased this system in December, 1926, from Mr. A. M. Fox. At the time he acquired this system all of the circuits were single-wire, ground return. During the period of his ownership, this system has been converted to dial and all of the lines have been metallized. There has been one increase in rates on this system since Mr. Tessler took over. On February 25, 1957, this system supplied service to 128 telephones, and during the summer of 1956, service was rendered to 135 phones. The increase in phones during the summer is due to certain seasonal type of business that requires phone service only in the summer.

The exchange office is located in Blanca in the residence of Mr. Tessler, and service is not only rendered to the inhabitants of the Town of Blanca, but to the Town of Fort Garland, and in the rural areas around said towns. Rural service, for the most part, is rendered on multi-party lines having from six to ten customers per line.

The Telephone Company did not present any evidence in regard to Plant Investment, Income and Expenses other than a general statement that they needed an increase. The books and records as maintained by the Blanca Telephone System were inadequate to readily ascertain the financial status of this system.

In accordance with the order of the Commission previously referred to, the Commission's staff made an investigation of this system prior to the hearing herein. Staff witness, Paul M. Brown, testified that the records of the telephone system were such that it was necessary to do a complete inventory and original cost study to determine the plant investment. An audit was also made of this system and a Balance Sheet and Profit and Loss Statement for the test year ending October 31, 1956, was also prepared. Staff witness Brown introduced and testified to the following exhibits:

Exhibit No. 1: Estimate of Original Cost, Observed Depreciation, Annual Depreciation Rate and Net Telephone Plant at October 31, 1956.

Exhibit No. 2: Annual Expense for Test Year, twelve months ending October 31, 1956.

Exhibit No. 3: Plant Account and Rate Base.

Exhibit No. 4: Annual Revenue for Test Year, Present and Proposed Rates.

Exhibit No. 5: Balance Sheet of Blanca Telephone System as of October 31, 1956.

Witness Brown testified that as a result of his investigation, he determined that the total gross plant devoted to telephone service by this system amounted to \$45,133, and that the computed depreciation reserve amounted to \$15,628, which, when subtracted from the gross plant, leaves net plant in service of \$29,505. To this net plant figure as of October 31, 1956, the witness added materials and supplies in the amount of \$3,860, working capital of \$1,253, to arrive at a net rate base of \$34,618. As shown by Exhibit No. 4, sponsored by the witness, the net income for the test year on the present rates amounted to \$479, which, when related to the previously determined rate base gives a rate of return of 1.38%. The same exhibit shows the annual revenue for the test year had the proposed rates been in effect and this



amount is shown as \$1,627, or a rate of return of 4.70% on the rate base.

Several customer witnesses testified at the hearing and the gist of their testimony was more on the element of poor service rather than the increase in rates.

Mr. Doyle Burns, Manager of the Trinchera Ranch located at Fort Garland, testified that the ranch was on a multi-party line and that it conducted considerable business over said line, which no doubt worked a hardship on other subscribers on this line. The ranch would like to have its own line so that it would have single-party service, but he did not feel the ranch should have to pay for the additional construction necessary for a single-party line since the monthly telephone bills were between \$150 and \$500 per month. In his opinion, this type of revenue should enable the telephone system to invest in the facilities necessary to install a single-party line to the ranch.

What portion of the above monthly income would be Blanca's and what portion would be Mountain States Telephone and Telegraph Company's toll service was not disclosed in the record.

Other witnesses complained about outages and poor service generally. One witness also testified that whenever it rained, or the wind blew, there was trouble on his line so that he could not use the service or it was so inaudible as to be valueless.

From the exhibits and testimony herein, it is evident that the new rates are not exorbitant, and that under the old rates the system did not have adequate earnings; however, in giving approval to these new rates, we are also concerned about the type of service that will be forthcoming in the future. It would seem logical that Mr. Tessler, when he has occasion to leave the telephone system unattended, should leave a notice on the door of the telephone office where he can be reached in case of trouble. In fact, it would also seem wise that he should notify his customers

of a telephone number which might be called in the event he is not in the office. From the testimony, it was apparent that normally he could be reached by telephone when he was not in the telephone office. The intermittent trouble caused by wind and moisture can be corrected, and we will provide that this be done in our Order to follow.

If Trinchera Ranch desires a single-party line, the telephone system should make an estimate of the cost of additional facilities necessary to furnish this service, together with a study of the revenues received from this customer to determine if the service can be supplied at the rates for said service or if it will be necessary to have an additional guaranteed monthly minimum. In order that the Trinchera Ranch can have the opportunity for single-party service if it so desires, we will provide that Mr. Tessler make the necessary study and submit it to both Trinchera Ranch and this Commission. It must be understood by all concerned that this service need only be furnished under terms that make it economically feasible. While the telephone system must render service, it is not required to do so at a loss or on preferential rates.

From the testimony and exhibits introduced at the hearing, it is apparent that Blanca Telephone System should be permitted to increase its rates, but it should also at the same time improve its service.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above Statement be made a part of these Findings, by reference.

That the Commission is fully advised in the matter.

That the rates filed with the Commission are just and reasonable and should be permitted to become effective as set forth in the Order to follow.

That the Blanca Telephone System should establish a bookkeeping system and keep all of its records and accounts in accordance with the Uniform System of Accounts for telephone companies as prescribed by this Commission.

That the Blanca Telephone System should notify the Commission within ninety (90) days of the effective date of this Order that it has set up its books and accounts in accordance with the Commission's requirements, and that it has by performance demonstrated that it has inaugurated a better maintenance program, so that the Commission may make a field inspection of said system and books.

That the Blanca Telephone System shall make an estimate of the cost of the additional facilities necessary to furnish Trinchera Ranch with a single-party business telephone and an estimate of the income to be expected from this service, which income should include the monthly business rate, plus the line mileage, plus the estimated average net monthly tolls, and give a report of this to Trinchera Ranch and this Commission within thirty (30) days of the effective date of this Order.

#### O R D E R

##### THE COMMISSION ORDERS:

That the rates as filed by the Blanca Telephone System with this Commission, being its Colorado P. U. C. Tariff No. 1, Second Revised Sheet No. 3, are fair and reasonable and shall be permitted to become effective on April 1st, 1957.

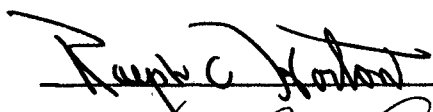
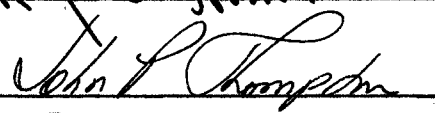

That the Blanca Telephone System shall set up its books and keep its accounts in accordance with the Uniform System of Accounts for Telephone Companies as prescribed by this Commission and shall notify this Commission that it has done so within ninety (90) days of the effective date of the Order herein.

That the Blanca Telephone System shall, upon receipt of this Order, institute a maintenance program to improve service upon its lines.

That the Blanca Telephone System shall make an estimate of the cost of additional facilities necessary to supply the Trinchera Ranch with a single-party business telephone, together with the estimated income from said service, and shall report the results of this study to the Trinchera Ranch and this Commission within thirty (30) days.

That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 15th day of March, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
FRED MARTIN, 1912 ILLINOIS, GOLDEN, )  
COLORADO. )  
----- )

PERMIT NO. M-8437

-----  
March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

\_\_\_\_\_  
Fred Martin

requesting that Permit No. M-8437 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8437, heretofore issued to \_\_\_\_\_

\_\_\_\_\_  
Fred Martin be,

and the same is hereby, declared cancelled effective January 27, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\_\_\_\_\_  
Ralph C. Johnson  
\_\_\_\_\_  
John P. Thompson  
\_\_\_\_\_  
Joseph J. Negro  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

VERL L. CROUSE, P. O. BOX 264,  
SAGUACHE, COLORADO.

PERMIT NO. M-9191

March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Verl L. Crouse

requesting that Permit No. M-9191 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9191, heretofore issued to \_\_\_\_\_

Verl L. Crouse be,

and the same is hereby, declared cancelled effective February 17, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Anderson  
John P. Thompson  
Joseph F. Higgins  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 1957

njm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

Linus O. Pettinger, Box 432,  
Holly, Colorado.

PERMIT NO. M-8697

March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Linus O. Pettinger

requesting that Permit No. M-8697 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8697, heretofore issued to \_\_\_\_\_

Linus O. Pettinger be,

and the same is hereby, declared cancelled effective February 21, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Gordon  
John P. Thompson  
Joseph F. Higo  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
ROBERT A. HAMLIN, LIMON, COLORADO. )  
\_\_\_\_\_) )  
\_\_\_\_\_)

PERMIT NO. M-8865

March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Robert A. Hamlin

requesting that Permit No. M-8865 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8865, heretofore issued to \_\_\_\_\_

Robert A. Hamlin be,

and the same is hereby, declared cancelled effective March 11, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Hamlin  
John P. Thompson  
Joseph J. Higgs  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 1957

mjm



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

MARY E. BELICH, 112 MAIN, CORTEZ,  
COLORADO.

PERMIT NO. M-10607

March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Mary E. Belich

requesting that Permit No. M-10607 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10607, heretofore issued to \_\_\_\_\_

Mary E. Belich be,

and the same is hereby, declared cancelled effective February 24, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Johnson  
John P. Thompson  
Joseph F. Higo  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

WM. S. STURGEON, ROCK RIVER,  
WYOMING.

PERMIT NO. M-8206

March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Wm. S. Sturgeon

requesting that Permit No. M-8206 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8206, heretofore issued to \_\_\_\_\_

Wm. S. Sturgeon be,

and the same is hereby, declared cancelled effective March 6, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Hooten  
John P. Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 195 7

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

BOULDER VALLEY DAIRY INC., 409 OAK  
STREET, LAFAYETTE, COLORADO.

PERMIT NO. M-3039

March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Boulder Valley Dairy Inc.

requesting that Permit No. M-3039 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3039, heretofore issued to \_\_\_\_\_

Boulder Valley Dairy Inc. be,

and the same is hereby, declared cancelled effective March 11, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Johnson  
John Thompson  
Joseph F. Higo  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 1957.

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

C. C. KIRKHAM, BOX 163, RALLS, TEXAS )

PERMIT NO. M-4386

March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

C. C. Kirkham

requesting that Permit No. M-4386 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4386, heretofore issued to \_\_\_\_\_

C. C. Kirkham be,

and the same is hereby, declared cancelled effective February 26, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Hodson  
John P. Thompson  
Joseph F. Higo  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)

WILLIAM E. ANDERSON, 7430 KNOX  
COURT, WESTMINSTER, COLORADO.

PERMIT NO. M-7630

March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

William E. Anderson

requesting that Permit No. M-7630 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7630, heretofore issued to \_\_\_\_\_

William E. Anderson be,

and the same is hereby, declared cancelled effective March 9, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Hodson  
John F. Thompson  
Joseph F. Kiger  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
LEE C. WALKER, JR., 8 SOUTH KENDALL )  
STREET, DENVER 15, COLORADO. )  
\_\_\_\_\_ )

PERMIT NO. M-11333

\_\_\_\_\_  
March 21, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

\_\_\_\_\_  
Lee C. Walker, Jr.

requesting that Permit No. M-11333 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11333, heretofore issued to \_\_\_\_\_

\_\_\_\_\_  
Lee C. Walker, Jr. be,

and the same is hereby, declared cancelled effective February 24, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 21st day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLES OPERATIONS OF )  
WILLIAM S. STURGEON, ROCK RIVER, )  
WYOMING. )  
-----

PUC No. 2806-I

-----  
March 21, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from William S. Sturgeon, Rock River, Wyoming, requesting that Certificate of Public Convenience and Necessity No. 2806-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

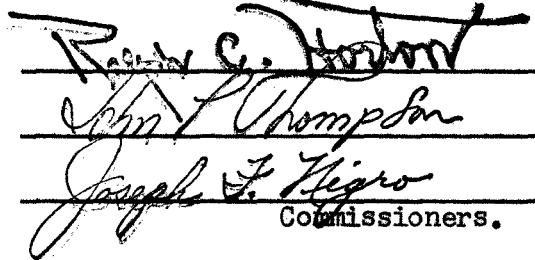
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 2806-I, heretofore issued to William S. Sturgeon, Rock River, Wyoming, be, and the same is hereby, declared cancelled effective March 6, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners.

Dated at Denver, Colorado  
this 21st day of March, 1957.

mjm

(Decision No. 47555)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
LEE O'CONNOR, 929 FIFTEENTH )  
STREET, DENVER 2, COLORADO. )  
-----

PUC. NO. 3506-I

-----  
March 21, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Lee O'Connor, 929 Fifteenth Street, Denver 2, Colorado, requesting that Certificate of Public Convenience and Necessity No. 3506-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

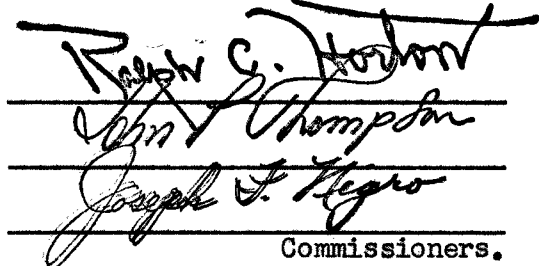
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 3506-I, heretofore issued to Lee O'Connor, 929 Fifteenth Street, Denver 2, Colorado, be, and the same is hereby, declared cancelled effective March 11, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners.

Dated at Denver, Colorado,  
this 21st day of March, 1957.

mjm



original

(Decision No. 47556)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
FRANK DIAZ, 2501 BLUFF STREET, )  
BOULDER, COLORADO, FOR A CERTIFI- )  
CATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
----- )

APPLICATION NO. 15087

-----  
March 18, 1957  
-----

Appearances: Edward N. Donnellan, Esq.,  
Boulder, Colorado, for  
Applicant.

S T A T E M E N T

By the Commission:

By the instant application, Frank Diaz, 2501 Bluff Street, Boulder, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of ashes, trash and refuse within the City of Boulder, Colorado.

The application was assigned for hearing before Examiner Joseph W. Hawley, at the Court House in Boulder, Colorado, on March 5, 1957, at ten o'clock A. M., after due notice to all interested parties, and was there heard and taken under advisement.

The Examiner has submitted his Report of the proceedings.

Report of the Examiner states that applicant testified that during the past nine years he has been employed regularly by the University of Colorado, cleaning up the university grounds and hauling ashes, trash, and refuse therefrom to the city dump north of Boulder, but has been requested to obtain authority in his own name for such service, and filed the instant application to establish his "Grandfather Rights." He owns a 1940 Chevrolet 3/4-ton pickup truck, and his net worth is \$8,000. He has been operating under appropriate city licenses from said city and has served 20 customers in addition to the University of Colorado.

No one appeared in opposition to favorable action, and the Examiner states that applicant established his "Grandfather Rights" and is qualified by experience and financially to conduct the proposed operation.

The Examiner recommends that a certificate of public convenience and necessity should issue to applicant herein.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the Report of the Examiner referred to in the above and foregoing Statement should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier call and demand transportation service, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

### O R D E R

#### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

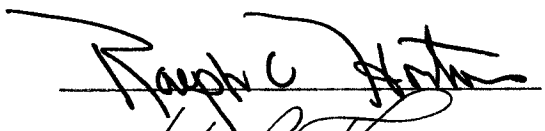


That public convenience and necessity require the proposed motor vehicle call and demand service of applicant Frank Diaz, 2501 Bluff Street, Boulder, Colorado, for the transportation of ashes, trash, and refuse, from point to point within the city limits of the City of Boulder, Colorado, and from said points to the Boulder City Dump, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from  
date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 18th day of March, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
CARL W. VORCE, 4303 UMATILLA STREET, )	
DENVER, COLORADO, FOR A CERTIFICATE )	
OF PUBLIC CONVENIENCE AND NECESSITY )	APPLICATION NO. 14950
TO OPERATE AS A COMMON CARRIER BY )	
MOTOR VEHICLE FOR HIRE. )	
- - - - - )	

- - - - -  
March 18, 1957  
- - - - -

Appearances: Carl W. Vorce, Denver,  
Colorado, pro se;  
Robert E. McLean, Esq.,  
Denver, Colorado, for  
Roy Holtz, Fred Schroeder,  
Jr., Dick Akeman, Engle-  
wood Pick-Up Service,  
Harvey C. Davis, W. J.  
Weber, Clyde Persinger;  
Sherman Warton, Golden, Colo-  
rado, for Tri-County  
Health Department.

S T A T E M E N T

By the Commission:

Heretofore, Carl W. Vorce, Denver, Colorado, filed his application with the Commission, seeking a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials, within the City and County of Denver and a radius of ten miles thereof.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 28, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of the Examiner states that at the hearing, it was agreed by all parties that hearing upon that portion of the instant application pertaining to service outside the City and County of Denver should be continued for hearing at a future date to be determined by the Commission.

Report of the Examiner further states that at the hearing, applicant herein testified he is presently engaged in the transportation of ashes, trash, and other waste materials within the City and County of Denver, and has been so engaged since 1942; that he is the owner of a 1949 three-fourths-ton Ford Truck, and has a net worth of \$25,000.

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he is presently engaged in transportation of ashes, trash, and other waste materials within the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of said Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

That the instant application, insofar as it pertains to service outside the City and County of Denver, should be continued, to be set for further hearing at a date to be determined by the Commission, with notice to all parties in interest.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Carl W. Vorce, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places within the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That Application No. 14950, insofar as it pertains to service outside the City and County of Denver, should be, and hereby is, continued, to be set for further hearing at a date to be determined by the Commission, with notice to all parties in interest.

This Order shall become effective twenty-one days from  
date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Ralph C. Hunt*

*John P. Thompson*

*Joseph I. Negro*  
Commissioners.

Dated at Denver, Colorado,  
this 18th day of March, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
LEE CORDOVA, 1187 SOUTH IRVING )  
STREET, DENVER, COLORADO, FOR A )  
CERTIFICATE OF PUBLIC CONVENIENCE ) APPLICATION NO. 14944  
AND NECESSITY TO OPERATE AS A )  
COMMON CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )  
----- )

-----  
March 18, 1957  
-----

Appearances: Lee Cordova, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 28, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein testified that he is engaged in the transportation of



ashes, trash, and other waste materials within the City and County of Denver, and has been so engaged since 1946; that he is the owner of a 1954 Dodge Pick-up Truck, and has a net worth of \$10,000.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he is presently engaged in transportation of ashes, trash, and other waste materials within the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier call and demand transportation service, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

### O R D E R

#### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of

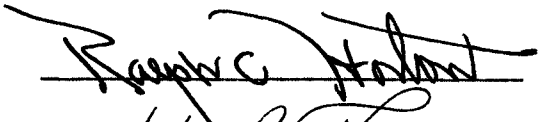
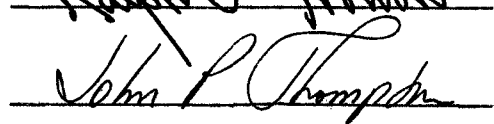
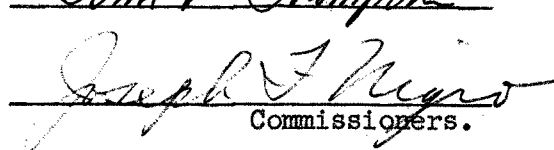
Lee Cordova, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 18th day of March, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
MURRAY V. MARTIN, 1250 WEST ALYS )  
PLACE, DENVER, COLORADO, FOR A CER- )  
TIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO OPERATE AS A COMMON ) APPLICATION NO. 14946  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
- - - - - )

- - - - -  
March 18, 1957  
- - - - -

Appearances: Murray V. Martin, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Murray V. Martin, Denver, Colorado, seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 28, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 24, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing,

applicant herein testified that he is engaged in the transportation of ashes, trash, and other waste materials within the City and County of Denver, and has been so engaged since 1952; that he is the owner of a 1953 one-ton Dodge Truck; that his net worth is \$10,000.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by the instant application; that he is engaged in the transportation of ashes, trash, and other waste materials in the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of said Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

### O R D E R

#### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

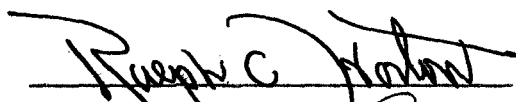

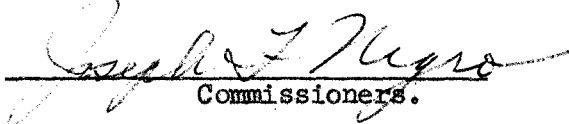
That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Murray V. Martin, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places within the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 18th day of March, 1957.

ea

original

(Decision No. 47560)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
HARRY MAUL, 4629 LINCOLN STREET, )  
DENVER, COLORADO, FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY ) APPLICATION NO. 15023  
TO OPERATE AS A COMMON CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
----- )

-----  
March 18, 1957  
-----

Appearances: Harry Maul, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash and other waste materials in the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, February 4, 1957, at nine o'clock A. M., due notice thereof being served upon all parties in interest.

On February 4, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant testified that he is presently engaged in the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and has been so engaged since 1948; that he is the owner of a 1953 G.M.C. three-quarters-ton truck; that he owns his home, and has a net worth of \$7,500.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he is engaged in the transportation of ashes, trash, and other waste materials within the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of said Examiner recommends that certificate of public convenience and necessity issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

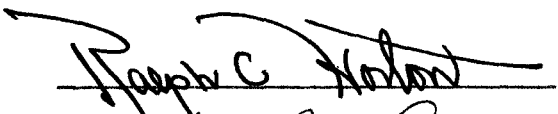


That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Harry Maul, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places within the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 18th day of March, 1957.

ea



original

(Decision No. 47561)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
J. K. WIRSING, 1420 SOUTH FILLMORE )	
STREET, DENVER, COLORADO, FOR A CER- )	
TIFICATE OF PUBLIC CONVENIENCE AND )	APPLICATION NO. 15024
NECESSITY TO OPERATE AS A COMMON )	
CARRIER BY MOTOR VEHICLE FOR HIRE. )	
- - - - - )	

- - - - -  
March 18, 1957.  
- - - - -

Appearances: J. K. Wirsing, Denver,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials in the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, February 4, 1957, at 9:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On February 4, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein testified that he is presently engaged in the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and has been so engaged since 1942; that he is the owner of a 1952 one-ton Dodge Truck; that he owns his home, and has a net worth of \$10,000.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he is engaged in the transportation of ashes, trash, and other waste materials within the City and County of Denver, and has been so engaged since 1942; that he was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above

Findings should be, and the same hereby is, approved.

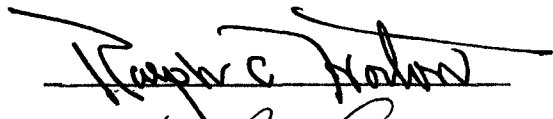


That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of J. K. Wirsing, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places within the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 18th day of March, 1957.

ea

original

(Decision No. 47562)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF)  
BURL BEEN, 1909 WEST ILIFF AVENUE, )  
DENVER, COLORADO, FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY )  
TO OPERATE AS A COMMON CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
-----)

APPLICATION NO. 15027

-----  
March 18, 1957  
-----

Appearances: Burl Been, Denver, Colorado,  
pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials, within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, February 4, 1957, at 9:00 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On February 4, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant testified that he is presently engaged in the transportation of ashes, trash, and other waste materials within the City and County of Denver, and has been so engaged since 1954; that he is the owner of a 1953 three-quarter-ton Ford Truck; that his net worth is approximately \$7,000.

No one appeared in opposition to the granting of the authority sought.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he is engaged in the transportation of ashes, trash, and other waste, and has been so engaged since 1954; that he was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

#### O R D E R

##### THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and

foregoing Findings should be, and the same hereby is, approved.

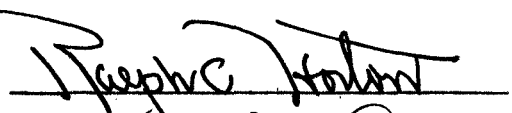
That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Burl Been, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

That this order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_

  
\_\_\_\_\_

  
\_\_\_\_\_ Commissioners.

Dated at Denver, Colorado,  
this 18th day of March, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
LEO V. HULEN, 820 5TH STREET,  
GREELEY, COLORADO.

PERMIT NO. M-6564

March 22, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Leo V. Hulen

requesting that Permit No. M-6564 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6564, heretofore issued to \_\_\_\_\_  
Leo V. Hulen \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective March 6, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Francis C. Johnson*  
*John J. Thompson*  
*Jorge J. Negro*  
Commissioners

Dated at Denver, Colorado,

this 22nd day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
ARTHUR E. SMITH, 1311 RUDD, CANON )  
CITY, COLORADO. )

PERMIT NO. M-9968

March 22, 1957

## STATEMENT

**By the Commission:**

The Commission is in receipt of a communication from \_\_\_\_\_  
Arthur E. Smith

requesting that Permit No. M-9968 be cancelled.

## FINDINGS

**THE COMMISSION FINDS:**

That the request should be granted.

## ORDER

**THE COMMISSION ORDERS:**

That Permit No. M-9968, heretofore issued to \_\_\_\_\_  
Arthur E. Smith \_\_\_\_\_ be.

and the same is hereby, declared cancelled effective March 9, 1957.

