

original

(Decision No. 61000)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LEO J. COLSON, DOING BUSINESS AS)
"ALL-CITY RUBBISH REMOVAL," 654)
WOLFF STREET, DENVER, COLORADO, FOR)
AUTHORITY TO TRANSFER PUC NO. 3728) AUTHORITY NO. 19876-Transfer
TO CARL A. NELSON, DOING BUSINESS AS)
"ALL-CITY RUBBISH REMOVAL," ROUTE 1,)
BRIGHTON, COLORADO.)

July 15, 1963

Appearances: Russell A. Lippman, Esq.,
Denver, Colorado, for
Allan S. McLean;
Leo J. Colson, Denver,
Colorado, pro se;
Carl A. Nelson, Brighton,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Leo J. Colson, doing business as "All-City Rubbish Removal,"
Denver, Colorado, is the owner and operator of PUC No. 3728, author-
izing 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 dispos-
al places within the Counties of Adams,
Arapahoe, and Jefferson, State of Colo-
rado,

and by the instant application seeks authority to transfer said PUC No.
3728 to Carl A. Nelson, doing business as "All-City Rubbish Removal,"
Brighton, Colorado.

Said application, pursuant to prior setting, after appro-
priate notice to all parties in interest, was heard at the Hearing
Room of the Commission, 532 State Services Building, Denver, Colorado,

July 8, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Leo J. Colson testified that he is the owner of PUC No. 3728 and that he is doing business under the name of "All-City Rubbish Removal," at 654 Wolff Street, Denver, Colorado. He has entered into an agreement to transfer the certificate, together with a 1949 Chevrolet dump truck to the transferee, Carl A. Nelson, for a cash payment of \$1,350.00, plus the transferee's assumption of indebtedness to the previous transferor, Allan S. McLean, in the amount of approximately \$2,350.00. On cross-examination, Mr. Lippman brought out the fact that the original note executed by Leo J. Colson to Allan S. McLean when Colson purchased the business from McLean was \$2,500.00.

Carl A. Nelson testified that he had entered into an agreement with Leo J. Colson to purchase the said truck and certificate from Colson for the sum of \$1,350, plus his assumption of indebtedness to McLean in the approximate amount of \$2,350.00. He has driven a truck for many years and has worked with Colson for the past month in conducting the ash and trash business. He stated that he had a net worth of approximately \$24,000.00. On cross-examination by Mr. Lippman, he testified that the indebtedness of Colson to Allan S. McLean was being assumed by him and that it was to constitute a lien on the certificate.

Russell Lippman identified the contract entered into between Allan S. McLean and Leo J. Colson, whereby the said McLean transferred the said certificate to the said Colson. This contract was filed on March 25, 1963. The contract was admitted in evidence as Exhibit No. 1.

No one appeared in opposition to the granting of the proposed transfer.

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,

if any.

O R D E R

THE COMMISSION ORDERS:

That Leo J. Colson, doing business as "All-City Rubbish Removal," Denver, Colorado, be, and hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 3728 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Carl A. Nelson, doing business as "All-City Rubbish Removal, Brighton, Colorado; provided that the indebtedness of Leo J. Colson to Allan S. McLean, in the amount of \$2,350.00, shall constitute a lien against said PUC No. 3728.

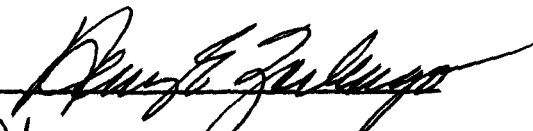
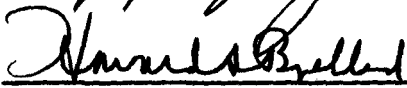

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements 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 15th day of July, 1963.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
SAMUEL BASILE, DOING BUSINESS AS)
"SAM'S ASH & TRASH HAULING SERVICE,")
1562 SOUTH BENTON STREET, DENVER,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 19875-Transfer
PUC NO. 3156 TO MONARCH DISPOSAL)
CO., 2519 WEST 11TH AVENUE, DENVER,)
COLORADO, AND 1129 BONNIE BRAE,)
RIVER FOREST, ILLINOIS.)

July 15, 1963

Appearances: Bennett S. Aisenberg, Esq.,
Denver, Colorado, for
Transferor and Transferee.

S T A T E M E N T

By the Commission:

Samuel Basile, doing business as "Sam's Ash & Trash Hauling Service," Denver, Colorado, is the owner and operator of PUC No. 3156, authorizing the transportation, on call and demand, of:

ashes, trash, and refuse, from and between points in the following described territory, to dumps and disposal places as may be designated or approved by the Health Authorities: Beginning at the intersection of Cornell Avenue and Federal Boulevard; thence north along Federal Boulevard to its intersection with West Colfax Avenue; thence along West Colfax Avenue to a point five miles west of the City of Golden, Colorado; thence south along a line extending five miles west of Golden, Colorado, to a point where said line intersects West Cornell Avenue extended; thence east to the point of beginning;

dirt, in that territory situated in the City and County of Denver, described as follows: West Colfax Avenue, on the north, Cornell Avenue, on the south, Sheridan Boulevard, on the west and Federal Boulevard, on the east;

dirt and garbage, in that territory situated in the County of Jefferson, State of Colorado,

described as follows: Bounded by the center line of West First Avenue, on the north; Sheridan Boulevard, on the east; West Jewell Avenue, on the south, and Kipling Street along West Alameda Avenue to an imaginary line one mile west of Morrison, on the west; provided that there be no transportation of dirt or garbage in that part of the above-described territory in the territory described as follows: Kipling Street, on the east; Ulysses Street on the west, West Alameda Avenue as extended to Ulysses Street, on the north, and an imaginary line