~~THE PUBLIC UTILITIES COMMISSION~~  
~~OF THE STATE OF COLORADO~~

Robert C. Johnson  
 John Thompson  
 Joseph F. Negro  
 Commissioners

Dated at Denver, Colorado,

this 22nd day of March, 1957.



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
SIDNEY B. PUGH, BOX 574, CRAIG, )  
COLORADO. )  
 )  
 )  
 )  
 )  
----- )

PERMIT NO. M-9011

-----  
March 22, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Sidney B. Pugh

requesting that Permit No. M-9011 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9011, heretofore issued to \_\_\_\_\_  
Sidney B. Pugh \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective March 16, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 22nd day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
CLARENCE A. MADDEN, 205½ EAST 4TH )  
STREET, PUEBLO, COLORADO. )

PERMIT NO. M-12000

March 22, 1957

## STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Clarence A. Madden

requesting that Permit No.M-12000 be cancelled.

## FINDINGS

**THE COMMISSION FINDS:**

**That the request should be granted.**

## ORDER

**THE COMMISSION ORDERS:**

That Permit No. M-12000, heretofore issued to \_\_\_\_\_  
 Clarence A. Madden \_\_\_\_\_ be.

and the same is hereby, declared cancelled effective March 13, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Russ C. [unclear]*  
*[unclear] Thompson*  
*Jorge F. [unclear]*  
Commissioners

Dated at Denver, Colorado,  
this 22nd day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
VICTOR K. BERGQUIST AND GEORGE A. )  
BUEHLER, DOING BUSINESS AS "B & B )  
MANUFACTURING CO., 303 WEST EVANS, )  
DENVER 23, COLORADO. )  
-----

PERMIT NO. M-8343

-----  
March 22, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Victor K. Bergquist & George A. Buehler dba "B & B Manufacturing Co."

requesting that Permit No. M-8343 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8343, heretofore issued to Victor K. Bergquist &  
George A. Buehler dba "B & B Manufacturing Co." be,  
and the same is hereby, declared cancelled effective March 9, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Frank C. [Signature]  
John P. Thompson  
Joseph J. [Signature]  
Commissioners

Dated at Denver, Colorado,  
this 22nd day of March, 1957.

\*\*\*\*\*

PERMIT NO. M-969

March 22, 1957

## STATEMENT

**By the Commission:**

The Commission is in receipt of a communication from  
Santa Fe Lumber Co.

requesting that Permit No. M-969 be cancelled.

## FINDINGS

### THE COMMISSION FINDS:

**That the request should be granted.**

## ORDER

**THE COMMISSION ORDERS:**

That Permit No. M-969, heretofore issued to

Santa Fe Lumber Co.

be,

and the same is hereby, declared cancelled effective March 13, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

James C. Johnson  
John Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 22nd day of March, 1957.

ma

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE FAILURE OF )  
VARIOUS CORPORATIONS AND PERSONS )  
TO COMPLETE APPLICATIONS FOR )  
AUTHORITY TO OPERATE AS PRIVATE )  
CARRIERS BY MOTOR VEHICLE FOR HIRE )  
IN INTERSTATE COMMERCE, ONLY, OVER )  
THE HIGHWAYS OF THE STATE OF COLORADO.)  
-----

-----  
March 22, 1957  
-----

S T A T E M E N T

By the Commission:

Heretofore, interstate operating rights were granted to the following applicants:

Bartholomew & Brown Livestock Haulers	Carlisle, Iowa
Edwin Bartholomew	Carlisle, Iowa
J. C. Campbell	c/o RCS Lumber Co., Antonito, Colorado
W. E. Liefeste	3012 Frankfort St., El Paso, Texas
Chester Massey	Box 366, Antonito, Colorado
Glen Mosley	Gen. Dely., Costilla, New Mexico
Oran P. Northrip	Box 54, Weed, New Mexico
Parker Water Service	208 E.Tycksen Ave., Farmington, New Mexico

authorizing them to operate as Class "B" private carriers by motor vehicle for hire, in interstate commerce, only.

Inasmuch as said applicants have failed to fulfill requirements of the Commission regarding said interstate authorities,

F I N D I N G S

THE COMMISSION FINDS:

That said operating rights should be revoked.

O R D E R

THE COMMISSION ORDERS:

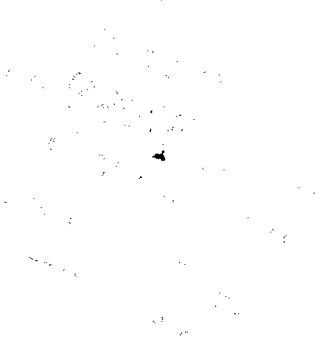
That interstate operating rights heretofore granted to the following

applicants should be, and the same hereby are, revoked, for failure of said applicants to comply with the requirements of the Commission regarding interstate carriers:

Bartholomew & Brown Livestock Haulers	Carlisle, Iowa
Edwin Bartholomew	Carlisle, Iowa
J. C. Campbell	c/o RCS Lumber Co., Antonito, Colorado
W. E. Liefeste	3012 Frankfort St., El Paso, Texas
Chester Massey	Box 366, Antonito, Colorado
Glen Mosley	Gen. Dely., Costilla, New Mexico
Oran P. Northrip	Box 54, Weed, New Mexico
Parker Water Service	208 E. Tycksen Ave., Farmington, New Mexico

This Order shall become effective twenty-one (21) days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Ralph C. Hobart  
John P. Thompson  
Joseph L. Myers  
Commissioners

Dated at Denver, Colorado,  
this 22nd day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
FRANK J. REZNIK, 168 SOUTH LINCOLN, )  
LOVELAND, COLORADO, FOR A CLASS "B" )  
PERMIT TO OPERATE AS A PRIVATE )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14103-PP

IN THE MATTER OF THE APPLICATION OF )  
EDWARD E. JOHNSON AND ERNEST L. )  
JOHNSON, DOING BUSINESS AS "JOHNSON )  
AND JOHNSON TIMBER CO.," FRASER, )  
COLORADO, FOR A CLASS "B" PERMIT )  
TO OPERATE AS A PRIVATE CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14275-PP

IN THE MATTER OF THE APPLICATION OF )  
JOHN OTTO, FRASER, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A )  
PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )  
-----

APPLICATION NO. 14276-PP

IN THE MATTER OF THE APPLICATION OF )  
PAUL G. GORDON, DOING BUSINESS AS )  
"GORDON CARTAGE CO.," 610 CURTIS ST., )  
DENVER 4, COLORADO, FOR A CLASS "B" )  
PERMIT TO OPERATE AS A PRIVATE CAR- )  
RIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14419-PP

IN THE MATTER OF THE APPLICATION OF )  
HUDOLPH DURAN, ROUTE 1, BOX 219, )  
ARVADA, COLORADO, FOR A CLASS "B" )  
PERMIT TO OPERATE AS A PRIVATE )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14509-PP

IN THE MATTER OF THE APPLICATION OF )  
VIRGIL BYNUM, 522 CHATFIELD DRIVE, )  
SEC VILLAGE, COLORADO SPRINGS, COLO- )  
RADO, FOR A CLASS "B" PERMIT TO )  
OPERATE AS A PRIVATE CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14581-PP

IN THE MATTER OF THE APPLICATION OF )  
RUSSELL PROCTOR, 508 LA SALLE, )  
COLORADO SPRINGS, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A )  
PRIVATE CARRIER BY MOTOR VEHICLE FOR )  
HIRE. )  
-----

APPLICATION NO. 14588-PP

IN THE MATTER OF THE APPLICATION OF )  
DORMAN FROST, CEDAREEDGE, COLORADO, )  
FOR A CLASS "B" PERMIT TO OPERATE AS )  
A PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )  
-----

APPLICATION NO. 14663-PP

IN THE MATTER OF THE APPLICATION OF )  
ELBERT P. BALDREY, ROUTE 2, MONTROSE, )  
COLORADO, FOR A CLASS "A" PERMIT TO )  
OPERATE AS A PRIVATE CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14665-PP

IN THE MATTER OF THE APPLICATION OF )  
SIMON W. BUNCH, RURAL ROUTE 2, LA )  
JUNTA, COLORADO, FOR A CLASS "B" )  
PERMIT TO OPERATE AS A PRIVATE )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14750-PP

IN THE MATTER OF THE APPLICATION OF )  
ROY SNAVELY, LIMON, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A )  
PRIVATE CARRIER BY MOTOR VEHICLE FOR )  
HIRE. )  
-----

APPLICATION NO. 14765-PP

IN THE MATTER OF THE APPLICATION OF )  
GEORGE C. BACK, BOX 351, IDAHO )  
SPRINGS, COLORADO, FOR A CLASS "B" )  
PERMIT TO OPERATE AS A PRIVATE )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14792-PP

IN THE MATTER OF THE APPLICATION OF )  
GEORGE D. TESTA, 4861 VALLEJO ST., )  
DENVER 11, COLORADO, FOR A CLASS "B" )  
PERMIT TO OPERATE AS A PRIVATE )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14800-PP

IN THE MATTER OF THE APPLICATION OF )  
GLENN CHILTON, RAND, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A )  
PRIVATE CARRIER BY MOTOR VEHICLE FOR )  
HIRE. )  
-----

APPLICATION NO. 14802-PP

IN THE MATTER OF THE APPLICATION OF )  
DAVID T. GARDNER, PARSHALL, COLORADO )  
FOR A CLASS "B" PERMIT TO OPERATE AS )  
A PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )  
-----

APPLICATION NO. 14803-PP

IN THE MATTER OF THE APPLICATION OF )  
CLARENCE A. HOLLIDAY, WALDEN, COLO- )  
RADO, FOR A CLASS "B" PERMIT TO )  
OPERATE AS A PRIVATE CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14804-PP

IN THE MATTER OF THE APPLICATION OF )  
LEONARD HOAGLUND, 2130 NORTH SIXTH, )  
GRAND JUNCTION, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A )  
PRIVATE CARRIER BY MOTOR VEHICLE FOR )  
HIRE. )  
\*-----

APPLICATION NO. 14883-PP



IN THE MATTER OF THE APPLICATION OF )  
WILLIAM H. HARRIS, BOX 485, GUNNI- )  
SON, COLORADO, FOR A CLASS "B" )  
PERMIT TO OPERATE AS A PRIVATE )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14897-PP

IN THE MATTER OF THE APPLICATION OF )  
DALE E. HENDRICKS, 1306 HOWARD ST., )  
DELTA, COLORADO, FOR A CLASS "B" )  
PERMIT TO OPERATE AS A PRIVATE )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14899-PP

IN THE MATTER OF THE APPLICATION OF )  
JOE I. KELLY, 791 1575 ROAD, DELTA, )  
COLORADO, FOR A CLASS "B" PERMIT TO )  
OPERATE AS A PRIVATE CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
-----

APPLICATION NO. 14901-PP

IN THE MATTER OF THE APPLICATION OF )  
FLOYD L. OLDHAM, ROUTE 2, DELTA, )  
COLORADO, FOR A CLASS "B" PERMIT TO )  
OPERATE AS A PRIVATE CARRIER BY )  
MOTOR VEHICLE FOR HIRE. )  
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APPLICATION NO. 14902-PP

-----  
March 22, 1957  
-----

S T A T E M E N T

By the Commission:

On February 23, 1956, the Commission entered its Decision No. 45369, granting to Frank J. Reznik, Loveland, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On June 4, 1956, the Commission entered its Decision No. 45901, granting to Edward E. Johnson and Ernest L. Johnson, doing business as "Johnson & Johnson Timber Co., Fraser, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On June 6, 1956, the Commission entered its Decision No. 45923, granting to John Otto, Fraser, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On June 6, 1956, the Commission entered its Decision No. 45922, granting Paul G. Gordon, doing business as Gordon Cartage Co., Denver, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On September 20, 1956, the Commission entered its Decision No. 46537, granting to Rudolph Duran, Arvada, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On August 13, 1956, the Commission entered its Decision No. 46279, granting to Virgil Bynum, Colorado Springs, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On August 16, 1956, the Commission entered its Decision No. 46303, granting to Russell Proctor, Colorado Springs, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On September 6, 1956, the Commission entered its Decision No. 46450, granting to Dorman Frost, Cedaredge, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On September 6, 1956, the Commission entered its Decision No. 46455, granting to Elbert P. Baldrey, Montrose, Colorado, the right to operate as a Class "A" private carrier by motor vehicle for hire.

On October 9, 1956, the Commission entered its Decision No. 46640, granting to Simeon W. Bunch, La Junta, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On October 17, 1956, the Commission entered its Decision No. 46675, granting to Roy Snavelly, Limon, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On October 29, 1956, the Commission entered its Decision No. 46749, granting to George C. Back, Idaho Springs, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On October 31, 1956, the Commission entered its Decision No. 46754, granting to George D. Testa, Denver, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On December 13, 1956, the Commission entered its Decision No. 46953, granting to Glenn Chilton, Rand, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On December 20, 1956, the Commission entered its Decision No. 47012, granting to David T. Gardner, Parshall, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On December 20, 1956, the Commission entered its Decision No. 47013, granting to Clarence A. Holliday, Walden, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On December 14, 1956, the Commission entered its Decision No. 46957, granting to Leonard Hoaglund, Grand Junction, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On December 17, 1956, the Commission entered its Decision No. 46975, granting to William H. Harris, Gunnison, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On December 20, 1956, the Commission entered its Decision No. 47009, granting to Dale E. Hendricks, Delta, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On December 19, 1956, the Commission entered its Decision No. 47004, granting to Joe I. Kelly, Delta, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

On December 17, 1956, the Commission entered its Decision No. 46974, granting to Floyd L. Oldham, Delta, Colorado, the right to operate as a Class "B" private carrier by motor vehicle for hire.

Inasmuch as the above-styled applicants have not fulfilled requirements set forth in decisions granting to them the right to operate as private carriers by motor vehicle for hire,

#### F I N D I N G S

##### THE COMMISSION FINDS:

That said operating rights should be revoked.

#### O R D E R

##### THE COMMISSION ORDERS:

That operating rights granted to the following applicants should be, and the same hereby are, revoked, for failure of said applicants to comply with the requirements set forth in decisions granting to them the right to operate as Class "B" or Class "A" private carriers by motor vehicle for hire:

NAME	ADDRESS	Application Number	Decision Number
Frank J. Reznik	168 So. Lincoln, Loveland, Colorado	14103-PP	45369
Edward E. Johnson and Ernest L. Johnson dba Johnson & Johnson Timber Co.	Fraser, Colorado	14275-PP	45901

NAME	ADDRESS	Application Number	Decision Number
John Otto	Fraser, Colorado	14276-PP	45923
Paul G. Gordon dba Gordon Cartage Co.	610 Curtis St., Denver 4, Colorado	14419-PP	45922
Rudolph Duran	Route 1, Box 219, Arvada, Colorado	14509-PP	46537
Virgil Bynum	522 Chatfield Dr., Sec Village, Colorado Springs, Colorado	14581-PP	46279
Russell Proctor	508 La Salle, Colorado Springs, Colorado	14588-PP	46303
Dorman Frost	Cedaredge, Colorado	14663-PP	46450
Elbert P. Baldrey	Rt. 2, Montrose, Colorado	14665-PP	46455
Simeon W. Bunch	Rural Rt. 2, La Junta, Colorado	14750-PP	46640
Roy Snavely	Limon, Colorado	14765-PP	46675
George C. Back	Box 351, Idaho Springs, Colorado	14792-PP	46749
George D. Testa	4861 Vallejo St., Denver 11, Colorado	14800-PP	46754
Glenn Chilton	Rand, Colorado	14802-PP	46953
David T. Gardner	Parshall, Colorado	14803-PP	47012
Clarence A. Holliday	Walden, Colorado	14804-PP	47013
Leonard Hoaglund	2130 No. Sixth, Grand Junction, Colorado	14883-PP	46957
William H. Harris	Box 485, Gunnison, Colorado	14897-PP	46975
Dale E. Hendricks	1306 Howard Street, Delta, Colorado	14899-PP	47009
Joe I. Kelly	791 1575 Road, Delta, Colorado	14901-PP	47004
Floyd L. Oldham	Rt. 2, Delta, Colorado	14902-PP	46974

That this Order shall become effective twenty-one (21) days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Ralph C. Nelson*  
*John P. Thompson*  
*Joseph F. Higgins*  
Commissioners

Dated at Denver, Colorado,  
this 22nd day of March, 1957.

original

(Decision No. 47571)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
FLEET DISTRIBUTING SERVICE, INC., )  
1337 34TH STREET, DENVER, COLORADO, )  
FOR A CERTIFICATE OF PUBLIC CONVEN- ) APPLICATION NO. 15012-Extension  
IENCE AND NECESSITY TO EXTEND OPERA- )  
TIONS UNDER PUC NO. 2730 AND PUC NO. )  
2730-I. )  
-----

-----  
March 20, 1957  
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Appearances: John H. Lewis, Esq., Denver,  
Colorado, for Applicant;  
E. B. Evans, Esq., Denver,  
Colorado, for Westway Motor  
Freight, Goldstein Transpor-  
tation and Storage, Inc.;  
Kenneth Williamson, Golden,  
Colorado, for Westway Motor  
Freight;  
Bennie Goldstein, Denver, Colo-  
rado, and  
Howard Yelverton, Denver, Colo-  
rado, for Goldstein Transpor-  
tation and Storage, Inc.;  
Edwin Mullin, Denver, Colorado,  
for Navajo Freight Lines, Inc.

S T A T E M E N T

By the Commission:

Fleet Distributing Service, Inc., Denver, Colorado, owner  
and operator of PUC No. 2730 and PUC No. 2730-I, authorizing:

Transportation of general commodities, excepting:  
(1) used household goods and used office furniture  
and fixtures; (2) commodities which, because of  
size or weight, require special equipment, and (3)  
commodities moving in package delivery service to  
private homes; from point to point within the City  
and County of Denver, State of Colorado;

transportation of general commodities, in inter-  
state commerce, only, between Denver and its con-  
tiguous municipalities within a radius of five  
miles thereof, subject to the provisions of the  
Federal Motor Carrier Act of 1935, as amended,

by the above-styled application, seeks authority to extend operations

under said operating rights to include the right to transport fresh meats and packing-house products requiring refrigerated motor vehicles between points within ten miles of the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 30, 1957, at two o'clock P. M., due notice thereof being forwarded to all parties in interest.

On January 30, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner states tat at the hearing, the instant application was amended to show that no service was sought to Golden, Colorado.

Walter Griffin testified that he is Secretary-Treasurer of Applicant; that his company owns nineteen tractor-trailer combinations, of which six are fully refrigerated and constructed to facilitate loading and unloading of fresh meat; that if authority herein sought is granted, applicant will purchase additional equipment, if needed; that his company employs approximately twenty-five persons; that applicant docks with, and conducts a pick-up and delivery service for, Scott Truck Lines; that his company is delivering meat to Safeway Stores, and witness believes there is a need for the proposed service to Army Installations and stores within a radius of ten miles of the City and County of Denver.

In support of the application, Albert Sparn testified he is a

resident of the City of Denver, and is Traffic Manager for Wilson and Company, operating a slaughtering and processing plant in Denver; that when Wilson and Company has occasion to transport meat to outlets of said company, it uses both its own four trucks and trucks of applicant within the City and County of Denver; that this service has been satisfactory; that it would be advantageous for his company if applicant had authority to serve within a ten-mile radius of Denver; that at the present time, Wilson and Company is making its own deliveries, using four one and one-half-ton trucks; that while his company has used the services of Goldstein Transportation and Storage Company, it is not doing so at the present time; that Goldstein vehicles have been turned down, on occasion, by the Government, as being unsatisfactory for transportation of meats.

Sol Davidson testified that he is Manager of National Foods Stores, Inc., meat packers and processors; that his company has, and is, using applicant's service; that said services are satisfactory within the City and County of Denver; that his company needs applicant's proposed extended service in the territory sought by the instant application.

In opposition to the granting of the authority sought, Bennie Goldstein testified he operates Goldstein Transportation and Storage, Inc., which company has authority to render all service sought by the instant application; that he employs twenty-five persons in Denver; that his company owns and operates twelve refrigerator trucks, eight of which are especially equipped to facilitate the loading and unloading of meats; that his company is now engaged in serving Armour, Cudahy, Swift, Hormel, and other packing companies in the transportation of refrigerated meat products within a ten-mile radius of Denver; that his company can render service for Wilson and Company, if called upon; that he has sought the business, but was unable to obtain it.

Kenneth Williamson testified he is Manager for Westway Motor

Freight, which company can render a meat transportation service within a radius of ten miles of Denver, in four insulated, but not refrigerated, motor vehicles; that his company owns twenty-six pieces of equipment, and could purchase additional equipment, if necessary.

It was agreed among all parties that the files, Description of Equipment, financial reports, and authorities of Westway Motor Freight, Goldstein Transportation and Storage, Inc., Navajo Freight Lines, and Fleet Distributing Service, be made a part of the record herein.

Report of the Examiner further states that applicant has sufficient equipment, and is financially able to render the proposed extended service; that there are, in Denver and the area surrounding Denver, many large packing and processing plants, selling and shipping meat and meat-products to a large number of outlets within the area sought to be served by applicant herein; that while applicant has equipment and desires to render this service, it has failed to produce any witnesses from large packers in this area, and has predicated proof of public convenience and necessity upon two small packers, neither of whose Traffic Managers testified there was any absence of adequate transportation; that Wilson and Company is the owner of, and is now using, four one and one-half-ton trucks, and would continue to use this equipment if the instant application were granted; that applicant has failed to prove anything other than his desire to serve.

Report of said Examiner recommends that the instant application should be denied.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner referred to therein should be approved.



That public convenience and necessity do not require applicant's proposed extended motor vehicle common carrier call and demand transportation service under PUC No. 2730 and PUC No. 2730-I, and that the above-styled application should be denied.

O R D E R

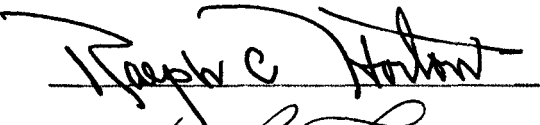


THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That public convenience and necessity do not require the proposed extended motor vehicle common carrier call and demand transportation service of applicant herein under PUC No. 2730 and PUC No. 2730-I, and that Application No. 15012 should be, and hereby is, denied.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 20th day of March, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
HARRY B. HOUSTON, 2417 WEST 32ND )  
AVENUE, DENVER, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A ) APPLICATION NO. 15029-PF  
PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )  
----- )

-----  
March 20, 1957  
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Appearances: Harry B. Houston, Denver,  
Colorado, pro se;  
Kenneth M. Kripke, Esq.,  
Denver, Colorado, for  
Fred Schroeder, Jr.,  
Dick Akeman, Englewood  
Pick-Up Service, Harvey  
Davis, W. B. Weber, Clyde  
Persinger.

S T A T E M E N T

By the Commission:

Applicant herein seeks a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of trash, from Bear Stadium, in Denver, Colorado, to regularly-authorized dumps in the Metropolitan Area of Denver.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, February 4, 1957, at nine o'clock A. M., due notice thereof being forwarded to all parties in interest.

On February 4, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner, conducting the hearing, he thereafter submitting a report of said

proceedings to the Commission.

Report of said Examiner states that at the hearing, applicant herein testified that he is Foreman of the Maintenance Department of Bear Stadium; that for the last seven years, he has been supplying a truck to the owners of the stadium; that this truck is used to dump the debris gathered in the stadium; that when the truck is full, or the day's work completed, he takes the debris to the dumps; that the work is rather specialized, in that it ties up a truck for long periods of time; that he is the owner of a 1950 Chevrolet one and one-half-ton truck.

No one appeared in opposition to the granting of the authority sought.

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he has been engaged as a private carrier by motor vehicle, in the business of transporting trash and other waste materials from the Bear Stadium, for the owners thereof, to dumps and disposal places; that he was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over private carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

It did not appear that applicant's services will impair the efficiency of any common carrier operating in the territory sought to be served by him.

Report of the Examiner recommends that permit should issue to applicant herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part of these Findings, by reference, and Report of the Examiner

referred to therein should be approved.

That authority herein sought should be granted, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That Harry B. Houston, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials, from Bear Stadium, for the Denver Baseball Club, to regularly-designated and approved dumps and disposal places in Adams, Arapahoe, and Jefferson Counties.

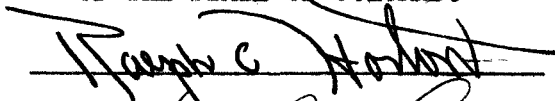

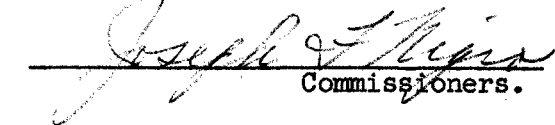
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 20th day of March, 1957.

original

(Decision No. 47573)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
FRANK C. KLEIN AND COMPANY, INC., )  
3600 EAST 46TH AVENUE, DENVER, COLO- )  
RADO, FOR AUTHORITY TO LEASE, WITH )  
OPTION TO PURCHASE, PERMIT NO.A-807 )  
TO PETER B. KOOI, DOING BUSINESS AS )  
"INTERMOUNTAIN FREIGHT LINES," 1820 )  
SOUTH ZUNI STREET, DENVER, COLORADO. )  
-----)

APPLICATION NO. 12912-PP-Lease  
SUPPLEMENTAL ORDER

RE MOTOR VEHICLE OPERATIONS OF )  
FRANK C. KLEIN AND COMPANY, INC., )  
3600 EAST 46TH AVENUE, DENVER, COLO- )  
RADO, AND/OR PETER B. KOOI, DOING )  
BUSINESS AS "INTERMOUNTAIN FREIGHT )  
LINES," 1820 SOUTH ZUNI STREET, )  
DENVER, COLORADO. )  
-----)

PERMIT NO. A-807

-----  
March 20, 1957  
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Appearances: Alvin J. Meiklejohn, Jr., Esq.,  
Denver, Colorado, for  
Applicants.

S T A T E M E N T

By the Commission:

On June 8, 1954, by Decision No. 42782, Frank C. Klein and Company, Inc., Denver, Colorado, was authorized to lease Permit No. A-807 to Peter B. Kooi, doing business as "Intermountain Freight Lines," Denver, Colorado, upon terms and conditions of Lease and Option attached to Application No. 12912-PP.

On June 29, 1956, the Commission entered its Decision No. 46060, authorizing Peter B. Kooi, doing business as "Intermountain Freight Lines," Denver, Colorado, to suspend operations under said Permit No. A-807 until December 1, 1956.

It appears from the record and files herein that purchase price for said Permit No. A-807 has been paid in full.

The Commission is now in receipt of a communication from Alvin J. Meiklejohn Jr., Attorney for Applicants herein, requesting

reinstatement of Permit No. A-807; approval of transfer thereof to Peter B. Kooi, and subsequent cancellation of said Permit No. A-807.

F I N D I N G S

THE COMMISSION FINDS:

That said requests should be granted.

O R D E R

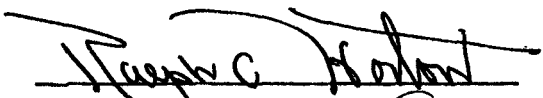
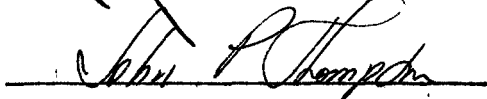

THE COMMISSION ORDERS:

That Permit No. A-807, heretofore suspended, should be, and the same hereby is, reinstated, as of December 1, 1956, for purpose of cancellation of said operating rights, only.

That transfer of said Permit No. A-807, from Frank C. Klein and Company, Inc., Denver, Colorado, to Peter B. Kooi, doing business as "Intermountain Freight Lines," Denver, Colorado, as authorized by Decision No. 42782, of date June 8, 1954, should be, and hereby is, declared to be fully effective.

That Permit No. A-807 should be, and the same hereby is, cancelled and revoked, as of this date, as requested by Frank C. Klein and Company, Inc., Denver, Colorado, and Peter B. Kooi, doing business as "Intermountain Freight Lines," Denver, Colorado, former owners and operators thereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 20th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE PROPOSED INCREASE OF TWO )  
(2¢) CENTS PER 100 POUNDS ON)  
EACH OF THE DIFFERENTIAL AND)  
MOUNTAIN DISTANCE SCALES OF )  
RATES ON LIVESTOCK. )  
-----

CASE NO. 1585

-----  
March 19, 1957  
-----

Appearances: J. R. Smith, 4060 Elati Street, Denver, Colorado,  
for The Motor Truck Common Carriers' Association;  
Orville Dunlap, Montrose, Colorado, for Orville  
Dunlap & Son;  
David G. Rice, Jr., 4675 Lafayette Street, Denver,  
Colorado, for Colorado Cattlemen's Association;  
Leavitt Booth, 11950 W. 69th Ave., Arvada, Colorado,  
for Colorado Cattlemen's Association;  
T. S. Wood and S. J. Philippon for the staff of  
the Commission.

S T A T E M E N T

By the Commission:

On September 17, 1956, The Motor Truck Common Carriers' Association, as Agent, by J. R. Smith, Chief of Tariff Bureau, Denver, Colorado, for and on behalf of motor vehicle common carriers parties to its tariff Colorado P.U.C. No. 6, filed an application (No. 303) with the Commission, requesting authority to increase by two (2) cents per 100 pounds each of the Differential and Mountain distance scales of rates on livestock as published in pages nos. 255 and 256 of said tariff Colorado P.U.C. No. 6.

On September 21, 1956, Decision No. 46574, the Commission assigned the matter for hearing on October 17, 1956, in Denver, Colorado.

At the hearing on October 17, 1956, Mr. J. R. Smith stated for the record, that; in view of the fact that the carriers supporting the application are not present at this time, we should like to move that the hearing be vacated to be reset at the convenience of the Commission upon advice from Applicant that the carriers supporting the application are ready to go to hearing.

On November 28, 1956, the Commission received advice from Mr. J. R. Smith that the carriers were ready to proceed with the necessary hearing at the convenience of the Commission.

On December 4, 1956, by proper notice to all interested parties, the Commission assigned the matter for hearing on December 19, 1956, at 10:00 o'clock, A. M., in Room 330, State Office Building, Denver, Colorado.

The hearing was held as assigned.

Witness Orville Dunlap of Montrose, a part owner of Certificates Numbers 876 and 1861, testified that approximately 90% of the livestock movement in the Montrose, Delta, Grand Junction area is local; that approximately 10% of his revenue from livestock hauling is on movements to the Denver market; that there is a very heavy movement of livestock into the Montrose Stockyards; that the bulk of the outbound movement from the Montrose Stockyards is by rail and is destined to the west. From the Durango-Cortez area the truck movement to Denver is heavier than from the Montrose-Delta-Grand Junction area, due principally to the fact shipments by rail require a transfer from narrow-gauge to standard-gauge equipment at Alamosa.

Witness Dunlap introduced in evidence one exhibit consisting of four pages showing his cost of operation and income, a financial statement, cost and present value of rolling equipment and a summary sheet for the first eleven months of 1956.

The operating cost is shown as \$218,278.04, the revenue as \$252,476.50, and a net profit of \$34,198.46. This produces an operating ratio of 86.4%. The financial statement shows \$172,654.57 assets and \$58,438.14 liabilities, with a net worth of \$114,216.43. The summary sheet shows in part the following data:

Mileage -	Freight	90,862
	Lumber	112,440
	Livestock	<u>318,460</u>
	TOTAL	521,762
Income -	Freight	\$ 60,280.41
	Livestock	133,482.14
	Lumber	55,329.66
	Garage	<u>3,384.29</u>
	TOTAL	252,476.50



Revenue per Mile -	Freight	66.34¢
	Livestock	41.94¢
	Lumber	49.20¢
Total Livestock Hauled -	Sheep	288,480
	Cattle	18,325
Sheep hauled in May, September, and October -		208,479 or 72.27% of total
Cattle hauled in September, October, and November -		10,924 or 59.60% of total

Increased costs since last increase in rates

Wheel Tax	\$3,994.61
Federal tax on diesel fuel	512.82
Federal tax on gasoline	758.20
Federal weight tax on trucks	780.00
Est. tax on tires	<u>125.00</u>
TOTAL	6,170.53

These figures do not include the extra tax on new equipment.

Labor costs have increased \$10.00 per week per man.

17 men at \$10.00 per man equals \$170.00 or \$8,840.00 per year, of which approximately 50% would apply on freight other than livestock.

Witness Dunlap was the only carrier representative appearing at the hearing and he stated that unless the proposed increase was made applicable to all carriers in the area he could not be on a rate basis higher than that of his competitors.

Witness Leavitt Booth, Chairman of the Colorado Cattlemen's Association's Transportation Committee, testified that The Colorado Cattlemen's Association is a nonpolitical, non-partisan organization made up of livestock producers and feeders from all sections of Colorado. 4,246 livestock producers and feeders are at present paid up and active members, in addition to which there are 72 local livestock associations affiliated with the Colorado Cattlemen's Association. The policies of the Association are established by democratic procedure in open conventions. The following resolution was approved by the Officers of the Board of Control of the Colorado Cattlemen's Association at the request of local associations within the mountain districts of Colorado.

"Whereas cattlemen and feeders in 1935 were receiving 83% of parity; in 1954, 72% of parity; in 1955 hit a new low of 66% of parity; and in 1956 only 67% of parity, (as shown in protestants' Exhibit No. A.) (Underscoring added) and

"Whereas the cattlemen throughout Colorado are at present in very serious financial trouble brought about by the present 'price cost squeeze' as a result of operating in the red for the past three to five years, and

"Whereas any increase in truck rates at this time would cause an even more serious financial condition of Colorado's cattlemen, now Therefore Be It Resolved that the Colorado Cattlemen's Association opposes the proposed increase of rates as has been outlined in Case No. 1585."

Witness Booth introduced in evidence a statement showing a 20-year U. S. Parity Table for all cattle from 1935 to 1956, inclusive. For the four years 1935 to 1938, the per cent average price of parity price ranged from 81% in 1936 to 99% in 1938. For the years 1939 to 1951, inclusive, the range was 106% in 1939 to 156% in 1948, with an arithmetical average of 128%. For the years 1952 through 1956, the range has been from 98% in 1952 to 66% in 1955.

Parity is defined as the ratio of the producer's selling price to his buying price.

#### Our Comments

This matter is before the Commission on an application of the livestock carriers to increase the rates on livestock by two (2) cents per 100 pounds between points in Mountain Territory and on Interterritorial movements. However, only one of said carriers appeared at the hearing and offered testimony. On the basis of this carrier's evidence, which shows a profit for the first eleven months 1956 of \$34,198.46, from a gross income of \$252,476.50, and an operating ratio of 86.4%, it would not appear that the proposed increase has been justified.

Other carriers may not have as favorable an operation as Dunlap. However, if that be true they had ample opportunity to present such facts to the Commission. In arriving at a conclusion the Commission cannot consider matters which are not in evidence.

The record does not support the request of the applicants.

F I N D I N G S

THE COMMISSION FINDS, That:

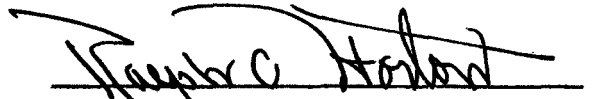

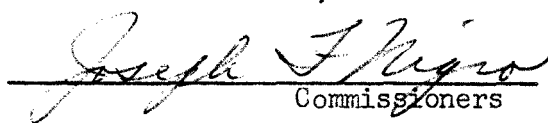
1. The statement should be made a part hereof.
2. The testimony and evidence presented in this proceeding does not support or justify the request for the proposed two cents per 100 pounds increase.
3. An order should be entered denying the said increase and discontinuing this proceeding.

O R D E R

THE COMMISSION ORDERS, That:

1. This order shall become effective forthwith.
2. The statement and findings be, and they are hereby made a part hereof.
3. The application (No. 303) of The Motor Truck Common Carriers' Association, as Agent, for and on behalf of motor vehicle common carriers parties to its tariff Colorado P.U.C. No. 6, be and the same is hereby denied and this proceeding is discontinued.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 19th day of March, 1957.

mem

original

(Decision No. 47575)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
COLORADO CENTRAL POWER COMPANY, A )  
DELAWARE CORPORATION, FOR AUTHORITY )  
TO ISSUE AND SELL APPROXIMATELY ) APPLICATION NO. 15114-Securities  
75,000 ADDITIONAL SHARES OF ITS )  
COMMON STOCK OF THE PAR VALUE OF )  
FIVE DOLLARS PER SHARE. )  
- - - - - )

- - - - -  
March 19, 1957  
- - - - -

Appearances: Worth Allen, Esq., Denver,  
Colorado, and  
Philip A. Rouse, Esq.,  
Denver, Colorado,  
for Applicant;  
J. M. McNulty, Denver,  
Colorado, and  
E. R. Thompson, Denver,  
Colorado, for the  
Commission.

S T A T E M E N T

By the Commission:

Colorado Central Power Company, a Delaware corporation,  
herein seeks an order authorizing it to issue and sell, pursuant  
to 115-1-4, Colorado Revised Statutes, 1953, additional shares  
of its Common Stock, having a par value of \$5.00 per share.

Public hearing was held on said application in the  
Hearing Room of the Commission, 330 State Office Building, Denver,  
Colorado, on March 4, 1957, at ten o'clock A. M., and at the con-  
clusion thereof, the matter was taken under advisement by the  
Commission.

Colorado Central Power Company, hereinafter called the  
"Company," is a corporation duly organized and existing under the  
laws of the State of Delaware, and has authority to do business  
in the State of Colorado. The Company is engaged solely in the  
business of the purchase, transmission, distribution, and sale of

electric energy in the Counties of Arapahoe, Douglas, Jefferson, Weld, and Clear Creek, and the distribution and sale of water in the County of Jefferson, all in the State of Colorado, and the sale and servicing of utility appliances in all of the said counties. Its principal executive offices are located at 3470 South Broadway, Englewood, Colorado. The Company is not a "holding company" or a "subsidiary company" or an "affiliate," as such terms are defined in the Public Utility Holding Company Act of 1935, and it has no interest in any other public utility company.

A copy of the Certificate of Incorporation of the Company, and subsequent amendments thereto, certified by the Secretary of State of the State of Delaware, were filed with the Commission in Applications Nos. 8535, 8641, 11006, and 13356, and by reference are hereby made a part hereof.

A certified copy of the By-Laws of the Company, as amended, was filed with the Commission in Application No. 13356, and by reference is made a part hereof.

Said Certificate of Incorporation, as amended, and said By-Laws, as amended, and as heretofore filed, as aforesaid, are now in full force and effect without change.

The authorized capital stock of the Company on March 4, 1957, was 25,000 shares of Cumulative Preferred Stock of the par value of \$100.00 per share, and 1,000,000 shares of Common Stock of the par value of \$5.00 per share. Of the Cumulative Preferred Stock, 9,800 shares, with a dividend rate of 4-1/2% per annum, were outstanding. Of the Common Stock, 247,250 shares were outstanding on March 4, 1957.

The Company has heretofore issued and there are outstanding \$5,400,000 principal amount of First Mortgage Bonds.

There are also outstanding \$1,780,000 principal amount of the Company's 3-3/4% Sinking Fund Debentures, due on June 1, 1974.

The Company has no other indebtedness except current liabilities.

The proposed terms and conditions of offering of said additional shares of stock as set forth in the preliminary Prospectus, issued February 27, 1957, admitted in evidence at the hearing, and in supplemental information supplied to the Commission, are as follows:

The Company will offer on or after March 19, 1957, to its stockholders of record at the close of business on March 4, 1957, with the expiration date of said offering 3 P. M., Mountain Standard Time, on or after April 2, 1957, the right to purchase 74,175 additional shares of its Common Stock (hereinafter sometimes called "Additional Common Stock"), at \$22.50 per share, on the basis of one (1) share of such stock for each three and one-third (3-1/3) shares held.

In compliance with the stockholders' preemptive rights set forth in Article FOURTH of the Company's Certificate of Incorporation, such shares will first be offered by the Company to, and for subscription by, its stockholders of record at the close of business on March 4, 1957.

Subscription rights are to be evidenced by transferable Warrants which are in registered form and are transferable on the books of the Company on surrender thereof, properly assigned, at the office of the Subscription Agent named below, and by Fractional Warrants which are in bearer form and are transferable by delivery.

No fractional shares of the Additional Common Stock will be issued by the Company, but a stockholder issued a Fractional Warrant will be entitled to subscribe for shares of Additional Common Stock upon surrender of the subscriber's Fractional Warrant for less than one share and other Fractional Warrants aggregating 10/10ths of a share, or a multiple thereof. Fractional Warrants may also be exercised by other persons upon delivery of Fractional Warrants evidencing in the aggregate the right to subscribe to one or more full shares.

Subscription may be made for less than the full number of shares of Additional Common Stock to which the subscriber is entitled to subscribe.

In order for the holders of Warrants to exercise their subscription rights, the subscription forms appearing on the face of the said Warrants, properly executed, together with the necessary funds, must be received by the Subscription Agent for the

Company's Common Stock, The United States National Bank of Denver, Denver, Colorado, at or before 3 P. M., Mountain Standard Time, on the closing or expiration date. The foregoing statement in this paragraph is applicable to the exercise of subscription rights under Fractional Warrants except that the latter do not need to be executed or assigned in writing.

All Warrants and Fractional Warrants become void and of no value and the subscription rights evidenced thereby are terminated unless exercised and received by the Subscription Agent at or before the time stated above.

Persons who exercise Warrants or Fractional Warrants will not thereby be entitled to any rights as stockholders with respect to shares of Additional Common Stock until certificates are issued in their names.

Certificates in definitive form for shares of Common Stock subscribed will be delivered as soon as practicable after subscription and payment.

The Company has entered into an agreement, a copy of which will be filed with the Commission, with Investment Bankers, hereinafter called "the Underwriters," under and by which the Company has agreed to pay to them an underwriting commission, in the total amount of \$54,147.75, which commission is based upon the gross amount of the total sales price of the total shares of Additional Common Stock to be sold. By that agreement the Company agrees to sell to the Underwriters and the latter agree, severally and not jointly, to purchase from the Company at the offering price per share all of the stock remaining after subscriptions have been made in the manner hereinabove described, said remaining stock being called "unsubscribed common stock." The Underwriters which will purchase the unsubscribed stock will be headed by The First Boston Corporation, New York, N. Y.

The Underwriters' commissions equal 3.24 per cent of the total gross sales price. Applicant's witness had previously testified that the Commission would be between 3-1/2% and 4% of total gross sales price, depending upon market conditions.

The purpose of issuing and selling said shares of Additional Common Stock is to finance in part the Company's construction program.

The issuance and sale of said shares of Additional Common Stock will improve the Company's ratio of debt to total capitalization from 58.7% to 51.63%.

During the years 1954-1956, the Company expended for additions and extensions to its capital plant and property the

following amounts:

1954	-	\$1,691,900
1955	-	1,518,660
1956	-	3,053,638

The Company estimates that such expenditures, less contributions in aid of construction, for the years 1957, 1958, and 1959, will be as follows:

1957	-	\$2,794,000
1958	-	1,925,000
1959	-	2,400,000

The Company's Balance Sheet as of December 31, 1956, and the Company's Income Statement for the Twelve Months Ended December 31, 1956, Exhibit "A" and Exhibit "B", respectively, are hereby included in this Statement, by reference.

It is estimated by the Company that the expense which it will incur in addition to the underwriting commission, in connection with the issuance and sale of said Additional Common Stock, will be approximately \$40,750.00. The Company proposes to amortize the total expense by monthly charges to earned surplus over a period of not to exceed 360 months. The gross proceeds from sale of the 74,175 shares will be \$1,668,937.50.

At the request of the Commission's staff, Applicant agreed to file within thirty days a copy of the final Prospectus as a late-filed exhibit.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That Applicant, Colorado Central Power Company, a corporation, is a public utility, as defined by 115-1-4, Colorado Revised Statutes, 1953.

That this Commission has jurisdiction of said Applicant and the subject matter of the application herein.

That the Commission is fully advised in the premises.

That the issuance by Colorado Central Power Company of transferable Warrants and Fractional Warrants, evidencing the stockholders' preemptive right to the shares of Common Stock to be offered, and the offering, issuance and sale by the Company of



74,175 additional shares of its Common Stock to its stockholders or their assignees, and the Underwriters, at a price of \$22.50 per share, are all proper, and are reasonably required and necessary for said Company to finance its construction program.

That the proposed securities transactions on the terms and conditions recited herein, and for the purpose stated, are not inconsistent with the public interest, are permitted by, and are consistent with, the provisions of 115-1-4, Colorado Revised Statutes, 1953, and the order sought should issue, and should be made effective forthwith.

#### O R D E R

##### THE COMMISSION ORDERS:

That Colorado Central Power Company, a Delaware corporation, authorized to do business in the State of Colorado, be, and it hereby is, authorized to offer to its stockholders of record as of March 4, 1957, for subscription by them or their assignees, 74,175 shares of its Common Stock having a par value of \$5.00 per share, at the subscription price of \$22.50 per share.

That said Company be, and it is hereby, authorized to issue to its stockholders transferable Warrants and Fractional Warrants evidencing the preemptive right of the stockholders to subscribe for the Common Stock so offered.

That the offering, issuance and sale of the Common Stock shall be in accordance with the terms and conditions hereinbefore set forth.

That the Company is authorized to sell to the Underwriters any unsubscribed portion of the said Common Stock at the offering price of \$22.50 per share, and to pay to the Underwriters a total of \$54,147.75 as an underwriting commission, and to pay other expenses in connection with the issuance and sale of the 74,175 shares of such stock.

That, except as otherwise herein specifically provided in this Order, the terms of offering and sale of said stock shall

be such as are set forth in the preliminary Prospectus referred to, supra, and the Company is hereby authorized to amortize all expenses of the sale by monthly charges to earned surplus over a period of not to exceed 360 months.

That the stock certificates to be issued pursuant to said plan shall bear on the face thereof a serial number for the proper and easy identification thereof, and that, within ninety (90) days from date of issue, applicant shall make a verified report to the Commission of such number which is placed on said certificates.

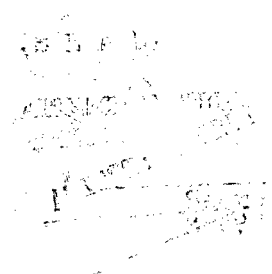
That the Company shall make a verified report to this Commission within ninety (90) days from the date hereof, showing in detail its expenses in connection with the issuance and sale of said additional Common Stock.

Within thirty (30) days, Applicant shall file as a late-filed exhibit, a copy of the Final Prospectus to sell 74,175 shares of Common Stock.

That nothing herein shall be construed to imply any recommendation or guaranty of, or any obligation with respect to issuance of the aforementioned Capital Stock on the part of the State of Colorado.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Joseph C. Hart  
John P. Thompson  
Joseph J. Higgins  
Commissioners.

Dated at Denver, Colorado,  
this 19th day of March, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION  
OF PLATEAU NATURAL GAS COMPANY,  
A COLORADO CORPORATION, 1605 SOUTH  
TEJON, COLORADO SPRINGS, COLORADO,  
FOR AN ORDER AUTHORIZING THE IS-  
SUANCE OF STOCK UNDER A STOCK  
OPTION PLAN ADOPTED BY APPLICANT.  
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APPLICATION NO. 15201  
Securities

S T A T E M E N T

By the Commission:

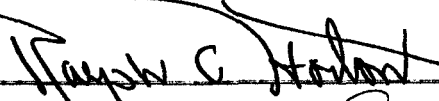

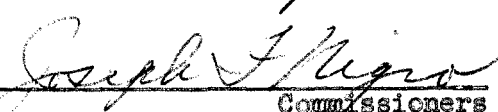
Upon consideration of the application filed March 15, 1957, by  
Plateau Natural Gas Company, a Corporation, in the above-styled matter:

O R D E R

THE COMMISSION ORDERS:

That a public hearing held, commencing on March 29, 1957, at  
10:00 o'clock A. M., 330 State Office Building, Denver, Colorado,  
respecting the matters involved and the issues presented in this pro-  
ceeding. Any interested municipality or any representative of  
interested consumers or security holders of applicant corporation, and  
any other person whose participation herein is in the public interest,  
may intervene in said proceedings. Intervention petitions should be  
filed with the Commission on or before March 25, 1957, and should set  
forth the grounds of the proposed intervention, and the position and  
interest of the petitioners, in the proceeding, and must be subscribed  
by interveners.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 19th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE FAILURE OF )  
VARIOUS CORPORATIONS AND PERSONS )  
TO COMPLETE APPLICATIONS FOR AUTH- )  
ORITY TO OPERATE AS COMMON CARRIERS )  
BY MOTOR VEHICLE FOR HIRE IN INTER- )  
STATE COMMERCE, ONLY, OVER THE )  
HIGHWAYS OF THE STATE OF COLORADO. )  
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March 22, 1957  
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S T A T E M E N T

By the Commission:

Heretofore, interstate operating rights were granted to the  
following applicants:

R. J. Adams	1841 New Tampa Hiway, Lakeland, Florida
Baldwin Bros.	Shenandoah, Iowa
Ray Beezley	Akron, Colorado
Bollinger Fruit & Produce	1438 10th St., Clermont, Florida
Boyd & Salmon	Butler, Missouri
Victor Boyd	Gen. Del., San Juan, Texas
Kenneth Brewer	Rt. 1, Selma, Indiana
Johnnie Burke	7736 Monterrey Dr., El Paso, Texas
Merle Campbell	Modesto, Illinois
Carbonic Distributing Co.	1121 Mason St., Omaha, Nebraska
O. C. Caswell	Box 146, Bloomfield, New Mexico
Billy Clark	1257 E. Walnut, Pocatello, Idaho
Homer M. Connel	1609 Pine St., Abilene, Texas
Bud De Fields	709 N. 30th, Billings, Montana
John Dushko, Jr.	Box 622, Springfield, Missouri
J. D. Garner	2809 Hunter, Ft. Worth, Texas
Gilbert Carrier Corp.	645 W. 40th St., New York, New York
Frank J. Grandinetti	1680 Sherman, Denver 14, Colorado

Robert G. Haining	1650 New Tampa Hiway, Lakeland, Florida
Lawrence Hendrickson	2207 S. Arthur, Amarillo, Texas
Hiawatha Motor Coaches	200 N. Quincy, Topeka, Kansas
Sam Hines	Rt. 3, Farmington, New Mexico
H. C. Jennings	Lebanon, Kansas
Clarence Johnson	115 W. 4th Ave., Holdredge, Nebraska
Clifford Jones	349 Barcelona Dr., El Paso, Texas
Troy Kelley	1510 15th, Wichita Falls, Texas
Wayne Kelley	Lubbock, Texas
Lowell C. Koen	5959 Magnolia, Denver 16, Colorado
J. C. Lovelace	Rt. 1, Weatherford, Texas
Ralph Mauldin	Rt. 7, Tyler, Texas
Richards'	Box 345, Sheridan, Wyoming
Russell Roberts Supply & Trucking Co.	2751 Santa Fe, Pueblo, Colorado
T. J. Rusk	Rt. 1, Bentonville, Arkansas
Shiflett & Thompson	9700 Kentucky, Kansas City, Missouri
W. R. Siebrand	1475 So. Ingalls, Denver 14, Colorado
Art Tucker Transport	Big Springs, Texas
Turpentine & Rosin Factors of Texas Inc.	1105 S. Hill St., El Paso, Texas
Harvey Unken	713 E. 7th, Winner South Dakota
Watkins Motor Lines Inc.	Thomasville, Georgia
Marlin Whittington	1522 S. 15th St., El Centro, California
Oliver C. Wormwood	Box 88, Glendo, Wyoming

authorizing them to operate as Common Carriers by motor vehicle for hire, in interstate commerce, only.

Inasmuch as said applicants have failed to fulfill requirements of the Commission regarding said interstate authorities,

#### F I N D I N G S

#### THE COMMISSION FINDS:

That said operating rights should be revoked.

O R D E R

THE COMMISSION ORDERS:

That interstate operating rights heretofore granted to the following applicants should be, and the same hereby are, revoked, for failure of said applicants to comply with requirements of the Commission regarding interstate carriers:

R. J. Adams	1841 New Tampa Hiway, Lakeland, Florida
Baldwin Bros.	Shenandoah, Iowa
Ray Beezley	Akron, Colorado
Bollinger Fruit & Produce	1438 10th St., Clermont, Florida
Boyd & Salmon	Butler, Missouri
Victor Boyd	Gen. Del., San Juan, Texas
Kenneth Brewer	Rt. 1, Selma, Indiana
Johnnie Burke	7736 Monterrey Dr., El Paso, Texas
Merle Campbell	Modesto, Illinois
Carbonic Distributing Co.	1121 Mason St., Omaha, Nebraska
O. C. Caswell	Box 146, Bloomfield, New Mexico
Billy Clark	1257 E. Walnut, Pocatello, Idaho
Homer M. Connel	1609 Pine St., Abilene, Texas
Bud De Fields	709 N. 30th, Billings, Montana
John Dushko, Jr.	Box 622, Springfield, Missouri
J. D. Garner	2809 Hunter, Ft. Worth, Texas
Gilbert Carrier Corp.	645 W. 40th St., New York, New York
Frank J. Grandinetti	1680 Sherman, Denver 14, Colorado
Robert G. Haining	1650 New Tampa Hiway, Lakeland, Florida
Lawrence Hendrickson	2207 S. Arthur, Amarillo, Texas
Hiawatha Motor Coaches	200 N. Quincy, Topeka, Kansas
Sam Hines	Rt. 3, Farmington, New Mexico
H. C. Jennings	Lebanon, Kansas
Clarence Johnson	115 W. 4th Ave., Holdredge, Nebraska
Clifford Jones	349 Barcelona Dr., El Paso, Texas
Troy Kelley	1510 15th, Wichita Falls, Texas
Wayne Kelley	Lubbock, Texas

Lowell C. Koen	5959 Magnolia, Denver 16, Colorado
J. C. Lovelace	Rt. 1, Weatherford, Texas
Ralph Mauldin	Rt. 7, Tyler, Texas
Richards'	Box 345, Sheridan, Wyoming
Russell Roberts Supply & Trucking Co.	2751 Santa Fe, Pueblo, Colorado
T. J. Rusk	Rt. 1, Bentonville, Arkansas
Shiflett & Thompson	9700 Kentucky, Kansas City, Missouri
W. R. Siebrand	1475 S. Ingalls, Denver 14, Colorado
Art Tucker Transport	Big Springs, Texas
Turpentine & Rosin Factors of Texas Inc.	1105 S. Hill St., El Paso, Texas
Harvey Unken	713 E. 7th, Winner, South Dakota
Watkins Motor Lines Inc.	Thomasville, Georgia
Marlin Whittington	1522 S. 15th St., El Centro, California
Oliver C. Wormwood	Box 88, Glendo, Wyoming

This Order shall become effective twenty-one (21) days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Joseph C. Hobart*  
\_\_\_\_\_  
*John P. Thompson*  
\_\_\_\_\_  
*Joseph F. Negro*  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado  
this 22nd day of March, 1957.

ma

*original*

(Decision No. 47578)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
ALFRED G. HOYL, ARTHUR G. WOOD, AND )  
PAUL L. GODDARD, CO-PARTNERS, DOING )  
BUSINESS AS "CONTRACT ENGINEERING )  
COMPANY, 1727 BOULDER STREET, DEN- )  
VER, COLORADO, FOR A CLASS "B" PER- )  
MIT TO OPERATE AS A PRIVATE CARRIER )  
BY MOTOR VEHICLE FOR HIRE. )  
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APPLICATION NO. 15079-PP

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March 20, 1957  
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Appearances: Paul L. Goddard, Denver,  
Colorado, for Applicants;  
Marion Smyser, Esq., Denver,  
Colorado, for Larson  
Transportation Company.

S T A T E M E N T

By the Commission:

By the instant application, filed January 28, 1957, Alfred G. Hoyl, Arthur G. Wood, and Paul L. Goddard, co-partners, doing business as "Contract Engineering Company," Denver, Colorado, seek authority to operate as a private carrier by motor vehicle for hire, for the transportation of high explosives, blasting agents, and blasting accessories, from railroad cars at Denver and Littleton, Colorado, to the powder magazine of Hercules Powder Company, located some one and one-half miles south of Littleton, Colorado; high explosives, blasting agents, and blasting accessories, from the magazine of Hercules Powder Company, near Littleton, Colorado, to all points in the State of Colorado, with back-haul of unused explosives and rejected shipments, all for Hercules Powder Company.

The application was assigned for hearing before Examiner Joseph W. Hawley, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, on February 28, 1957, at ten o'clock A. M., with due notice to all interested parties, and was there heard and taken under advisement.



The Examiner has submitted his Report of the proceedings.

It appears from the Report of the Examiner that Paul L. Goddard, one of Applicants, appeared in support of the application, and testified that the partners own a three-fourths-ton G.M.C. Truck, with cabinet-type body, and a one and one-half-ton G.M.C. Truck with flat bed, and that their net worth is approximately \$48,000; that they have had experience in hauling high explosives, and have equipment adapted for that purpose.

The Report of the Examiner further states that applicants agreed that any authority issued should be restricted to the service of one customer, only, viz., Hercules Powder Company, and that it should also contain the following restriction, to-wit:

"Except that such service shall not be operated in competition with presently-established line-haul motor vehicle common carrier service."

Whereupon, the protestants withdrew their protests.

The Report of the Examiner further states that T. W. Easley, District Sales Manager for Hercules Powder Company, corroborated the testimony of Mr. Paul L. Goddard, to the effect that his Company needs the service applied for; that applicant is a fit and proper partnership and company to conduct the proposed operation, and well qualified by experience and financially to furnish the proper service under any authority issued.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That authority sought should be granted, as restricted in the following Order.

#### O R D E R

##### THE COMMISSION ORDERS:

That Alfred G. Hoyl, Arthur G. Wood, and Paul L. Goddard, co-partners, doing business as "Contract Engineering Company," Denver, Colorado, should be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of high explosives, blasting agents, and blasting accessories, from railroad cars at Denver and Littleton, Colorado, to the powder magazine of Hercules Powder Company, only, located some one and one-half miles south of Littleton, Colorado; high explosives, blasting agents, and blasting accessories, from the magazine of Hercules Powder Company,

only, near Littleton, Colorado, to all points in the State of Colorado, with back-haul of unused explosives and rejected shipments, all for Hercules Powder Company, only, except that such service shall not be operated in competition with presently-established line-haul motor vehicle common carrier services.

Any authority which applicant may now have to transport for hire in intrastate commerce any of the commodities herein authorized in the territory herein authorized, whether as a common carrier or as a private carrier, is hereby cancelled.

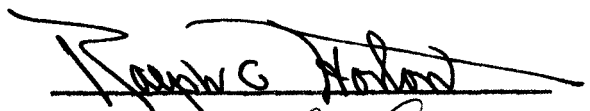

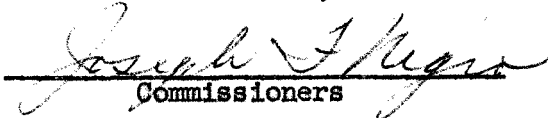
All operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

This Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, and the required insurance, and has secured identification cards.

The right of applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one (21) days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 20th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )	
GEORGE HOFFERBER, 334 SOUTH )	<u>PERMIT NO. B-5022</u>
AVENUE, GRAND JUNCTION, COLORADO. )	
----- )	

-----  
March 21, 1957  
-----

S T A T E M E N T

By the Commission:

On October 5, 1956, the Commission entered its Decision No. 46609, authorizing the above-named permit-holder to suspend operations under Permit No. B-5022 until March 27, 1957.

The Commission is now in receipt of a communication from said permit-holder, requesting authority to further suspend operations under said permit.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

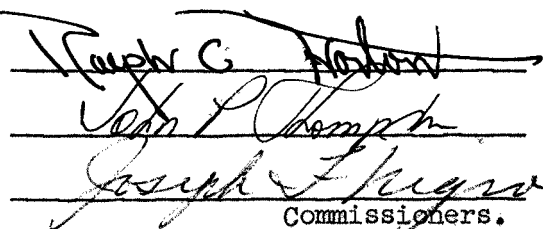
O R D E R

THE COMMISSION ORDERS:

That George Hofferber, Grand Junction, Colorado, should be, and he hereby is, authorized to further suspend operations under Permit No. B-5022, until September 27, 1957.

That unless said permit-holder shall, prior to the expiration of said suspension period, make a request, in writing, for reinstatement of said permit, file insurance, and otherwise comply with all rules and regulations of the Commission applicable to private carrier permits, said permit, without further action by the Commission, shall stand revoked, without right to reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 21st day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
RAY V. NORTON, BOX 246, CASTLE ROCK, )  
COLORADO, FOR AUTHORITY TO TRANSFER ) APPLICATION NO. 14698-PP-Transfer  
PERMIT NO. B-1366 TO JOHN H. HABINCK, )  
FRANKTOWN, COLORADO. )  
-----)

IN THE MATTER OF THE APPLICATION OF )  
CARL DUNHAM, CORTEZ, COLORADO, FOR )  
AUTHORITY TO TRANSFER PERMIT NO. ) APPLICATION NO. 14771-PP-Transfer  
B-3987 TO VERL HAMILTON, CORTEZ, )  
COLORADO. )  
-----)

-----  
March 21, 1957  
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SUPPLEMENTAL ORDER

S T A T E M E N T

By the Commission:

On September 17, 1956, the Commission entered its Decision No. 46510, in Application No. 14698-PP, authorizing Ray V. Norton, Castle Rock, Colorado, to transfer Permit No. B-1366 to John H. Habinck, Franktown, Colorado.

On November 5, 1956, the Commission entered its Decision No. 46772, in Application No. 14771-PP, authorizing Carl Dunham, Cortez, Colorado, to transfer Permit No. B-3987 to Verl Hamilton, Cortez, Colorado.

Inasmuch as transferees in the above-styled applications have failed to comply with the requirements of Decisions Nos. 46510 and 46772,

F I N D I N G S

THE COMMISSION FINDS:

That authority to transfer said operating rights should be set aside, said operating rights to stand in the names of transferors above named.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 46510, of date September 17, 1956, entered by the Commission in Application No. 14698-PP, authorizing Ray V. Norton, Castle Rock, Colorado, to transfer Permit No. B-1366 to John H. Habinck, Franktown, Colorado, should be, and the same hereby is, vacated, set aside, and held for naught, inasmuch as transferee herein has failed to comply with the requirements of the Commission set forth in said Decision No. 46510.

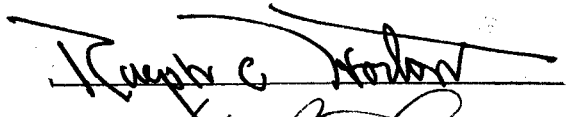


That the Secretary of the Commission is hereby instructed to change the records of the Commission to show that Ray V. Norton is the owner of said Permit No. B-1366.

That Decision No. 46772, of date November 5, 1956, entered by the Commission in Application No. 14771-PP, authorizing Carl Dunham, Cortez, Colorado, to transfer Permit No. B-3987 to Verl Hamilton, Cortez, Colorado, should be, and the same hereby is, vacated, set aside, and held for naught, inasmuch as transferee herein has failed to comply with the requirements of the Commission set forth in said Decision No. 46772.

That the Secretary of the Commission is hereby instructed to change the records of the Commission to show that Carl Dunham, Cortez, Colorado, is the owner of said Permit No. B-3987.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 21st day of March, 1957.

ea

original

(Decision No. 47581)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF ) W. R. STEWART, DOING BUSINESS AS ) "WESTCLIFFE MILK PRODUCTS," WEST- ) CLIFFE, COLORADO, FOR AUTHORITY TO ) EXTEND OPERATIONS UNDER PERMIT NO. ) B-4336. )	<u>APPLICATION NO. 15147-PP-Extension</u>
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March 21, 1957  
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Appearances: W. R. Stewart, Westcliffe,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

W. R. Stewart, doing business as "Westcliffe Milk Products,"  
Westcliffe, Colorado, is the owner of Private Carrier Permit No. B-4336  
authorizing:

Transportation of milk from the area within  
a radius of 15 miles of Westcliffe, Colorado,  
and 5 miles of Canon City, Colorado, and 5  
miles of Florence, Colorado, to Colorado  
Springs and Pueblo, Colorado, with return of  
empty cans.

By the instant application, applicant seeks authority to ex-  
tend his operations under said permit to include the transportation of  
milk in bulk, in tank trucks, over the same territory which he now  
serves.

Said application, pursuant to prior setting, after appro-  
priate notice to all interested parties, was heard at the Court House  
in Pueblo, Colorado, March 15, 1957, and at the conclusion thereof,  
the matter was taken under advisement by the Commission.

Applicant testified that he is engaged in the dairy business  
in Westcliffe, and has been continuously operating under said permit

since it was first granted. A list of his equipment is on file with the Commission. He has purchased what is known as a "Stainless Steel tank truck" of 2,900 gallon capacity, and has many requests to transport milk by means of this tank truck rather than in cans, and wishes to comply with such requests of his customers. His net worth is \$40,000, and he is well qualified to furnish the new means of transportation.

No one appeared in protest to the granting of the extension sought by applicant, and no reason appears why said extension of authority should not be granted.

### F I N D I N G S

#### THE COMMISSION FINDS:

That the extension of authority of applicant operating under Permit No. B-4336 should be granted, as it does not appear that the granting thereof will adversely effect the adequate service of any common carriers with authority to operate in the area affected.

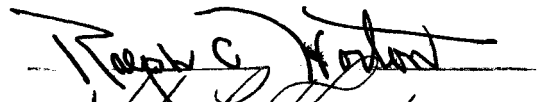
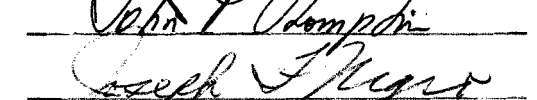

### O R D E R

#### THE COMMISSION ORDERS:

That W. R. Stewart, doing business as "Westcliffe Milk Products," Westcliffe, Colorado, should be, and is hereby, authorized to extend his operations under Private Carrier Permit No. B-4336, to include the transportation of milk in bulk, in tank trucks, over the same territory which he now serves.

This Order is made a part of the permit granted to applicant, and shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 21st day of March, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
GORDON L. SHIPPEN, RAND, COLORADO, )  
FOR A CLASS "B" PERMIT TO OPERATE ) APPLICATION NO. 15084-PP  
AS A PRIVATE CARRIER BY MOTOR VE- )  
HICLE FOR HIRE. )  
----- )

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March 28, 1957  
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Appearances: Gordon L. Shippen,  
Rand, Colorado,  
pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, from forests located near Rand, Colorado, and Walden, Colorado, to mills in Walden, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Steamboat Springs, Colorado, March 5, 1957, at ten o'clock A. M., and at the conclusion of the evidence, the matter was taken under advisement.

No one appeared in opposition to the granting of the authority sought.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

It did not appear that applicant's proposed service will impair the efficiency of any common carrier operating in the territory sought to be served by applicant.

F I N D I N G S

THE COMMISSION FINDS:

That permit should issue to applicant herein.



O R D E R

THE COMMISSION ORDERS:

That Gordon L. Shippen, Rand, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, from forests located near Rand, Colorado, and Walden, Colorado, to mills in Walden, Colorado.

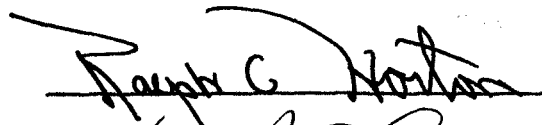


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of March, 1957.

ea

original

(Decision No. 47583)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
MIKE G. HERNANDEZ, 406 SOUTH FOURTH )  
STREET, ROCKY FORD, COLORADO, FOR A ) APPLICATION NO. 14840-PP  
CLASS "B" PERMIT TO OPERATE AS A )  
PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )  
-----)

IN THE MATTER OF THE APPLICATION OF )  
RUBEN MAGDALENO, ROUTE 2, ROCKY )  
FORD, COLORADO, FOR A CLASS "B" ) APPLICATION NO. 14851-PP  
PERMIT TO OPERATE AS A PRIVATE )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
-----)

-----  
March 28, 1957  
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Appearances: Mike G. Hernandez, Rocky  
Ford, Colorado, pro se,  
and for Ruben Magdaleno.

S T A T E M E N T

By the Commission:

By Application No. 14840, Mike G. Hernandez, of Rocky Ford, Colorado, seeks a Class "B" permit to operate as a private carrier by motor vehicle for hire for the transportation of farm produce, from farms and ranches within a fifty mile radius of Rocky Ford, Colorado, to warehouses and rail shipping points within the same area.

By Application No. 14851, Ruben Magdaleno, of Rocky Ford, Colorado, seeks similar authority.

The two applications were set for hearing, after appropriate notice to all parties in interest, on March 15, 1957, at the Court House in Pueblo, Colorado, and were there heard on a consolidated record, and taken under advisement.

Mike G. Hernandez testified that both applicants have been operating as private carriers in the transportation of farm products in the area applied for for several years. The chief

crop in the area consists of onions, and the two applicants have held contracts for the transportation of all onions from the area to the railhead at Rocky Ford, or to warehouses, for several years, and in connection with the onion haul have transported other farm products; that they were finally stopped by the State Patrol and filed the instant applications. Since November 25, 1956, they have been operating under temporary authority from the Commission, and filed the necessary insurance covering the operation. All transportation has been performed for an association known as "Rocky Ford Growers of Rocky Ford," but applicants wish to serve any customer requesting their service. There was no evidence of need for any livestock-hauling service.

Mr. Hernandez owns a 1956 Chevrolet pickup and a 1953 Chevrolet 2-ton truck with stake body, and his net worth is \$8,000. Mr. Magdalenos owns similar equipment and is financially able to conduct his proposed operation.

No one appeared in opposition to the granting of either application, and it does not appear that the granting of these permits or operations thereunder will impair the service of common carriers operating in the area.

The operating experience and financial responsibility of applicants were established to the satisfaction of the Commission.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the instant applications should be granted.

#### O R D E R

##### THE COMMISSION ORDERS:

That Mike Hernandez, 406 South Fourth Street, Rocky Ford, Colorado, be, and he is hereby, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the transportation of farm produce, excluding livestock, from farms and ranches within a fifty mile radius of Rocky Ford, Colorado, to warehouses and rail shipping points within the same area.

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

That Ruben Magdaleno, Route 2, Rocky Ford, Colorado, be, and he is hereby, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the transportation of farm produce, excluding livestock, from farms and ranches within a fifty mile radius of Rocky Ford, Colorado, to warehouses and rail shipping points within the same area.

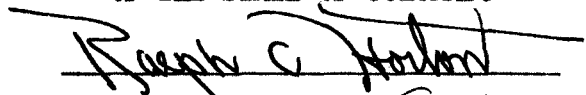
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO





  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of March, 1957.

original

(Decision No. 47584)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
ORRIN A. RHOADES, 3001 WEST 11TH )	
STREET, PUEBLO, COLORADO, FOR A )	
CERTIFICATE OF PUBLIC CONVENIENCE )	<u>APPLICATION NO. 15143</u>
AND NECESSITY TO OPERATE AS A )	
COMMON CARRIER BY MOTOR VEHICLE )	
FOR HIRE. )	
----- )	

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March 21, 1957  
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Appearances: John R. Wall, Esq.,  
Pueblo, Colorado,  
for applicant.

S T A T E M E N T

By the Commission:

By the instant application, Orrin A. Rhoades, 3001 West 11th Street, Pueblo, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of trash, ashes, dirt, rubbish, refuse, and other waste materials, between points within the city of Pueblo, Colorado, and from said points to the Pueblo city dumps wherever same may be located; and for the transportation of sand, gravel, aggregate, and other road and construction materials, and fertilizer, from any points of origin in Pueblo County, to any other points of disposition or destination in Pueblo County, the area and intended operation of application being the roads, highways, streets, private and public, within the County of Pueblo.

Said application, pursuant to prior setting, after appropriate notice to all interested parties, was heard at the Court House in Pueblo, Colorado, on March 15, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

Applicant testified that he has been engaged in the general ash and trash disposal business in Pueblo since May, 1953, and was operating continuously up to and including January 1, 1955, the effective date of Amendment XXV to the Constitution of the State of Colorado, granting this Commission jurisdiction over common carriers operating within home-rule cities, such as Pueblo, and filed the instant application to establish his "Grandfather Rights."

Applicant further testified that in his trash hauling business he has each year obtained the proper license from the city authorities; that he owns a 1948 three-quarter-ton Ford truck, and has been serving between 45 and 50 customers.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission as to his "Grandfather Rights" in the city of Pueblo, and the Commission is of the opinion that certificate of public convenience and necessity should be issued therefor, and that the application should be denied as to the sand and gravel, road-surfacing materials and fertilizer transportation in the County of Pueblo.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That public convenience and necessity require the granting of the proposed motor vehicle common carrier service of applicant for the ash and trash transportation service in the city of Pueblo, but that the application should be denied for the transportation of sand and gravel, road-surfacing materials and fertilizer in the County of Pueblo.

#### O R D E R

##### THE COMMISSION ORDERS:

That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of Orrin A. Rhoades, 3001 West 11th Street, Pueblo, Colorado, for the transportation

of trash, ashes, dirt, rubbish, refuse, and other waste materials, between points within the city of Pueblo, Colorado, and from said points, to the Pueblo city dumps, wherever same may be located, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

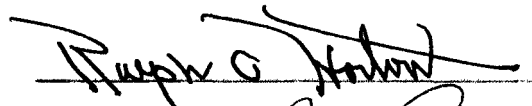


That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That the application, in all other respects, should be, and is hereby, denied.

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 21st day of March, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE OPERATIONS OF COLORADO INTER- )  
STATE GAS COMPANY, A CORPORATION, )  
COLORADO SPRINGS, COLORADO. )  
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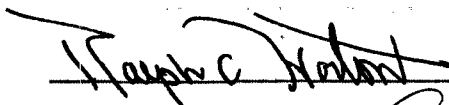
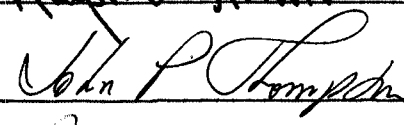

ORDER FOR  
CORRECTION OF TRANSCRIPT

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March 20, 1957  
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Pursuant to written stipulation of the Commission's Staff, Colorado Interstate Gas Company, and Colorado Fuel and Iron Corporation entered into for said parties by their respective Attorneys, for correction of the transcript of evidence in the within case, which stipulation is hereto attached and by reference made a part of this Order, and the same having been duly considered by the Commission,

IT IS ORDERED That the transcript of evidence be corrected forthwith by the Reporters who made the same in the manner and as indicated in the Stipulation for Correction of Transcript hereinabove mentioned.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
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\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 20th day of March, 1957.



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

CASE NO. 5075



RE: OPERATIONS OF COLORADO INTER- )  
STATE GAS COMPANY, A CORPORATION, )  
COLORADO SPRINGS, COLORADO. )  
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STIPULATION FOR  
CORRECTION OF TRANSCRIPT

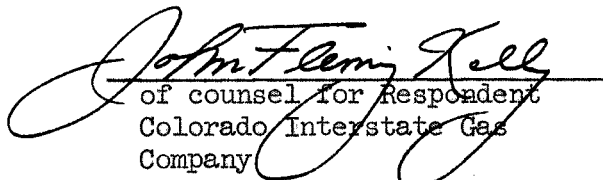
It is stipulated by the undersigned as Attorneys respectively for the parties herein that the transcript of evidence be corrected, subject to approval of the Commission, as hereinafter set out, to-wit:

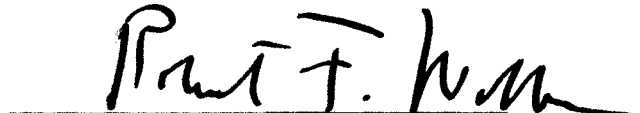
<u>Page</u>	<u>Line</u>	
23	4	"1%" should be "1¢".
67	10	"Exhibit D" should be "Exhibit V".
67	15	".3282" should be ".2382".
67	18	"0.3282" should be "0.2382".
69	18	"14-1/2" should be "19-1/2".
112	8	Alago should be Taloga.
113	14	"Thomas" should be "Talbot".
	20	
122	21	"Loughlin" should be "Laughlin".
	22	
123	9	"Prevent" should be "let".
123	23	Add at end of line "discussed".
127	5	"Fireplant" should be "powerplant".
127	24	"Kinsley" should be "Tinsley".
132	21	Period (.) after "agreements". New sentence beginning "Under".
133	22	Change "reason is" to "customers are", "as" to "gas".
134	8	Should read "curtailment scattered throughout the year has been on as near an"
134	15	Insert "If" before "Our".
134	16	"And" should be "then".
135	10	"As" should be "of".
137	13	Change to read "diction over the boiler fuel which is
	14	sold to the City of Colorado Springs and the Public Service Company."

<u>Page</u>	<u>Line</u>	
137	19	Change "range" to "rate".
138	6	Change "range" to "rate".
138	9	"Load in" should be "rolled-in".
139	8	Change "design" to "decline".
140	4	"DF & I" should be "C F & I".
140	9	"Regulated direct sales" should read "regulated resale."
140	11	Change "buying" to "volume".
145	Last	"1953" should be "1933".
146	8	"cited" should be "decided".
160	17	"requires" should be "acquires".
167	3	"they" should be "their".
180	Next to Last	"would" should be "should".
192	5	After "instances" insert "by Colorado Interstate".
193	17	"is" should be "was".
193	22	"million" should be "billion".
195	2	Should read "whether we are entitled to the tax benefits related to our own production, whether"
197	4	"Simons" should be "Simonds".
197	19	"47" should be "40 some".
198	10	Delete "too".
199	17	Insert "which" after "line".
200	6	".14" should be "1.4".
201	23	Insert "part of" after "reduce".
203	4	Insert "and" after "point".
203	7	Insert "as" after "make".
203	18	Typo in "meter".
209	20	Sentence should read "My basic undergraduate work being in the field of civil engineering".
232	12	Typo in "proposal".
260	20	Delete "by".

<u>Page</u>	<u>Line</u>	
260	Last	Should read "we were willing to make to help the Academy, if they wanted to buy from"
261	1	After "City" insert "they should".

  
 HENRY E. ZARLINGO  
 Assistant Attorney General  
 of counsel for Commission's  
 Staff

  
 of counsel for Respondent  
 Colorado Interstate Gas  
 Company

  
 of counsel for Intervenor  
 Colorado Fuel and Iron Cor-  
 poration

(Decision No. 47586)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
W. M. BALL, 2226 NORTH WALNUT STREET, )  
COLORADO SPRINGS, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A )  
PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )  
-----

APPLICATION NO. 15159-PP

-----  
March 26, 1957  
-----

S T A T E M E N T

By the Commission:

The instant application was set for hearing before the Commission, for March 18, 1957, at ten o'clock A. M., at which time and place it was called up for hearing.

Applicant did not appear, either in person or by counsel.

F I N D I N G S

THE COMMISSION FINDS:

That the above-styled application should be dismissed for lack of prosecution.

O R D E R

THE COMMISSION ORDERS:

That Application No. 15159-PP be, and the same hereby is, dismissed for lack of prosecution,

This Order shall become effective twenty-one (21) days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Dated at Denver, Colorado,  
this 26th day of March, 1957.

  
Commissioners

original

(Decision No. 47587)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
BENJAMIN E. DU BOSE, 1132 EAST )  
COSTILLA STREET, PROSPECT TRAILER )  
COURT, COLORADO SPRINGS, COLORADO, )  
FOR A CLASS "B" PERMIT TO OPERATE )  
AS A PRIVATE CARRIER BY MOTOR VE- )  
HICLE FOR HIRE. )  
-----

APPLICATION NO. 15161-PP

-----  
March 26, 1957  
-----

Appearances: Benjamin E. DuBose, Colorado  
Springs, Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court Court Room, Colorado Springs, Colorado, March 18, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He stated that he intends only a dump-truck operation, and consented to having the authority, if granted, limited to the use of dump trucks. He presently operates one such truck and has work available to be done, if the authority is granted. His net worth is approximately \$2,000.

No one appeared in opposition to the granting of the authority sought.

It did not appear that the proposed service of applicant will impair the efficiency of any common carrier service operating in the territory which applicant seeks to serve.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

#### F I N D I N G S

##### THE COMMISSION FINDS:

The above and foregoing Statement is, by reference, incorporated herein.

That authority sought should be granted.

#### O R D E R

##### THE COMMISSION ORDERS:

That Benjamin E. DuBose, Colorado Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation, in dump trucks, only, of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

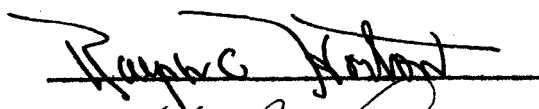
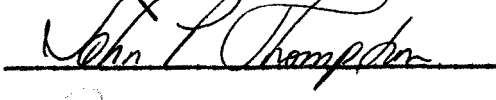

All operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

This Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, and the required insurance, and has secured identification cards.

The right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one (21) days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 26th day of March, 1957.

mw

original

(Decision No. 47588)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
LEO HARDING AND LESTER HARDING, CO- )  
PARTNERS, DOING BUSINESS AS "HARDING )  
BROTHERS SAND & GRAVEL," 2828 NORTH )  
CASCADE, COLORADO SPRINGS, COLORADO, )  
FOR A CLASS "B" PERMIT TO OPERATE AS )  
A PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )

APPLICATION NO. 15163-PP

--- --  
March 26, 1957  
--- --

Appearances: Leo Harding, Colorado Springs,  
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

By application filed February 18, 1957, applicants herein seek authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court Room, Colorado Springs, Colorado, March 18, 1957, and at the conclusion of the



evidence, the matter was taken under advisement.

Mr. Leo Harding, one of applicant partners, testified in support of the application. The application, as framed, seeks authority to haul ore within a radius of one hundred miles of Colorado Springs, but applicant asked that this portion of the application be stricken, as he does not, at present, have any customers for this work, and has no present need for this authority. This will be done.

The applicant also stated that he and his partner have in mind only a dump truck operation, and consented to having the authority limited to the use of dump trucks. The partners have two such trucks now. Their net worth is approximately \$100,000. They have work available to do if the authority is granted.

No one appeared in opposition to the granting of the authority sought.

It did not appear that the proposed service of applicants will impair the efficiency of any common carrier service operating in the territory which applicants seek to serve.

The operating experience and financial responsibility of applicants were established to the satisfaction of the Commission.

#### F I N D I N G S

##### THE COMMISSION FINDS:

The above and foregoing Statement is, by reference, incorporated herein.

That the authority sought should be granted.

#### O R D E R

##### THE COMMISSION ORDERS:

That Leo Harding and Lester Harding, co-partners, doing business as "Harding Brothers Sand & Gravel," Colorado Springs, Colorado, should be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation, in dump trucks, only, of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs,

mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

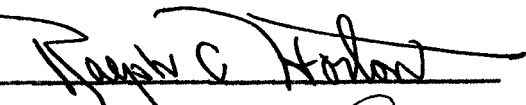


All operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

This Order is the permit herein provided for, but it shall not become effective until applicants have filed a statement of their customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, and the required insurance, and have secured identification cards.

The right of applicants to operate hereunder shall depend upon their compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one (21) days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 26th day of March, 1957.

mmw

original

(Decision No. 47589)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
JAMES D. BROWN, DOING BUSINESS AS )  
"BROWNIE'S TRUCKING," 205 RUXTON )  
AVENUE, MANITOU SPRINGS, COLORADO, )  
FOR A CLASS "B" PERMIT TO OPERATE )  
AS A PRIVATE CARRIER BY MOTOR VE- )  
HICLE FOR HIRE. )  
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APPLICATION NO. 15160-PP

-----  
March 27, 1957.  
-----

Appearances: James D. Brown, Manitou Springs,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By application filed February 11, 1957, applicant herein seeks au-  
thority to operate as a Class "B" private carrier by motor vehicle for hire,  
for the transportation of sand, gravel, and other road-surfacing materials used  
in the construction of roads and highways, from pits and supply points in the  
State of Colorado, to road jobs, mixer and processing plants within a radius of  
fifty miles of said pits and supply points; sand and gravel, from pits and  
supply points in the State of Colorado, to railroad loading points, and to  
homes and small construction jobs within a radius of fifty miles of said pits  
and supply points; sand, gravel, dirt, stone, and refuse, from and to building  
construction jobs, to and from points within a radius of fifty miles of said  
jobs; insulrock, from pits and supply points in the State of Colorado, to roof-  
int jobs within a radius of fifty miles of said pits and supply points.

Said application, pursuant to prior setting, after appropriate notice  
to all parties in interest, was heard at the County Court Room, Colorado  
Springs, Colorado, March 18, 1957, and at the conclusion of the evidence, the  
matter was taken under advisement.

The applicant testified in support of his application. He stated that he intends only a dump-truck operation, and consented to have the authority limited to the operation of a dump truck. He has one such truck now, and has work available to be done if the authority is granted. It appears that he is financially able to perform the service he proposes. He specifically stated that he does not intend to engage in the hauling of ashes or trash. His present customers will be Rocky Mountain Oil Paving Company and Castle Concrete Company.

No one appeared in opposition to the granting of the authority sought.

It did not appear that the proposed service of applicant will impair the efficiency of any common carrier service operating in the territory which applicant seeks to serve.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

#### F I N D I N G S

##### THE COMMISSION FINDS:

The above and foregoing Statement is, by reference, incorporated herein.

That authority sought should be granted.

#### O R D E R

##### THE COMMISSION ORDERS:

That James D. Brown, doing business as "Brownie's Trucking," Manitou Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation, in dump trucks, only, of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said

jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

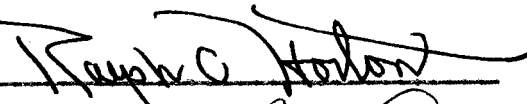


All operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

This Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, and the required insurance, and has secured identification cards.

The right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one (21) days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
Commissioners

Dated at Denver, Colorado,  
this 27th day of March, 1957.

agreed

(Decision No. 47590)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
BRUCE A. KRESS AND KENNETH KRESS, )  
CO-PARTNERS, 1919 NORTH CHESTNUT )  
STREET, COLORADO SPRINGS, COLORADO, )  
FOR A CLASS "B" PERMIT TO OPERATE )  
AS A PRIVATE CARRIER BY MOTOR VE- )  
HICLE FOR HIRE. )  
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APPLICATION NO. 15164-PP

-----  
March 27, 1957.  
-----

Appearances: Bruce A. Kress, Colorado Springs,  
Colorado, pro se;  
Kenneth Kress, Colorado Springs,  
Colorado, pro se.

S T A T E M E N T

By the Commission:

By application filed February 11, 1957, applicant seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court Room, Colorado Springs, Colorado, March 18, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

Both applicants testified in support of the application. It appears from their statements that they are partners, Kenneth Kress being the son of Bruce A. Kress. They have in mind only a dump truck operation, and consented to having the authority limited to the use of a dump truck. They have one such truck at present, and have work available to be done if the authority is granted. Their total net worth is approximately \$15,000.

No one appeared in opposition to the granting of the authority sought.

It did not appear that the proposed service of applicants will impair the efficiency of any common carrier service operating in the territory which applicants seek to serve.

The operating experience and financial responsibility of applicants were established to the satisfaction of the Commission.

#### F I N D I N G S

##### THE COMMISSION FINDS:

The above and foregoing Statement is, by reference, incorporated herein.

That authority sought should be granted.

#### O R D E R

##### THE COMMISSION ORDERS:

That Bruce A. Kress and Kenneth Kress, co-partners, Colorado Springs, Colorado, should be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation, in dump trucks, only, of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

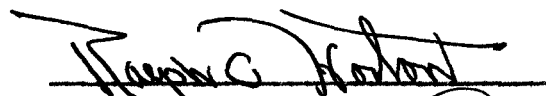

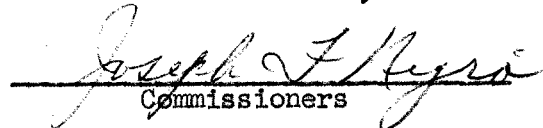
All operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

This Order is the permit herein provided for, but it shall not become effective until applicants have filed a statement of their customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, and the required insurance, and have secured identification cards.

The right of applicants to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one (21) days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 27th day of March, 1957.

HW



original

(Decision No. 47591)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
ERNEST ARANDA, 816 SOUTH WAHSAUCE, )  
COLORADO SPRINGS, COLORADO, FOR A )  
CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY, AUTHORIZING EXTEN- )  
SION OF OPERATIONS UNDER PUC NO. )  
2572. )  
-----

APPLICATION NO. 15152-Extension

IN THE MATTER OF THE APPLICATION OF )  
LAWRENCE TAFOYA, DOING BUSINESS AS )  
"BROWNIE'S ASH & TRASH," 507 EAST )  
CIMARRON STREET, COLORADO SPRINGS, )  
COLORADO, FOR A CERTIFICATE OF PUB- )  
LIC CONVENIENCE AND NECESSITY TO )  
EXTEND OPERATIONS UNDER PUC NO. )  
2180. )  
-----

APPLICATION NO. 15153-Extension

IN THE MATTER OF THE APPLICATION OF )  
CHARLES LOPEZ, DOING BUSINESS AS )  
"CHARLES' TRASH SERVICE," 610 NORTH )  
PINE, COLORADO SPRINGS, COLORADO, )  
FOR A CERTIFICATE OF PUBLIC CONVEN- )  
IENCE AND NECESSITY TO EXTEND OPERA- )  
TIONS UNDER PUC NO. 2574. )  
-----

APPLICATION NO. 15156-Extension

IN THE MATTER OF THE APPLICATION OF )  
DELOYD JOHNSON, DOING BUSINESS AS )  
"'D' JOHNSON'S ASH & TRASH SERVICE," )  
2020 NORTH WEBER STREET, COLORADO )  
SPRINGS, COLORADO, FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY )  
TO EXTEND OPERATIONS UNDER PUC NO. )  
2568. )  
-----

APPLICATION NO. 15157-Extension

IN THE MATTER OF THE APPLICATION OF )  
TONY SEARDALLA, 715 HILL ROAD, COLO- )  
RADO SPRINGS, COLORADO, FOR A CERTI- )  
FICATE OF PUBLIC CONVENIENCE AND NE- )  
CESSITY TO EXTEND OPERATIONS UNDER )  
PUC NO. 2834. )  
-----

APPLICATION NO. 15158-Extension

-----  
March 27, 1957.  
-----

Appearances: Ernest Aranda, Colorado Springs,  
Colorado, pro se;  
Lawrence Tafoya, Colorado Springs,  
Colorado, pro se;

Charles Lopez, Colorado Springs,  
Colorado, pro se;  
DeLoyd Johnson, Colorado Springs,  
Colorado, pro se;  
William M. Calvert, Esq., Colorado  
Springs, Colorado, for Tony  
Sbardalla.

## S T A T E M E N T

### By the Commission:

The foregoing authorities are owned by persons presently engaged in the ash and trash business in Colorado Springs, Colorado, and all seek recognition of "Grandfather Rights" to engage in this business within the corporate limits of Colorado Springs, Colorado, and acquired prior to the time this Commission acquired jurisdiction over such transportation in this home-rule city.

Said applications were regularly set for hearing, at the County Court Room, Colorado Springs, Colorado, March 18, 1957, due notice of time and place of hearing being forwarded to all interested parties.

With the consent of all the parties, these matters were heard and are decided upon a single record, as the questions of fact and law are common to all. Each applicant testified in support of his application.

Mr. Aranda stated that he is now, and has been for the last eight years, continuously engaged in this business within the City Limits, holding City Licenses all the while.

Mr. Tafoya stated that he has been in the business for twenty years, continuously, except for about three years during World War II. He, too, has held City Licenses all the while.

Mr. Lopez stated that he has been in the business for approximately five years, without interruption, and pursuant to City Licenses.

Mr. Johnson stated that he has continuously engaged in the business within the City Limits for eight years, pursuant to City Licenses.

Mr. Sbardalla stated that he has continuously engaged in this business within the City since 1934, pursuant to City Licenses, and now has about seventy-five customers within the City Limits. Two public witnesses verified his statements.

None of the applications was protested.

Until November, 1954, when the People of the State of Colorado adopted Article XXV of the State Constitution, this Commission had no jurisdiction over transportation within the corporate limits of the home-rule City of Colorado Springs. It appears from the evidence that all of the applicants named above were actually engaged in ash and trash operations in that home-rule City prior to the adoption of Article XXV, and continuously since, and are entitled, as a matter of law, to continue their operations. No reason appears why their present authorities should not be extended in recognition of these "Grandfather Rights." An Order will be entered accordingly.

The operating experience and financial responsibility of applicants were established to the satisfaction of the Commission.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is, by reference, incorporated herein.

That public convenience and necessity require the proposed extended service of applicants, and that certificates of public convenience and necessity should issue therefor.

#### O R D E R

##### THE COMMISSION ORDERS:

That public convenience and necessity require the proposed extended motor vehicle common carrier service of Ernest Aranda, Colorado Springs, Colorado, under PUC No. 2572, applicant in Application No. 15152, for the transportation of ashes, trash, dirt, rock, fertilizer, rubbish, brush, and other waste materials, between points within the Corporate Limits of Colorado Springs, Colorado, and the City Dump, now or hereafter designated by appropriate City Officials of Colorado Springs, Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That public convenience and necessity require the proposed extended motor vehicle common carrier service of Lawrence Tafoya, doing business as "Brownie's Ash & Trash," Colorado Springs, Colorado, under PUC No. 2180, applicant in Application No. 15153, for the transportation of ashes, trash, dirt,

rock, fertilizer, rubbish, brush, and other waste materials, between points within the Corporate Limits of Colorado Springs, Colorado, and the City Dump, now or hereafter designated by appropriate Officials of the City of Colorado Springs, Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That public convenience and necessity require the proposed extended motor vehicle common carrier service of Charles Lopez, doing business as "Charles' Trash Service," Colorado Springs, Colorado, under PUC No. 2574, applicant in Application No. 15156, for the transportation of ashes, trash, dirt, rock, fertilizer, rubbish, brush, and other waste materials, between points within the Corporate Limits of Colorado Springs, Colorado, and the City Dump, now or hereafter designated by appropriate Officials of the City of Colorado Springs, Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That public convenience and necessity require the proposed extended motor vehicle common carrier service of DeLloyd Johnson, doing business as "'D' Johnson's Ash & Trash Service," Colorado Springs, Colorado, under PUC No. 2568, applicant in Application No. 15157, for the transportation of ashes, and trash, between points within the Corporate Limits of the City of Colorado Springs, Colorado, and the City Dump, now or hereafter designated by appropriate Officials of the City of Colorado Springs, Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That public convenience and necessity require the proposed extended motor vehicle common carrier service of Tony Sbardalla, Colorado Springs, Colorado, under PUC No. 2834, applicant in Application No. 15158, for the transportation of ashes, trash, dirt, rock, fertilizer, rubbish, brush, and other waste materials, between points within the Corporate Limits of the City of Colorado Springs, Colorado, and the City Dump, now or hereafter designated by appropriate Officials of the City of Colorado Springs, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

The applicants shall file tariffs of rates, rules and regulations, as required by the rules and regulations of this Commission, within twenty (20)

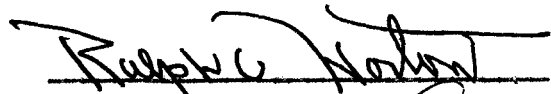


days from date.

The applicants shall operate their carrier systems in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy, or extreme conditions.

This Order is subject to compliance by applicants with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one (21) days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
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\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,  
this 27th day of March, 1957.

IIIW

*original*

(Decision No. 47592)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
MARIE C. HORTON, DOING BUSINESS AS )  
"CADILLAC SIGHTSEEING COMPANY," BOX )  
1541, COLORADO SPRINGS, COLORADO, )  
FOR A CERTIFICATE OF PUBLIC CONVEN- )  
IENCE AND NECESSITY TO EXTEND OPERA- )  
TIONS UNDER PUC NO. 138. )  
- - - - -

APPLICATION NO. 15154-Extension

IN THE MATTER OF THE APPLICATION OF )  
MARIE C. HORTON, DOING BUSINESS AS )  
"NEVADA TOURS," BOX 1541, COLORADO )  
SPRINGS, COLORADO, FOR A CERTIFICATE )  
OF PUBLIC CONVENIENCE AND NECESSITY )  
TO EXTEND OPERATIONS UNDER PUC NO. )  
1360. )  
- - - - -

APPLICATION NO. 15155-Extension

- - - - -  
March 27, 1957.  
- - - - -

Appearances: C. Lee Goodbar, Jr., Esq.,  
Colorado Springs, Colorado,  
for Applicant.

S T A T E M E N T

By the Commission:

The applicant is presently engaged, pursuant to authority from this Commission, in sightseeing operations in the Pikes Peak Region.

By her present applications, she seeks to obtain recognition of her "Grandfather Rights" to operate within the Corporate Limits of the City of Colorado Springs, under each of her two authorities, viz.: PUC No. 138 and PUC No. 1360.

Said applications were regularly set for hearing at the County Court Room, Colorado Springs, Colorado, March 18, 1957, due notice of the time and place of hearing being forwarded to all interested parties.

The applications, involving common questions of fact and law, were consolidated for hearing and decision, with the consent of the Applicant.

It appears that operation under these two authorities has been continuous for many years within the City Limits of Colorado Springs, pursuant to licenses from the municipal authorities there. The applicant has herself owned and operated these authorities continuously since August, 1952, according to her testimony.

Until November, 1954, when the People of the State of Colorado adopted Article XXV of the State Constitution, this Commission had no jurisdiction over transportation within the Corporate Limits of the Home-Rule City of Colorado Springs. It appears from the evidence that the applicant was actually engaged in sightseeing service in that home-rule city prior to the adoption of Article XXV and continuously since, and is entitled as a matter of law, to continue her operation. No reason appears why her present authority should not be extended in recognition of these "Grandfather Rights." An Order will be entered accordingly.

The operating experience and financial responsibility of applicant were established to the satisfaction of the Commission.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That the above and foregoing Statement is, by reference, incorporated herein.

That public convenience and necessity require the proposed extended service of applicant, and that certificates of public convenience and necessity should issue therefor.

#### O R D E R

##### THE COMMISSION ORDERS:

That public convenience and necessity require the proposed extended motor vehicle common carrier call and demand service of Marie C. Horton, doing business as "Cadillac Sightseeing Company," Colorado Springs, Colorado, under PUC No. 138, to include passenger sightseeing service within the Corporate Limits of the City of Colorado Springs, limited, as at present, to the use of four cars, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That public convenience and necessity require the proposed extended motor vehicle common carrier call and demand service of Marie C. Horton, doing business as "Nevada Tours," Colorado Springs, Colorado, under PUC No. 1360, to include passenger sightseeing service within the Corporate Limits of the City of Colorado Springs, Colorado, limited, as at present, to the use of one car, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

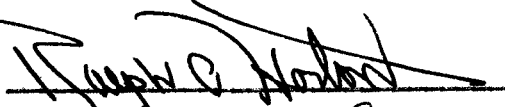
The applicant shall file tariffs of rates, rules and regulations, as required by the rules and regulations of this Commission, within twenty (20) days from date.

That applicant shall operate her carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy, or extreme conditions.

This Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

This Order shall become effective twenty-one (21) days from date.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_

  
\_\_\_\_\_

  
Commissioners

Dated at Denver, Colorado,  
this 27th day of March, 1957.

HW



original

(Decision No. 47593)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF OPERATIONS OF )	
THE DENVER TRAMWAY CORPORATION, )	
350 SOUTH SANTA FE DRIVE, DENVER, )	
COLORADO. - REQUEST TO EXTEND )	<u>APPLICATION NO. 15230</u>
ROUTES NOS. 17, 18 and 75. )	
-----	

-----  
March 22, 1957  
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S T A T E M E N T

By the Commission:

On March 13, 1957, Denver Tramway Corporation notified this Commission that it desired to extend the above-captioned routes into newly developed residential areas within and closely adjacent to the Southwest portion of the City of Denver, Colorado.

The following exhibits were submitted to show the existing routes, the proposed extensions and service headways:

- Exhibit A: Route 17 - Garfield Heights.  
From: S. Wolff St. and W. Florida Ave.  
Extend west on W. Florida Ave., thence north on S. Sheridan Blvd., thence west on W. Arkansas Ave., to south Harlan St. for a turn-around via S. Harlan St.- W. Louisiana Ave. - S. Gray Street and return along route as extended.
- Exhibit B: Route 18 - Brentwood.  
From: S. Meade St. and W. Yale Ave.  
Extend west on W. Yale Ave., thence south along S. Raleigh St. to W. Bates Ave. for a turn-around via W. Bates - S. Stuart - W. Cornell to S. Raleigh St. and return along route as extended.
- Exhibit C: Route 75 - Barnum.  
From: West Alameda Ave. and Meade St.  
Extend west on W. Alameda Ave., thence south on S. Perry St., thence southwest-erly along Morrison Road, thence west on W. Kentucky Ave., thence south on S. Ames St. to Morrison Road and return along extended route.

Approval of the proposed extensions is sought on the basis of a trial operation whereby the economic feasibility of the routes can be determined by actual trial, with the provision that the service be discontinued when it is determined that any extension will not pay its way.

The Commission welcomes this proposal of the utility to provide an extended service to the general public of Denver and its environs as noted above. In our Staff analysis it is noted that the lines being extended are not heavily patronized at this time; the extensions of No. 17 and No. 18 will be into new residence areas and in the case of Route 17 will extend into Jefferson County, where an increased fare to conform with interurban practice will be applied. Route 75 extension will be along the west end of Morrison Road in a portion of the area formerly covered by Bussard's Westwood Bus line which was abandoned. Minor headway adjustments have been made in order to operate over the longer bus routes with a minimum of extra equipment; in fact, one extra bus will be required on Routes No. 18 and No. 75, during the peak traffic periods.

In our further investigation of this request, the Commission has been also advised by its Traffic Service Committee consisting of Jack Bruce, Denver Traffic Engineer for the City and County of Denver; W. A. Baker, General Manager of The Denver Tramway Corporation; and J. L. McNeill, Transportation Engineer for the Commission. The Service Committee has made its own report as follows:

"It was unanimously agreed by the Committee that each route was worthy of a trial operation to determine actual patronage, subject to the customary provision that the trial be terminated at the end of thirty days if there is not sufficient revenue to pay current operating costs."

#### F I N D I N G S

##### THE COMMISSION FINDS:

Resulting from the instant proposal of the operating utility;

namely, Denver Tramway Corporation; from information submitted to the Commission in the form of Staff data and finally from the report of our Traffic Service Committee, we recognize there is a probably potential need for public transit service in the areas proposed. It appears that home construction is still under way in this whole southwest area and represents an increasing segment of the general riding public; however, we still have the unknown element of the volume of patronage which that public can develop.

Therefore, to determine the justification for service and before authorizing permanent transit service in the area, we will herewith approve the institution and maintenance of the above-described extensions of Routes Nos. 17, 18 and 75 by Denver Tramway Corporation, subject to the following conditions:

1. Grant a temporary permit authorizing a trial operation in order to determine actual patronage and revenues on the basis set forth herein; that this proposed service be established only with the understanding that the operation will be terminated at the end of a thirty-day trial period if there is not sufficient revenue to pay current operating expenses of approximately 49¢ per mile; that if patronage does not justify the continuance of the proposed service beyond the thirty-day period, it may be eliminated on three days' notice to the public in the area involved without a public hearing.
2. That, if the costs of operation are met during the thirty-day trial period, then the trial operation may be further extended on a temporary basis to firmly establish the volume of patronage and to determine the most practical manner of incorporating the extension into the system. Again, if patronage does not justify continuance of the temporary service, it may be eliminated on three days' notice to the public in the area involved without a public hearing.
3. That in connection with any trial operation, there will be ample publicity throughout the area to be served describing the proposed service. That said publicity is to clearly specify the fact that the service is only on a trial basis.

4. That The Denver Tramway Corporation keep an accurate record of passengers carried on the proposed service, and forward a weekly statement of operations to the Commission showing the results of this trial operation. Such statement will indicate the number of patrons, revenues, expenses, and passenger trend.

The Routings as prescribed herein are in the nature of tentative proposals and shall be subject to approval and issuance of appropriate permits by the City and County of Denver.

Further, the Commission recognizes that the commencement of a trial service, as proposed herein, must, of necessity, be subject to completion of the permit requirements as noted above, and the other formalities relative to labor agreements, location of bus stops, preparation of time schedules and operating details to be completed by Tramway; we will therefore only prescribe that service be started as soon as all operating details can be fully completed.

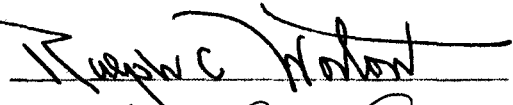


#### O R D E R

#### THE COMMISSION ORDERS:

That The Denver Tramway Corporation should be, and hereby is, permitted to institute service in accordance with the Findings hereinbefore set forth, which are made a part hereof, by reference.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 22nd day of March, 1957.

mls

*original*

(Decision No. 47594)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

BOARD OF COUNTY COMMISSIONERS OF  
THE COUNTY OF ADAMS, STATE OF  
COLORADO, COURT HOUSE, BRIGHTON,  
COLORADO,  
  
Complainant,  
  
vs.  
  
UNION PACIFIC RAILROAD COMPANY,  
560 DENVER CLUB BUILDING, DENVER,  
COLORADO,  
  
CHICAGO, BURLINGTON, AND QUINCY  
RAILROAD COMPANY, C. A. JOHNSON  
BUILDING, DENVER, COLORADO,  
  
Defendants.

CASE NO. 5127

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March 27, 1957  
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Appearances: Clifford Gobble, Esq., Brighton,  
Colorado, for Complainant;  
John C. Street, Esq., Denver,  
Colorado, for Chicago, Bur-  
lington and Quincy Railroad  
Company;  
A. L. Mueller, Esq., Denver,  
Colorado, and  
J. L. McNeill, Denver, Colorado,  
for the Commission.

S T A T E M E N T

By the Commission:

Complainant, Board of County Commissioners of Adams County, Colorado,  
complained of the Chicago, Burlington and Quincy Railroad Company that the 80th  
Avenue Crossing of the defendant railroad constituted a hazard to safety, and  
for an Order of this Commission compelling defendant railroad company to in-  
stall appropriate crossing signals.

The matter was duly heard, after due notice to all parties in  
interest, at the Hearing Room of the Commission, 330 State Office Building,

Denver, Colorado, at ten o'clock A. M., on February 26, 1957.

At said hearing, counsel for the Board of County Commissioners of Adams County, State of Colorado, and the defendant railroad, Chicago, Burlington and Quincy Railroad Company, requested a continuance in the matter, that a stipulation could be entered into between Complainant and Defendant.

Thereafter, the following stipulation was admitted as C. B. & Q. Exhibit "A" upon motion of counsel for Board of County Commissioners of Adams County and the said railroad company.

Said stipulation provides as follows:

"IT IS HEREBY STIPULATED in the above entitled proceeding, subject to approval and order of the Public Utilities Commission of the State of Colorado, by and between the BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ADAMS, STATE OF COLORADO, Complainant, hereinafter called the 'County,' and CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY, one of the defendants, hereinafter called the 'Railroad Company' as follows, to-wit:

- "1. The Complaint of the County herein shall be amended to include a request that the railroad grade crossing, and approaches thereto, over the right of way and railroad tracks of the Railroad Company by the public county road, commonly known and called 'East 80th Avenue,' at the Railroad Company's Mile Post 534.06, in Adams County, be relocated in a manner, and in accordance with the terms and conditions hereinafter stipulated and agreed to.
- "2. That said public road be relocated both north and south of the railroad tracks in such a manner that it will approach the right of way and tracks of the Railroad Company at substantially right angles, and that said existing crossing over said tracks be relocated at the place where said relocated roadway will intersect the same. The exact location of the new approach of said roadway and of the said relocated crossing shall be subject to agreement between the County and the Railroad Company, but the said crossing shall not be relocated more than one hundred and fifty feet (150') northeasterly of its present location.
- "3. That the County shall at its own expense provide, or cause to be provided, all proper grading, drainage, and surfacing for the relocated roadway and approaches on both the north and south sides of the relocated crossing, such grading and surfacing to extend on the north to within five (5) feet of the centerline of the main track of the Railroad Company as now located, and on the south to within five (5) feet of the centerline of the Railroad Company's storage track as now located, with the east leg of the Railroad Company's wye track on the south to be surfaced over but otherwise not removed or disturbed; and shall also provide the surfacing material to be used by the Railroad Company in surfacing said relocated crossing; and

shall establish and maintain on each side of said relocated crossing, a standard highway stop sign, red and white, if available; and shall relocate at a proper place on the north approach to said relocated crossing the standard highway advance railroad warning sign now located on the north approach to the existing crossing.

"4. The Railroad Company at its expense shall provide a new crossing, twenty-four (24) feet in width, in the proposed new location, providing all necessary new ties, rails, planks, accessories, standard reflectorized railroad crossbuck signs, and other materials, except the surfacing material.

"5. That, effective upon the opening of the new grade crossing over the right of way and tracks of the Railroad Company, the present crossing at about Mile Post 534.06 will be closed, and the Railroad Company will remove the crossing, and the County, in a manner to be approved by the Railroad Company, will grade down, and, if necessary, barricade the approaches to the existing crossing.

"6. That the County and the Railroad Company will proceed with all reasonable dispatch to relocate said roadway and crossing as hereinbefore provided and shall complete the same within forty-five (45) days from the date on which the Commission enters its order in this proceeding approving the terms of this stipulation. If either party should be prevented from completing the work to be done by it hereunder within the time specified by circumstances beyond its control, it may request the Commission for an extension of time.

"7. That the Commission's order approving the arrangement hereinbefore set forth shall provide that the Commission shall retain jurisdiction in the above-entitled and numbered proceeding, insofar as the County and Railroad Company are concerned, and without prejudice to either, and that the same may be reset for hearing, or other proceedings taken, as may be hereinafter ordered by the Commission upon its own motion or upon motion of either the County or the Railroad Company, on twenty (20) days' notice.

"Dated at Denver, Colorado, this twenty-sixth day of February, 1957.

BOARD OF COUNTY COMMISSIONERS OF  
ADAMS COUNTY

By: (Signed) Clifford J. Gobble, County Attorney

CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY

By: (Signed) W. L. Peck  
J. C. Street

Its Attorneys."

F I N D I N G S

THE COMMISSION FINDS:

That the above and foregoing Statement should be incorporated herein, by reference.

That the complaining parties and the defendant railroad company have agreed and stipulated for a relocation of grade crossing at 80th Avenue in Adams County, Colorado, and for other safety provisions.

That the respective parties agreed to continue hearing on said crossing, subject to the continuing jurisdiction of this Commission.

O R D E R

THE COMMISSION ORDERS:

That the stipulation entered into by and between the parties is hereby accepted and approved.

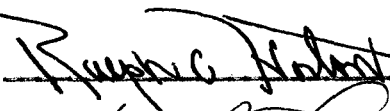


That the defendant railroad company proceed to comply forthwith with all of the terms, conditions, promises and obligations provided in said stipulation, in accordance with law and the rules and regulations of this Commission.

That said matter be continued for further hearing, upon the request of either party, or until further Order of the Commission, as circumstances and conditions may dictate, after the relocation of the 80th Avenue Crossing by the defendant railroad company.

That the Commission retain jurisdiction of the subject matter of said Complaint, and of the parties hereto, pursuant to this Order.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 27th day of March, 1957.



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE THE PRESCRIBED MILEAGES )  
BETWEEN THE DENVER UNION )  
STOCKYARDS TRUCK LOADING AND )  
UNLOADING CHUTES AND POINTS )  
ALONG U.S. HIGHWAY NO. 87 )  
NORTH TO FT. COLLINS, COLO. )  
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CASE NO. 1585

-----  
March 26, 1957  
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S T A T E M E N T

By the Commission:

It has come to the Commission's attention that on movements of livestock between the Denver Union Stockyards truck loading and unloading chutes and various points along U.S. No. 87 north to Ft. Collins, Colorado, a discrepancy exists in the mileage as published in The Motor Truck Common Carriers' Association, Agent, Local and Joint Tariff No. 12, Colorado P.U.C. No. 6, viz: 3rd Revised Page No. 276, Ft. Collins Traffic Circle (62 miles); 4th Revised Page No. 277, Loveland Traffic Circle (49 miles); and 4th Revised Page No. 277, Loveland (49 miles).

The Rate Department of the Commission, therefore, measured the distances involved by automobile speedometer readings beginning at the truck chutes at the Denver Union Stockyards, and the following route was used for the determination of the miles: To E. 46th Avenue and Franklin, thence along 46th Avenue to the Clover Leaf Interchange of the Valley Highway connecting to U.S. Highway No. 87 and thence along U.S. No. 87 to the above points. The speedometer readings at each traffic circle was taken at the north end of each circle. The circumference of the circle measures .4 (4/10) of a mile, wherein any movement from or to Ft. Collins or Loveland the distances to these points from Denver a difference of .2 (2/10) of a mile would not be considered in the total overall distance figure. It is the understanding of the Rate Department that the predominant movement of livestock is from northern Colorado to Denver. In either event the total of the two mileages would end with a fraction of over one-half of a mile,

wherein no difference would exist in the rates from or to these points.

On the determination of the distance to Loveland and Ft. Collins the following termination points were used in these respective towns:  
Loveland, Junction of U.S. No. 34 and U.S. No. 287 (14th and Lincoln Sts.)  
and in Ft. Collins State Highway No. 14, crossing over Union Pacific Tracks, thence Riverside Avenue, which runs into Jefferson Street; thence to Jefferson St. and College Avenue (also known as Junction of State Highway No. 14 and U.S. No. 287).

### F I N D I N G S

#### THE COMMISSION FINDS:

That the distances as shown below for the transportation of livestock, including horses, mules and asses, between the Denver Union Stockyards loading and unloading truck chutes and the named points shall be amended as follows:

Loveland, 50 miles  
Loveland Traffic Circle, 46 miles  
Ft. Collins Traffic Circle, 58 miles

For the determination of any points not specifically named in Section 8 (Pages 275 to 278, inclusive) to Motor Truck Common Carriers' Association, Agent, Local and Joint Tariff No. 12, Colorado P.U.C. No. 6, beyond the above specific named points, such distance will be determined by the addition of the actual mileage traveled over roads and bridges capable of handling trucks ordinarily used for transporting livestock to the mileages from the junction U.S. No. 34 and U.S. No. 287 in Loveland, Colorado and from the junction of Jefferson St. and North College Avenue in Ft. Collins, Colorado, wherein the junction points would be applicable under the determination of mileage in Section 8, 3rd Revised Page No. 265, Paragraph (D).

### O R D E R

#### THE COMMISSION ORDERS, That:

1. The statement and findings be and the same are hereby made a part hereof.
2. This order shall become effective forthwith.
3. The mileages as set forth in the findings shall on March 29, 1957, be the prescribed mileages of the Commission.

4. All private carriers by motor vehicle to the extent they are affected by the changes involved herein, shall publish, or cause to be published mileages which shall not be less than those herein prescribed for motor vehicle common carriers.

5. On and after March 29, 1957, the motor vehicle common carriers involved in the mileages as set forth in the findings shall cease and desist from using any other mileages than those herein set forth.

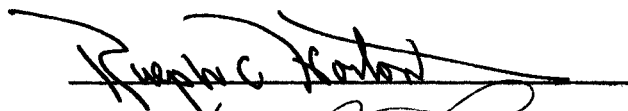
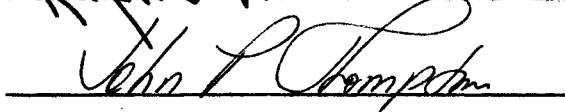

6. On and after March 29, 1957, all private carriers by motor vehicle, operating in competition with any motor vehicle common carrier affected by this order, shall cease and desist from using any other mileage which shall be less than those herein prescribed.

7. This order shall not be construed so as to compel a private carrier by motor vehicle to be, or become a motor vehicle common carrier, or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

8. The order entered in Case No. 1585 of February 5, 1936, as since amended, shall continue in force and effect until such further order of the Commission.

9. Jurisdiction is retained to make such further orders as may be necessary and proper.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners

Dated at Denver, Colorado,  
this 26th day of March, 1957.

mem

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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RE MOTOR VEHICLE OPERATIONS OF)  
JOE LUNDBERG, DOING BUSINESS AS )  
"GAMBLES STORE," SALEM, MISSOURI. )  
 )  
 )  
----- )

PERMIT NO. M-1296

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March 29, 1957  
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STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Joe Lundberg dba Gambles Store

requesting that Permit No. M-1296 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1296, heretofore issued to \_\_\_\_\_  
Joe Lundberg dba Gambles Store \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective March 19, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 29th day of March, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
BLACK HOPE URANIUM CORP., 863 SOUTH )  
DUDLEY, LAKEWOOD, COLORADO. )  
 )  
 )  
----- )

PERMIT NO. M-8521

-----  
March 29, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Black Hope Uranium Corp.

requesting that Permit No. M-8521 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8521, heretofore issued to \_\_\_\_\_  
Black Hope Uranium Corp. \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective June 30, 1956.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Horton  
John Thompson  
Joseph F. Negro  
Commissioners

Dated at Denver, Colorado,

this 29th day of March, 195 7.

Ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
ROSS A. MC CALLISTER AND ORVILLE C. )  
MC CALLISTER, JR., DOING BUSINESS AS )  
"MC CALLISTER USED CARS, 200 TRUMAN ) PERMIT NO. M-11507  
N.E., ALBUQUERQUE, NEW MEXICO. )  
-----)

-----  
March 29, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Ross A. McCallister and Orville C. McCallister, Jr. dba McCallister Used Cars  
requesting that Permit No. M-11507 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11507, heretofore issued to Ross A. McCallister &  
Orville C. McCallister, Jr. dba McCallister Used Cars be,  
and the same is hereby, declared cancelled effective March 21, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Hoot  
John P. Thompson  
Joseph F. Higgins  
Commissioners

Dated at Denver, Colorado,

this 29th day of March, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
JENARO ROMERO, 2930 CHAMPA STREET, )  
DENVER 5, COLORADO. )  
 )  
 )  
 )  
----- )

PERMIT NO. M-11512

-----  
March 29, 1957  
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STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Jenaro Romero

requesting that Permit No. M-11512 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11512, heretofore issued to \_\_\_\_\_  
Jenaro Romero \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective February 2, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Ralph C. Brown*  
*John P. Thompson*  
*Joseph J. Negro*  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,

this 29th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
HERMAN FOOS, 80 SOUTH HOYT, DENVER 15,)  
COLORADO. )  
 )  
 )  
 )  
----- )

PERMIT NO. M-11645

-----  
March 29, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Herman Foos

requesting that Permit No. M-11645 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

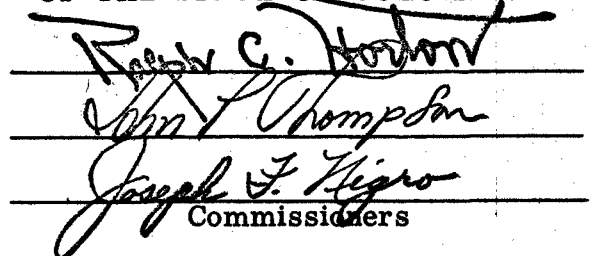
ORDER

THE COMMISSION ORDERS:

That Permit No. M-11645, heretofore issued to \_\_\_\_\_  
Herman Foos \_\_\_\_\_ be,

and the same is hereby, declared cancelled effective July 31, 1956.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners

Dated at Denver, Colorado,

this 29th day of March, 1957



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
GEORGE E. ALLEN, 113 WEST 7th, ) PUC No. 2332-I  
CHANDLER, OKLAHOMA. )  
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-----  
March 29, 1957  
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S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from George E. Allen, Chandler, Oklahoma, requesting that Certificate of Public Convenience and Necessity No. 2332-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

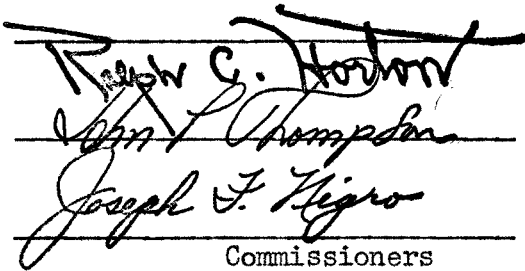
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 2332-I, heretofore issued to George E. Allen, Chandler, Oklahoma, be, and the same is hereby, declared cancelled effective March 7, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners

Dated at Denver, Colorado,  
this 29th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
RAYMOND C. OLSON, OGALLALA, ) PUC NO 2752-I  
NEBRASKA. )  
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-----  
March 29, 1957  
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S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Raymond C. Olson, Ogallala, Nebraska, requesting that Certificate of Public Convenience and Necessity No. 2752-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

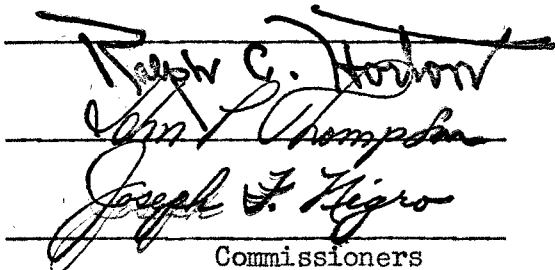
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 2752-I, heretofore issued to Raymond C. Olson, Ogallala, Nebraska, be, and the same is hereby, declared cancelled effective February 4, 1955.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners

Dated at Denver, Colorado,  
this 29th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
GUY A. BILLINGTON, SR., BENKELMAN, )  
NEBRASKA. )  
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PUC NO. 3663-I

-----  
March 29, 1957  
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S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Guy A. Billington, Sr., Benkelman, Nebraska, requesting that Certificate of Public Convenience and Necessity No. 3663-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

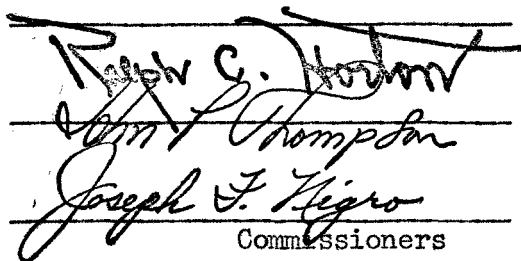
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 3663-I, heretofore issued to Guy A. Billington, Sr., Benkelman, Nebraska, be, and the same is hereby, declared cancelled effective March 25, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
Commissioners

Dated at Denver, Colorado,  
this 29th day of March, 1957.

ma

ginal

(Decision No. 47604)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF }  
SOUTHWESTERN TRANSPORTATION CO., }  
INC., 816 WATER STREET, CANON CITY, }  
COLORADO, FOR A CERTIFICATE OF PUB- }  
LIC CONVENIENCE AND NECESSITY TO }  
EXTEND OPERATIONS UNDER PUC NO. 268.)

APPLICATION NO. 15228-Extension

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-----  
March 27, 1957.  
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Appearances: Max C. Wilson, Esq., Canon City,  
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

On October 16, 1956, the above-styled application was filed with the Commission by Southwestern Transportation Co., Inc., seeking a certificate of public convenience and necessity, authorizing extension of operations under PUC No. 268, to include the right to transport, by motor vehicle, over irregular routes, commodities in bulk (except petroleum and petroleum products), in specialized vehicles, between all points within the State of Colorado.

The Commission is now advised that applicant no longer desires to prosecute said application.

F I N D I N G S

THE COMMISSION FINDS:

That said application should be dismissed, as requested by applicant herein.

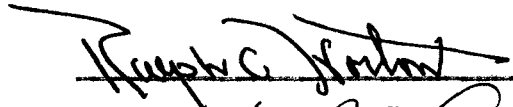
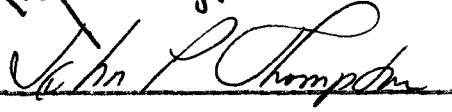
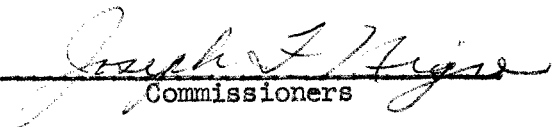
O R D E R

THE COMMISSION ORDERS:

That Application No. 15228 should be, and the same hereby is, dismissed, as requested by Applicant herein.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,  
this 27th day of March, 1957.

HW

(Decision No. 47605)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
RICHARD MONDRAGON, 418 WOOD STREET, )  
FORT COLLINS, COLORADO, FOR A CER- )  
TIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO OPERATE AS A COMMON )  
CARRIER BY MOTOR VEHICLE FOR HIRE. )  
----- )

APPLICATION NO. 15034  
SUPPLEMENTAL ORDER

-----  
March 27, 1957  
-----

Appearances: Hafer and Wenke, Esqs.,  
Fort Collins, Colorado,  
for Applicant;  
Gene E. Fischer, Esq.,  
Fort Collins, Colorado,  
for Francis D. Rickard  
and James D. Rickard.

S T A T E M E N T

By the Commission:

On March 7, 1957, by Decision No. 47475, the Commission granted the above-styled applicant a certificate of public convenience and necessity.

Subsequently, and on March 18, 1957, "Petition for Rehearing" was filed in said matter by Harold E. Hafer and Paul E. Wenke, Attorneys for Applicant, Fort Collins, Colorado.

The Commission has carefully re-examined the record and evidence in said matter, and the Examiner who heard the testimony at the original hearing has recommended that the "Petition for Rehearing" should be granted.

F I N D I N G S

THE COMMISSION FINDS:

That the Petition for Rehearing, filed March 18, 1957, should be granted, and that the instant application should be reset at some future date convenient to the Commission, with notice to all parties in interest.

O R D E R

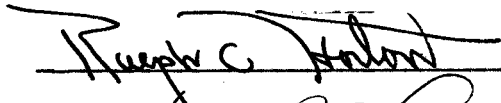
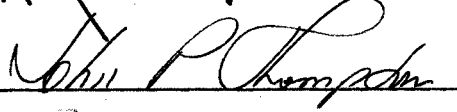

THE COMMISSION ORDERS:

That the Petition for Rehearing, filed March 18, 1957,  
be, and is hereby, granted.

That the instant application should be re-set for  
hearing at some future date convenient to the Commission, with  
notice to all interested parties.

This Order shall become effective as of the day and  
date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
Commissioners.

Dated at Denver, Colorado,  
this 27th day of March, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
LUCILLE M. SEABERT, DOING BUSINESS AS)  
"SEABERT PRODUCE, 57 GORDON AVENUE, )  
AKRON, COLORADO. )  
\_\_\_\_\_ )

PERMIT NO. M-2959

\_\_\_\_\_  
March 29, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

Lucille M. Seabert dba Seabert Produce

requesting that Permit No. M-2959 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2959, heretofore issued to \_\_\_\_\_

Lucille M. Seabert dba Seabert Produce be,

and the same is hereby, declared cancelled effective November 24, 1955.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Hinton  
John P. Thompson  
Joseph F. Higgs  
Commissioners

Dated at Denver, Colorado,

this 29th day of March, 1957



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
WILLIAM J. COTTER AND OWEN L. COTTER, )  
DOING BUSINESS AS " COTTER BROS. )  
STANDARD SERVICE," 1001 W. MISSISSI- )  
PPI, DENVER 23, COLORADO. )  
-----)

PERMIT NO. M-11111

-----  
March 29, 1957  
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STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
William J. Cotter and Owen L. Cotter dba Cotter Bros. Standard Service  
requesting that Permit No. M-11111 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11111, heretofore issued to \_\_\_\_\_  
William J. Cotter & Owen L. Cotter dba Cotter Bros. Standard Service. \_\_\_\_\_ be,  
and the same is hereby, declared cancelled effective December 6, 1956.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Gordon  
John P. Thompson  
Joseph F. Higgins  
Commissioners

Dated at Denver, Colorado,

this 29th day of March, 1957

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
JACK WEISBART AND ELZA A. BUMAN, )  
DOING BUSINESS AS "B & W TRUCK CO.," )  
BOX 517, BRUSH, COLORADO. )  
----- )

PERMIT NO. M-7806

-----  
March 29, 1957  
-----

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Jack Weisbart & Elza A. Buman dba B & W Truck Co.  
\_\_\_\_\_  
requesting that Permit No. M-7806 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7806, heretofore issued to \_\_\_\_\_  
Jack Weisbart & Elza A. Buman dba B & W Truck Co. \_\_\_\_\_ be,  
and the same is hereby, declared cancelled effective March 20, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*Ralph C. Horton*  
\_\_\_\_\_  
*John Thompson*  
\_\_\_\_\_  
*Joseph F. Negro*  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,  
this 29th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
WILLIAM R. MURROW, DOING BUSINESS AS )  
"MURROW'S GROCERY," ECKLEY, COLORADO. )  
\_\_\_\_\_) )  
\_\_\_\_\_)

PERMIT NO. M-85

\_\_\_\_\_  
March 29, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_

William R. Murrow dba Murrow's Grocery

requesting that Permit No. M-85 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-85, heretofore issued to William R.

Murrow dba Murrow's Grocery be,

and the same is hereby, declared cancelled effective August 31, 1956.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Gordon  
John P. Thompson  
Joseph J. Higgins  
Commissioners

Dated at Denver, Colorado,

this 29th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\*\*\*\*\*

RE MOTOR VEHICLE OPERATIONS OF)  
ALONZO J. AND EMMA G. BORDEN, DOING )  
BUSINESS AS "BORDENS RADIO & TV," )  
1922 SOUTH BROADWAY, DENVER 19, )  
COLORADO. )  
-----)

PERMIT NO. M-8300

-----  
March 29, 1957  
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STATEMENT

By the Commission:

The Commission is in receipt of a communication from \_\_\_\_\_  
Alonzo J. and Emma G. Borden dba Bordens Radio & TV  
requesting that Permit No. M-8300 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8300, heretofore issued to \_\_\_\_\_  
Alonzo J. and Emma G. Borden dba Bordens Radio & TV be,  
and the same is hereby, declared cancelled effective February 28, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Robert C. Hordant  
John P. Thompson  
Joseph F. Higgins  
Commissioners

Dated at Denver, Colorado,

this 29th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

RE MOTOR VEHICLE OPERATIONS OF )  
EUGENE SUMMERS, CREEDE, COLORADO. )  
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PUC NO. B-5163

-----  
March 29, 1957  
-----

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-5163 be suspended for six months from March 14, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

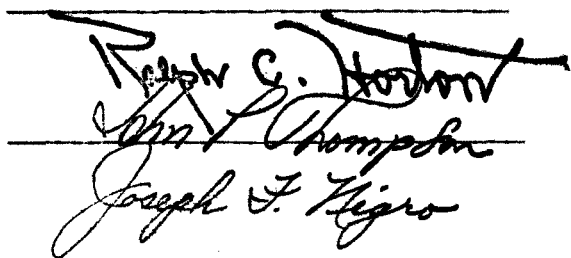
O R D E R

THE COMMISSION ORDERS:

That Eugene Summers be, and he is hereby, authorized to suspend his operations under Permit No. B-5163 until September 14, 1957.

That unless said permit holder shall, prior to the expiration of said suspension period, make a request in writing for the reinstatement of said permit, file insurance and otherwise comply with all rules and regulations of the Commission applicable to private carrier permits, said permit, without further action of the Commission, shall be revoked without the right to reinstate.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,  
this 29th day of March, 1957.

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
THE ATCHISON, TOPEKA AND SANTA FE )  
RAILWAY COMPANY FOR PERMISSION TO ) APPLICATION NO. 15019  
DISCONTINUE NEPESTA, PUEBLO COUNTY )  
COLORADO, AS A PREPAY STATION. )  
----- )

-----  
March 29, 1957  
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S T A T E M E N T

By the Commission:

Pursuant to the Rules and Regulations of this Commission Pertaining to Railroads and Express Companies Operating in the State of Colorado, The Atchison, Topeka and Santa Fe Railway Company, by its Attorneys, did, on January 22, 1957, file its petition requesting authority to abandon and remove certain trackage known as "Nepesta" in Pueblo County, Colorado, said abandonment to be effective on February 22, 1957.

Nepesta is located at Mile Post 590.2 on Applicant's main line from La Junta to Denver, being also some 28.6 miles easterly from Pueblo, Colorado.

According to the instant application, Nepesta has been only a prepay non-agency station since discontinuance of the agency at this point in 1931. There are no houses nor any community development in the immediate area; subsequent to the above-mentioned discontinuance, the depot building and rail water facilities have been removed. Nepesta is located on a gravel road in a rather isolated area on the south bank of the Arkansas River; it is one-half mile northeasterly from U. S. Highway No. 50, and one mile south from Colorado Highway No. 96, which are all-weather, asphalt-paved main highways. Applicant reports that in

the last five years there have been only seven cars loaded or unloaded at this siding, and in the last three years there was only one car handled. With the development of diesel-powered trains, there is less need for closely-spaced siding tracks; further, with the improvement of modern highways and truck vehicles, the transportation of livestock and agricultural products has been so diverted from rail movement that there are now no indications of a future need for the track. Applicant desires to remove the non-agency station from the Open and Prepay Station List, and to remove and salvage the non-perishable track materials for more advantageous use elsewhere, thereby eliminating maintenance expense, and seeking improved efficiency since the track is not needed for railroad operations.

Upon investigation of this matter by the Commission, it is found that the affected trackage has a capacity of 98 cars. Other investigation reveals the following facilities as noted near Nepesta:

<u>Mile Post</u>	<u>Station</u>	<u>Trackage</u>	<u>Capacity</u>
583.1	Fowler	Yard & Sidings	196 cars
587.5	Hamlet	Team track & Siding	81 "
590.2	Nepesta	Team Track & Siding	98 "
593.6	Haig	Siding	82 "
598.6	Boone	Yard & Sidings	136 "

Principal occupation of the area is agriculture and livestock. However, there has only been the siding and team track at Nepesta. A railroad stockyard is located at the above station of Haig, with sugar beet loading facilities at the adjacent station of Hamlet. It is proposed that carload shipment to or from the Nepesta area may be handled from any of the above stations.

Other investigation has revealed that the railroad company proposes to make signalling improvements in the immediate area and to further extend the siding track at Haig in order to conform with the modern practice of longer and faster freight trains.

It appears in this matter that there are ample rail facilities to meet the public needs of the region, and the current

trend of business as shown above can therefore leave no justification for the continued maintenance of this trackage where only one car was handled in the past three years.

As a matter of public information, a notice of the proposed track removal was posted in a conspicuous location at Nepesta on January 17, 1957, wherein it was indicated that any protests to the proposal should be forwarded to the Commission before February 22, 1957.

No protests having been submitted and none appearing in the Commission's files, the Commission determined to hear, and has heard, said matter forthwith, without further notice, upon the records and files herein.

#### F I N D I N G S

##### THE COMMISSION FINDS:

That public convenience and necessity in the Nepesta area can and is being adequately served by other existing stations and track facilities.

That safe and economical railroad operation does not require a team track and a siding at Nepesta, Colorado.

That the authority sought in the instant application should be granted.

#### O R D E R

##### THE COMMISSION ORDERS:

That the above Statement and Findings be made a part hereof by reference.

That The Atchison, Topeka and Santa Fe Railway Company, be, and it hereby is, authorized to discontinue the non-agency station of Nepesta, Colorado, and to remove said non-agency station from the Open and Prepay Station List.

That reference shall be made to this decision in the affected tariffs as required to show the closing of the station and as authority for said action.



That authority is hereby granted to The Atchison, Topeka and Santa Fe Railway Company to dismantle, abandon and take up the siding trackage at Mile Post 590.2 located at Nepesta, Pueblo County, Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

Ralph C. Horton  
John P. Thompson  
Joseph J. Higgs  
Commissioners.

Dated at Denver, Colorado,  
this 29th day of March, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )	
THE DENVER AND RIO GRANDE WESTERN )	
RAILROAD COMPANY, P. O. BOX 5482, )	APPLICATION NO. 15083
DENVER, COLORADO, FOR AUTHORITY TO )	
CONSTRUCT RAILROAD BRIDGE OVER )	
WELBY ROAD, ADAMS COUNTY, COLORADO. )	
----- )	

-----  
March 29, 1957  
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Appearances: T. A. White, Esq., Denver,  
Colorado, for Applicant;  
Harry A. Feder, Esq., Denver,  
Colorado, for Litvak Meat  
Company, Puritan Dairy;  
J. L. McNeill, Denver, Colo-  
rado, for the staff of  
the Commission.

S T A T E M E N T

By the Commission:

On February 18, 1957, The Denver and Rio Grande Western Railroad Company, authorized to do, and doing, business in the State of Colorado, filed its application with the Commission for authorization to construct an industry spur track, commencing at Station 124, as disclosed on Exhibit A, and extending easterly along the right-of-way of the Belt Line, across Welby Road, and thence on a curve to the left or north of said spur track as indicated in orange on said Exhibit A.

Applicant proposes to construct, operate, and maintain a railroad bridge across Welby Road, to carry said industry spur track thereover, making separation of grade between said spur track and said Welby Road.

The matter, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, March 19, 1957, and at the conclusion of the evidence, the matter

was taken under advisement.

Mr. Feder, Attorney for Litvak Meat Company and Puritan Dairy, stated his clients were appearing in support of the application, for the reason that it would be beneficial to his clients, and others similarly situated.

The evidence discloses that applicant operates, and for many years past has operated, a certain railroad, commonly known as "Denver Belt Line," which extends from a connection with the rails of applicant, at a point approximately four miles north of Union Station in Denver, near the North Yard of Applicant, in a general easterly direction to the Denver Union Stockyards, and to a connection with the Chicago, Rock Island and Pacific Railroad Company. Such operation is by virtue of a contract between Applicant and The Northwestern Terminal Railroad Company, under the terms of which Applicant is permitted to construct industry spur tracks connected with said Belt Line. The portion of the Belt Line material to this application is that segment thereof extending across Welby Road, in Adams County, Colorado, at Mile Post 2.35.

Exhibit B is a plan, showing the details of the construction of said railroad bridge, and Exhibit C is a statement, showing the cost of construction of said bridge, in the amount of \$14,890.00.

The evidence further disclosed that applicant, under date of February 11, 1957, entered into a written agreement with the Board of County Commissioners of Adams County, Colorado, with respect to the construction and maintenance of said railroad bridge. By the terms of said agreement, said railroad bridge will be constructed and maintained at the sole cost and expense of applicant.

It further appears that no public utility, municipality, corporation, or adjacent property owner is here protesting said application, and it appears none will be adversely affected by the proposed construction.

## F I N D I N G S

### THE COMMISSION FINDS:

That public convenience and necessity require the establishment and maintenance of a railroad bridge, on Welby Road, in Adams County, Colorado, at the location set forth in the Statement preceding and shown on Exhibit A, or near Mile Post 2.35, subject to compliance with the requirements as to construction, safety measures, operation, and maintenance set forth in the Order following, which said conditions the Commission finds are required in the public interest.

## O R D E R

### THE COMMISSION ORDERS:

That The Denver and Rio Grande Western Railroad Company, Denver, Colorado, should be, and it hereby is, authorized to construct, establish, maintain, and operate a railroad bridge over Welby Road, to carry an industry spur track thereover, making a separation of grade between said spur track and said Welby Road, at Mile Post 2.35, in Adams County, Colorado.

That said crossing shall be constructed in accordance with the plans submitted by the railroad at the hearing, as more clearly set forth in their Exhibits, which plans meet with this Commission's specifications relating to grade crossing.

That all expense incident to the installation, maintenance, and operation of said bridge crossing shall be borne by applicant, without expense to the State of Colorado, or to the County of Adams.

That jurisdiction is hereby retained in the matter by the Commission, to make such further order, or orders, as the Commission may deem necessary in the premises.

This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

*[Signature]*  
*[Signature]*  
*[Signature]*  
Commissioners.

Dated at Denver, Colorado,  
this 29th day of March, 1957.  
ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
THE ATCHISON, TOPEKA AND SANTA FE )  
RAILWAY COMPANY AND RAILWAY EXPRESS )  
AGENCY, INC., FOR PERMISSION TO ) APPLICATION NO. 14980  
CLOSE STATION AT HASTY, BENT COUNTY, )  
COLORADO, AS AN AGENCY STATION. )  
-----)

-----  
March 29, 1957  
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S T A T E M E N T

By the Commission:

By the instant application, The Atchison, Topeka and Santa Fe Railway Company and Railway Express Agency, Inc., seek authority from this Commission to close the railroad agency station now serving both companies at Hasty, Bent County, Colorado.

Hasty is located on U. S. Highway No. 50 approximately twenty-one miles west of Lamar, and sixteen miles east from Las Animas, Colorado. The community is not incorporated, estimated population is 175, railway service is by means of Applicant Railway Company's branch line which extends on the north side of the Arkansas River between Holly, Colorado and Swink, Colorado, and is served by a mixed train operating between these latter two stations three times per week in each direction. In the instant application, it is submitted that business during recent years has declined so that revenues are not sufficient to cover the cash outlay required for operation and maintenance of the station; further, that immediate prospects do not indicate any impending increase in business; hence, the closing is sought as a worthy and logical economy measure since it appears there is no longer sufficient public demand to justify continued operation of the station.

Pursuant to the Commission's Rules and Regulations Pertaining to Railroads and Express Companies Operating in Colorado, and under Rule No. 6 thereof, proper public notice was posted at the Hasty station describing the proposed withdrawal of agency service, and stating further that:

"Any person desiring to protest this proposed action is required to file a written protest with the Public Utilities Commission of the State of Colorado, Denver, Colorado, at least ten days prior to February 11, 1957."

No protests have been received by the Commission.

Investigation by the Commission reveals the following:

Rail facilities at Hasty, in addition to the main line and station building, include an industry track and a passing track. On the industry track are located a railroad-owned stockyard, some private gasoline storage tanks and an open yard area for freight car un-loadings. No change in these facilities is contemplated since local switching and carload service will be continued. Principal occupation in the area is irrigation farming and livestock feeding. More recently there has been some oil well drilling.

At Hasty there is a combination grocery and hardware store, a group of tourist cabins and three filling stations. Truck service is utilized for gasoline supply and for grocery store merchandise. An occasional L. C. L. shipment of candy or hardware has come in by rail.

Located some 6.4 miles to the east is the station of McClave where an agent is maintained. At 11.2 miles to the west an agent is also available at the Ft. Lyon station. Inquiry at both of these locations indicated that shipments destined for the Hasty area could be efficiently handled at either point. The present agent at Ft. Lyon reported he had been formerly stationed at Hasty, Colorado, and only recently transferred to the Ft. Lyon location because of the better prospects for continued business at the latter station. The Hasty station was being manned by a relief operator in accordance with standard labor practice of the railroad.

Other investigation revealed that the Hasty agent acted as a ticket agent for the Continental Bus System and that two eastbound and two westbound stops at the station were made daily. Our inquiry resulted in a reply from Mr. D. E. Moore, Traffic Manager, Wichita, Kansas, stating in part as follows:

"The Santa Fe Rail in Hasty, Colorado, acts as an agent for our company; however, we will be able to make other arrangements for agency representation in Hasty, Colorado, and we have no objections to the rail agency being closed."

A summary of the Hasty station business is as follows:

By: Santa Fe Railway

<u>Year</u>	<u>No. of Shipments</u>	<u>Revenue</u>	<u>Expenses</u>
Ending Nov. 1955	(Avg. 1 car)	\$2,616	\$4,400
Ending Nov. 1956	(per month)	2,273	4,256

By: Railway Express Agency

Ending Dec. 1955	25	115.00	\$11.48
Ending Dec. 1956	23	100.00	9.95

Relative to the service rendered to the public by the agent at Hasty, it appears there is a declining need and no public request for continuance has been submitted to the Commission. Alternate means to meet the existing service are readily available or will be provided as noted in the case of the Continental Bus Service. No change is anticipated in carload freight service since the switching and yard facilities will be available and it is common railroad practice to handle carload billings at a point other than origin or destination. It appears then that withdrawal of the agent will not unduly inconvenience railroad patrons in the Hasty area since no protests were forwarded to the Commission and the small volume of business handled will offer no burden to the alternate agency stations.

It is therefore the belief of the Commission that the proposed change is compatible with the public interest, and the Commission has determined to hear, and has heard, said matter forthwith without further notice, upon the records and files herein.

## F I N D I N G S

### THE COMMISSION FINDS:

That efficient railroad operation does not require the maintenance of an agent at the Hasty station, Hasty, Colorado.

That public convenience and necessity in the Hasty area can be adequately served by other agency stations.

That the foregoing Statement, by reference, is made a part of these Findings.

That authority sought in the instant application should be granted.

## O R D E R

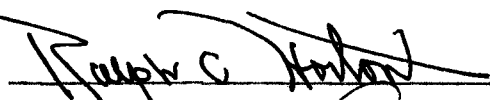
### THE COMMISSION ORDERS:

That Applicant, The Atchison, Topeka and Santa Fe Railway Company and Railway Express Agency, Inc., be, and hereby are, authorized to withdraw the services of a joint agent at Hasty, Bent County, Colorado, and to therewith close the station, effective April 1, 1957.

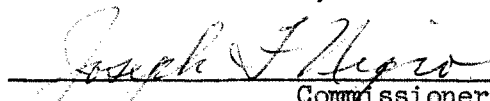
That reference shall be made to this decision in the affected tariff schedules to show the closing of said station and as authority for such action.

That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_

  
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\_\_\_\_\_

Commissioners.

Dated at Denver, Colorado,  
this 29th day of March, 1957.

ea



original

(Decision No. 47615)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF	}	<u>APPLICATION NO. 15166-PP-Extension</u>
ROBERT A. FRENCH, DOING BUSINESS AS		
"RIO GRANDE TRANSFER COMPANY," 302		
SOUTH EIGHTH STREET, COLORADO		
SPRINGS, COLORADO, FOR AUTHORITY TO		
EXTEND OPERATIONS UNDER PERMIT NO.	}	
B-4963.		

-----  
March 29, 1957  
-----

Appearances: C. Lee Goodbar, Jr., Esq.,  
Colorado Springs, Colo-  
rado, for Applicant;  
Barry, Hupp & Dawkins, Esqs.,  
Denver, Colorado, by John  
R. Barry, Esq., for McCann  
Brothers Transfer Company;  
Nicoll Warehousing Company,  
Inc.; Wandell & Lowe Trans-  
fer & Storage Co.; Cowan  
Transfer & Storage, Inc.

S T A T E M E N T

By the Commission:

By his application filed February 14, 1957, the applicant seeks authority to extend operations under Permit No. B-4963 to include the right to transport air cargo, from Peterson Field to points within a radius of twenty-five miles of Colorado Springs, Colorado; and also, removal of customer and size of truck restrictions presently on said Permit No. B-4963.

The matter was regularly set to be heard in Colorado Springs, Colorado, March 18, 1957, at which time and place it was agreed that the matter be continued for future hearing, upon due notice to all persons interested in or affected by the application. No reason appears why such continuance should not be granted.

F I N D I N G S

THE COMMISSION FINDS:


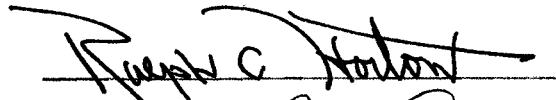
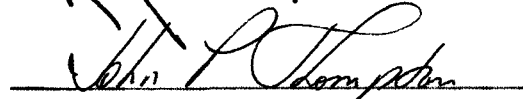
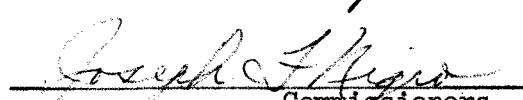
That the instant matter should be continued, to be heard at Colorado Springs, Colorado, on April 12, 1957.

O R D E R

THE COMMISSION ORDERS:

That hearing on the instant application should be, and it hereby is, continued, to be heard at the Little Theater, City Auditorium, Colorado Springs, Colorado, at 10:00 o'clock A. M., on April 12, 1957, with due notice to all interested parties.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 29th day of March, 1957.

mls

final

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF )  
RONALD A. KUNAU, 3145 WEST COLORADO, )  
COLORADO SPRINGS, COLORADO, FOR A )  
CLASS "B" PERMIT TO OPERATE AS A ) APPLICATION NO. 15165-PP  
PRIVATE CARRIER BY MOTOR VEHICLE )  
FOR HIRE. )  
----- )

-----  
March 29, 1957  
-----

Appearances: Ronald A. Kunau, Colorado  
Springs, Colorado, pro se.

S T A T E M E N T

By the Commission:

By his application filed February 18, 1957, the appli-  
cant seeks generally what is described as sand and gravel authority  
and also authority to haul ore and small grain between all points  
in the State of Colorado.

The matter was regularly set to be heard in Colorado  
Springs, Colorado, March 18, 1957, at which time and place it  
appeared and the applicant consented that the matter should be  
continued for future hearing, upon due notice to all persons  
interested in or affected by his application. No reason appears  
why such continuance should not be granted.

F I N D I N G S

THE COMMISSION FINDS:

That the instant matter should be continued, to be  
heard at Colorado Springs, Colorado, on April 12, 1957.

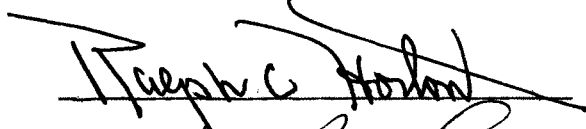

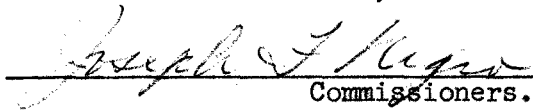
O R D E R

THE COMMISSION ORDERS:

That hearing on the instant application should be, and  
it hereby is, continued, to be heard at Little Theatre, City

Auditorium, in Colorado Springs, Colorado, at 10:00 o'clock A. M.,  
on April 12, 1957, with due notice to all interested parties.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 29th day of March, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE FAILURE OF )  
VARIOUS CORPORATIONS AND/OR PERSONS )  
TO COMPLETE APPLICATIONS FOR PERMITS )  
TO OPERATE AS COMMERCIAL CARRIERS )  
BY MOTOR VEHICLE OVER THE HIGHWAYS )  
OF THE STATE OF COLORADO. )  
-----

-----  
April 2, 1957  
-----

S T A T E M E N T

By the Commission:

The records of the Commission show that the corporations and/or persons listed in the order part of this decision have paid to the Commission the sum of \$3.00 as a filing fee for a Commercial Carrier Permit, pursuant to Senate Bill 301, Session Laws of 1955.

The records of the Commission further show that said corporations and/or persons have failed to complete their applications in one or more of the following particulars:

(a) Failure to file application as required by Rule 2 of Rules and Regulations Governing Commercial Carriers by motor vehicle;

(b) Failure to file a description of equipment of each truck, trailer or other vehicle used by said corporations and/or persons as required by Rules 7, 8 and 9 of said rules and regulations;

(c) Failure to file a certificate of insurance, as required by Rule 11 of said rules and regulations.

The records of the Commission further show that all of the corporations and/or persons listed in the order part of this decision have been duly notified by the Commission of their failure to comply with one or more of the above provisions.

F I N D I N G S

THE COMMISSION FINDS:

That the Statement should be made a part of this order.

That all of said proceedings heretofore instituted by the corporations and/or persons listed in the order part of this decision should be dismissed.

O R D E R

THE COMMISSION ORDERS:

That the Statement and Findings be, and the same hereby are, made a part of this Order.

That each of the application proceedings heretofore commenced by the following corporations and/or persons before this Commission, to obtain permits authorizing said corporations and/or persons to operate over the highways of this State as Commercial Carriers by Motor Vehicle be, and the same hereby are, dismissed.

Virgil Adams  
H. H. Allen  
Norman Anderson  
Associated Growers Inc.  
B & N Brokerage  
Art Baca  
Bachkora Transp. Co.  
Ballentine Produce Inc.  
Sidney Ballou  
Barber & Clark Produce Co.  
Ray L. Barrett  
J. B. Beaird Co. Inc.  
Paul W. & Mabel Beck  
Elliott Luther Belch  
Bemis Chevrolet Inc.  
Ronald Benson  
Berry & Thurman Transpn. Co.  
Bisesi Fruit Co.  
Gerry J. Blacker  
Elevins & Hopkins  
Ben Bolzer  
Jack Boyd Produce  
Victor R. Boyd  
Brooks Trucking Co.  
Leroy Brown  
Don Burks  
C & J Tank Service  
Ed Cahill  
Harold Carnes  
Buck Close  
Jim Collins  
Ed Cook  
Cow Canyon Trading Post  
Joe C. Craig  
Daugherty Motor Sales  
Dawson & Sannon  
Dial Fence & Wire Co.  
Diamond Black Leaf Co.  
C. E. Dodson  
Dorman Truck Service  
Dale Draper  
Thomas L. Dudman  
E. Z. Spuds  
Calvin Eaton  
Eisenhaur Bros.  
Harold Ekker  
El Rancho Milling Co. Inc.


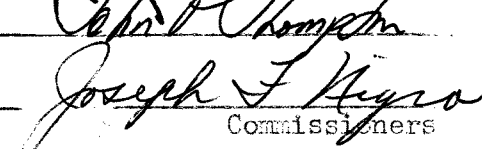
Rt. 2, Box 296, Ft. Worth, Texas  
Box 95, Queen City, Texas  
8801 N. Ridge Dr., Omaha, Nebraska  
Box 1527, Hereford, Texas  
1206 Sylvan Rd. SW, Atlanta, Georgia  
401 W St., Clovis, New Mexico  
Box 364, Ravenna, Nebraska  
1200 New US Hwy. 64-71, Alma, Arkansas  
2212 Tealford, Dallas, Texas  
426 SW Temple, Salt Lake City, Utah  
Morrill, Nebraska  
6200 St. Vincent Ave., Shreveport, La.  
3308 E. Monte Vista, Phoenix, Arizona  
Tyner, North Carolina  
111 W. Mill St., Plainville, Kansas  
Roosevelt, Utah  
1218 N. Wilson, Boise, Idaho  
French Mkt. 1 & 2, New Orleans, La.  
400 Dennison St., St. Francis, Kansas  
2113 LaVeta Dr. N.E., Albuquerque, N.M.  
Laurel, Montana  
1700 W. Cypress, Rogers, Arkansas  
507 E. 12th St., San Juan, Texas  
Tahoka, Texas  
Durant, Oklahoma  
1623 Q St., Sacramento, California  
294 Alamosa N.W., Albuquerque, N.M.  
1500 S. Zarzamora St., San Antonio, Tex.  
721 W. 3rd Ave., Perryton, Texas  
Vernon, Texas  
N. W. Apt. 29B, Corsicana, Texas  
2713 Adams N.E., Albuquerque, New Mexico  
P.O. Box 24, Bluff, Utah  
Encampment, Wyoming  
Portageville, Missouri  
2309 Grand Ave., Billings, Montana  
3608 Cochran St., Houston, Texas  
3525 Vandalia Rd., Des Moines, Iowa  
Box 782, Lewisville, Texas  
1654 W. 5th St., Irving, Texas  
Gen. Del., Edison, Nebraska  
2605 Wall St., Joplin, Missouri  
P. O. Box 774, Odessa, Texas  
1349 M St., Cozad, Nebraska  
P. O. Box 564, Claude, Texas  
Box 92, Loa, Utah  
100 West, Clovis, New Mexico

Farmers Market  
 Fay's Truck Terminal  
 Tom Fletcher Co.  
 H. W. Fogle  
 Jack T. Foster  
 Frank & Lucille's Market  
 Archie A. Gaines  
 Arturo M. Gallegos  
 Rojerio A. Gomez  
 Hub Goodwin  
 Gordon & Pope Supply Co.  
 John H. Graham & Wesley Kendrick  
 Harvey Griswold & Carol Lister  
 Billy J. Gunter  
 Gutierrez Bros.  
 Guyco Mfg. Co.  
 Robert G. Haining  
 Paul Hakes  
 Walter Hales Snyder Lbr. & Supply Co.  
 A. L. Hall  
 Grady Halmon  
 J. D. Halstead Lumber Co.  
 E. F. Hampton & N. M. Coats  
 Indo E. Hardman  
 Clayton Harward  
 Hatch City Cafe  
 Harold N. Hawkins  
 L. A. Hawkins, Jr.  
 W. H. Hayes  
 J. D. Haynes  
 George Hedrick  
 Helmway Trucking  
 Randall B. Herman  
 John Hildabrand  
 Carl A. Hillmert  
 Walter Hodge  
 Gilbert Holladay  
 William Huebner  
 L. Huffman  
 G. W. Hulbert  
 Loyd Hunt  
 Jackson Mfg. Co.  
 Lee Jarvis  
 William Jennings  
 Dale Jessup  
 Joe's Chevrolet Co.  
 Charlie Johnson  
 Clarence Johnson  
 A. G. Jones  
 Jones Lumber Co.  
 Wm. L. Kahn  
 Stanley R. Keeling  
 Edward Kell  
 John Kelley  
 Kennard Dist. Co.  
 Ken's Service Farm Supply

1806 E. 15th St., Cheyenne, Wyoming  
 10600 Central S.E., Albuquerque, N.M.  
 4701 S. E. 14th, Des Moines, Iowa  
 Box 1312, Freer, Texas  
 2046 Pritchard, Dallas, Texas  
 308 West Ave., Levelland, Texas  
 Garvin, Oklahoma  
 Gallina, New Mexico  
 P. O. Box 26, Questa, New Mexico  
 Elkhart, Kansas  
 2468 E. Lancaster, Ft. Worth, Texas  
 814 S. 4th, Raton, New Mexico  
 G/D K702 S. 5th St., Chickasha, Okla.  
 San Saba, Texas  
 51 N. Trenton, Tulsa, Oklahoma  
 222 E. Jackson Blvd., Elkhart, Indiana  
 1650 New Tampa Hiway, Lakeland, Fla.  
 Sidney, Nebraska  
 Snyder, Texas  
 6033 Walnut Dr., Ft. Worth, Texas  
 608 W. Mesquite, Coleman, Texas  
 Box 2440, Phoenix, Arizona  
 Bertram, Texas  
 Box 183, Franklin, Nebraska  
 Aurora, Utah  
 Delta, Utah  
 835 W. J St., Hastings, Nebraska  
 Box 1128, Mexia, Texas  
 1518 34th St., Lubbock, Texas  
 P. O. Box 116, Quanah, Texas  
 P. O. Box 159, Frederick, Oklahoma  
 2520 Park Circle, Salt Lake City, Utah  
 Mackay, Idaho  
 P. O. Box 8, Schneider, Indiana  
 318 Produce, San Antonio, Texas  
 Rt. 9, Box 2322, Waco, Texas  
 312 N. Bryan, Lamesa, Texas  
 Gen. Del., Oakes, North Dakota  
 229 E. Paris, South Bend, Indiana  
 Kirkwood, New York  
 Bicknell, Utah  
 Box 1905, Farmington, New Mexico  
 624 California S.E., Albuquerque, New Mex.  
 1003 W. 4th, Hearne, Texas  
 R. R. 6, Martinsville, Indiana  
 Martin, South Dakota  
 Box 513, Hearne, Texas  
 115 W. 4th Ave., Holdredge, Nebraska  
 4507 Janacia, Dallas, Texas  
 So. Main, Lusk, Wyoming  
 3933 Las Vegas Dr. S.W., Albuquerque, N.M.  
 1100 N. Huston, Amarillo, Texas  
 Rt. 3, Chickasha, Oklahoma  
 Gen. Del., Grove, Arkansas  
 106 S.E. 5th, Bethany, Oklahoma  
 U.S. 40, Vernal, Utah

That this order shall become effective ten days from the date hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
 Commissioners

Dated at Denver, Colorado,  
 this 2nd day of April, 1957.  
 ma

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE FAILURE OF )  
VARIOUS CORPORATIONS AND/OR PERSONS )  
TO COMPLETE APPLICATIONS FOR PERMITS )  
TO OPERATE AS COMMERCIAL CARRIERS )  
BY MOTOR VEHICLE OVER THE HIGHWAYS )  
OF THE STATE OF COLORADO. )  
-----

-----  
April 2, 1957  
-----

S T A T E M E N T

By the Commission:

The records of the Commission show that the corporations and/or persons listed in the order part of this decision have paid to the Commission the sum of \$3.00 as a filing fee for a Commercial Carrier Permit, pursuant to Senate Bill 301, Session Laws of 1955.

The records of the Commission further show that said corporations and/or persons have failed to complete their applications in one or more of the following particulars:

- (a) Failure to file application as required by Rule 2 of Rules and Regulations Governing Commercial Carriers by Motor Vehicle;
- (b) Failure to file a description of equipment of each truck, trailer or other vehicle used by said corporations and/or persons as required by Rules 7, 8 and 9 of said rules and regulations;
- (c) Failure to file a certificate of insurance, as required by Rule 11 of said rules and regulations.

The records of the Commission further show that all of the corporations and/or persons listed in the order part of this decision have been duly notified by the Commission of their failure to comply with one or more of the above provisions.

F I N D I N G S

THE COMMISSION FINDS:

That the Statement should be made a part of this order.

That all of said proceedings heretofore instituted by the corporations and/or persons listed in the order part of this decision should be dismissed.

O R D E R

THE COMMISSION ORDERS:

That the Statement and Findings be, and the same hereby are, made a part of this Order.



That each of the application proceedings heretofore commenced by the following corporations and/or persons before this Commission, to obtain permits authorizing said corporations and/or persons to operate over the highways of this State as Commercial Carriers by Motor Vehicle be, and the hereby are, dismissed.

Kirk-Coyle  
Milton Knibble  
Jack O. Komes  
Delos Lambert  
Robert A. Lambert  
J. A. Lawrence  
Charles C. Lennen  
R. L. Letson  
Herman Lind & Son  
Gabe Loevenstein  
W. B. Logan  
Ray Logston  
Lyman Motor Inc.  
Maddox Motor Co.  
Olin M. Maize  
James F. Manning  
Conner T. Martin  
Martinez Bros.  
Ysidoro Martinez  
Ford D. Massengale  
Willis D. McCann  
D. E. McCoy  
Charles McCulloch  
E. D. McCutchen  
S. P. McCutcheon  
McDonald Bros. Stone Co.  
Langford McTernon  
Means Produce Co.  
Floyd Mecham  
Jack Medlin  
Meinerz Creamery  
Herman L. Meyers  
Ed Middleton Produce  
Mike's Oil Co.  
Dean Miller  
Don F. Miller  
Mitchell Packing Co.  
W. W. Mitchell  
Dwight Moore  
W. C. Moorhead  
Morgan Motor Sales  
Jack Morrison  
Leslie Morrow  
Mountain States Steel Mill  
Mud Inc.  
Lee Munselle  
J. C. Norman  
Northeastern Lumber Co.  
O'Hara Distributing Co. Inc.  
W. J. Olive  
Pacific Poultry Inc.  
Leland Palmer  
B. H. Pannell  
Emmett Parish  
Tommy Pate  
Perry Produce  
E. J. & M. M. Peterson  
Phoenix Auto Auction  
Charles Picoult

Gen. Del., Fairview, Oklahoma  
Spring Branch, Texas  
1813 E. 4th, Box 186, North Platte, Nebraska  
6215 Wilson Circle, Omaha, Nebraska  
Gen. Del., Sidney, Nebraska  
Bremond, Texas  
Coolidge, Kansas  
210 Cleveland St., Weatherford, Texas  
Cut Bank, Montana  
Park, Kansas  
Rt. 3, Sherman, Texas  
225 Washington, Sherman, Texas  
461 W. 3rd South, Provo, Utah  
1403 Jill St., Sidney, Nebraska  
Gilman City, Missouri  
Box 723, Overton, Texas  
14th & Magnolia, Phoenix, Arizona  
1315 Zarzamora, San Antonio, Texas  
715 S. Tays St., El Paso, Texas  
Harrison, Arkansas  
3210 Spruce, Cedar Rapids, Iowa  
Aztec, New Mexico  
614 S. Preston, Dallas, Texas  
15 S. Xanthus St., Tulsa, Oklahoma  
7748 Maverick Rd., El Paso, Texas  
2308 W. Vickery Ave., Ft. Worth, Texas  
Gen. Del., Caruthersville, Missouri  
914 "B" St. N.W., Ardmore, Oklahoma  
Box 314, Roosevelt, Utah  
Gen. Del., Caruthersville, Missouri  
1500 W. North Ave., Milwaukee, Wisconsin  
944 S.W. 28th, Oklahoma City, Oklahoma  
Loxley, Alabama  
Box 345, Blackfoot, Idaho  
Lometa, Texas  
339S. Jackson, Kansas City, Missouri  
P. O. Box 111, Mitchell, South Dakota  
Estancia, New Mexico  
1015 N. 3rd Ave., Lamesa, Texas  
P. O. Box 926, Gallup, New Mexico  
714 S. Main, Salt Lake City, Utah  
1922 E. 15th, Cheyenne, Wyoming  
Box 263, Amherst, Texas  
Box 696, Provo, Utah  
308 N. Locke Ave., Farmington, New Mexico  
105 Alexander, Sweetwater, Texas  
Box 1031, Farmington, New Mexico  
209 N. Muskogee, Tahlequah, Oklahoma  
1500 S. Zarzamora, San Antonio, Texas  
220 Cummins Dr., Odessa, Texas  
2020 River Road, Junction City, Oregon  
Mineral Wells, Texas  
459 W. Grand Ave., Hot Springs, Arkansas  
3310 College Ave., Greenville, Texas  
Gen. Del., Hayti, Missouri  
552 S. 4th, Kansas City, Kansas  
1021 E. Lincoln Way, Cheyenne, Wyoming  
2201 W. Westward Blvd., Phoenix, Arizona  
1101 Monroe SE, Albuquerque, New Mexico

W. T. Piper  
 Curly Price  
 Queen City Salvage Inc.  
 Ready Mix Concrete Co.  
 R. W. Reddin  
 Ernest Reed  
 Rencher Concrete Products  
 Ricehouse Motors  
 Richardson Grain & Produce  
 R. G. Richardson  
 Melvin T. Richeson  
 Riebold Tool Co.  
 Weldon B. Roberts  
 John Robertson  
 E. F. Robinson  
 H. M. Robinson & Son  
 J. F. Rogers  
 Orvell Russell  
 Abel H. Salazar  
 Rafic Sarraf  
 Schollenbarger & Cazzola  
 A. W. Scott  
 Scott Sales & Auction Co.  
 Scott & Son  
 George Seifert Produce  
 Sepeda & Sons  
 Robert R. Sexson  
 Shiflett & Thompson  
 Herbert Showman & Chas Roudabush  
 Ed Simons  
 C. J. Sims  
 Dumas Slade Trucking Co.  
 Bobby Smith Trucking Co.  
 Earl Smith  
 Smith Grain Co. Inc.  
 L. E. Smith Pipe & Supply  
 W. O. Smith  
 Square Deal Fruit Market  
 Stalter Brothers  
 Summers & Myers Trucking Co.  
 Robert L. Suter  
 G. W. Sutherlin  
 C. T. Swinson & Sons  
 L. L. Taylor  
 Texboro Cabinet Corp.  
 H. F. Thomas  
 G.W. Touchstone  
 C. Townsend  
 Trailer Center  
 Treadway Bros.  
 Lino Trujillo, Jr.  
 F. V. Turner  
 Van's Trailer Sales  
 Tommye Lee Vanderslice  
 Ray Vawter  
 George V. Walls  
 Leon Walls  
 E. N. Walton  
 Wayne Iron Works  
 Webb Bros.  
 Audry E. Weeden  
 Western Leasing Co.  
 Western Steel Mfg. Co.  
 J. C. Whatley  
 G. R. White  
 Harold E. Whitman

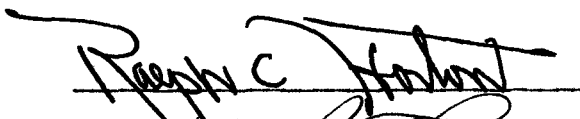

P. O. Box 362, Breckenridge, Texas  
 Rock Springs, Texas  
 Box 9051 Plaza Sta., Charlotte, N. Carolina  
 1216 17th Ave., Sidney, Nebraska  
 321 S. 13th, Frederick, Oklahoma  
 1038 Sunset Rd., Albuquerque, New Mexico  
 522 S. Miller, Farmington, New Mexico  
 Kansas City 29, Missouri  
 7119 Manchester, Houston, Texas  
 108 Buchanan, Amarillo, Texas  
 947 S. 3rd East, Salt Lake City, Utah  
 Box 567, Monahans, Texas  
 1401 S. Lamar, Weatherford, Texas  
 721 Westside Ave., Littlefield, Texas  
 1807 Belmont, Ft. Worth, Texas  
 404 $\frac{1}{2}$  E. Dewey, Sapulpa, Oklahoma  
 410 Fairway St., Sherwood, Arkansas  
 Box 327, Mineral Wells, Texas  
 702 E. Fay St., Edinburg, Texas  
 817 S. 7th St., Edinburg, Texas  
 P. O. Box 787, Springer, New Mexico  
 303 Pearson, McKinney, Texas  
 Rt. 1, Box 179, Cheyenne, Wyoming  
 2241 W. "B" St., Torrington, Wyoming  
 Scottsbluff, Nebraska  
 609 N. 10th St., Junction, Texas  
 Grant, Nebraska  
 9700 Kentucky, Kansas City, Missouri  
 4912 Ohio St., Omaha, Nebraska  
 Utopia, Texas  
 1516 Valley View, Mesquite, Texas  
 1061 Pen Rd., Santa Fe, New Mexico  
 318 E. Lee, Weatherford, Texas  
 Harrison, Arkansas  
 Limestone, Tennessee  
 901 Wichita St., Wichita Falls, Texas  
 3025 Purington, Ft. Worth, Texas  
 101 S. Chicago, Portales, New Mexico  
 1614 Main St., Lubbock, Texas  
 5519 Crawford Rd., El Paso, Texas  
 217 $\frac{1}{2}$  E. 17th St., Cheyenne, Wyoming  
 1101 N. Benton, Corsicana, Texas  
 4405 E. Columbus, Tampa 5, Florida  
 Callaway, Nebraska  
 Box 48, Mineral Wells, Texas  
 319 N. Carr, Sherman, Texas  
 1500 S. Zarzamora, San Antonio, Texas  
 Box 537, Kentland, Indiana  
 8761 N. E. Sandy Blvd., Portland 20, Oregon  
 Greenville, Texas  
 Box 105, Costillo, New Mexico  
 Rt. 1, Excelsior Springs, Missouri  
 3050 E. Washington, Phoenix, Arizona  
 Box 146, Mineola, Texas  
 P. O. Box 1143, Marshall, Texas  
 606 Milwaukee, Plainview, Texas  
 Altus, Oklahoma  
 107 San Lorenzo NW, Albuquerque, N. Mexico  
 Pembroke St. & Lincoln Hiway, Wayne, Pa.  
 Rt. 2, Box 301, Muskogee, Oklahoma  
 1417 Lincoln, Brownsville, Texas  
 912 Fillmore, Amarillo, Texas  
 Boise, Idaho  
 2845 Alex, Dallas, Texas  
 Rt. 1, Hennessey, Oklahoma  
 RFD 4, Bryan, Ohio

W. O. Wiggins  
W. J. Williams  
C. R. Wolfe  
Dick Woods Auto Sales  
Lee Wooten  
T. A. Yeager

511 Railroad St., Bayminette, Alabama  
P. O. Box 321, Amherst, Texas  
Star Route, Meers, Oklahoma  
3017 Ross Ave., Dallas, Texas  
1120 S. Preston, Dallas, Texas  
3114 B Emory, Lubbock, Texas

That this order shall become effective ten days from the date  
hereof.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
\_\_\_\_\_  
  
\_\_\_\_\_

  
\_\_\_\_\_  
Commissioners

Dated at Denver, Colorado,  
this 2nd day of April, 1957.

ma

original

(Decision No. 47619)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

IN THE MATTER OF THE APPLICATION OF	)	
THE WEICKER TRANSFER & STORAGE COM-	)	
PANY, 1700 FIFTEENTH STREET, DENVER,	)	
COLORADO, FOR AUTHORITY TO TRANSFER	)	APPLICATION NO. 15020-Transfer
PUC NO. 8 AND PUC NO. 8-I TO CENTEN-	)	<u>SUPPLEMENTAL ORDER</u>
NIAL TRUCK LINES, INC., 1700 FIFTEENTH	)	
STREET, DENVER, COLORADO.	)	
- - - - -	)	

- - - - -  
March 28, 1957  
- - - - -

Appearances: R. B. Danks, Esq., Denver,  
Colorado, for applicants;  
A. J. Fregeau, Denver, Colo-  
rado, for The Weicker  
Transfer & Storage Company;  
Kenneth Williamson, Golden,  
Colorado, for Westway  
Motor Freight.

S T A T E M E N T

By the Commission:

On the 28th day of February, 1957, by Decision No. 47412, Applicant Weicker Transfer & Storage Company, Denver, Colorado, was authorized to transfer PUC No. 8 and PUC No. 8-I to Centennial Truck Lines, Inc., Denver, Colorado, upon condition that transferor and transferee, in writing, advise the Commission that said certificate has been formally assigned; that said parties have accepted, and in the future will comply with, the conditions and requirements to be kept and performed by them, or either of them. The transfer of said authority was likewise made subject to the approval of the Interstate Commerce Commission of the transfer of the related interstate authority under Certificate MC-59800, copy of which approval was ordered to be filed with the Commission.

Applicants have now made application to the Commission for extension of time within which to file said acceptance of

said transfer inasmuch as the Interstate Commerce Commission has not yet approved the transfer of authority.

F I N D I N G S

THE COMMISSION FINDS:

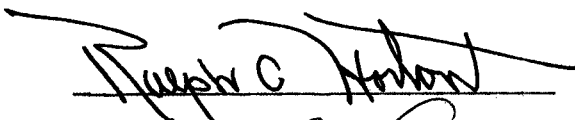


That the application for extension of time within which to file acceptance of the transfer of said authority set forth in Decision No. 47412, dated February 28, 1957, should be granted.

O R D E R

THE COMMISSION ORDERS:

That applicants herein be, and they are hereby, granted a 90-day extension of time from and after February 28, 1957 within which to comply with all of the terms and conditions set forth in Decision No. 47412, dated February 28, 1957.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

  
  
  
Commissioners.

Dated at Denver, Colorado,  
this 28th day of March, 1957.

ea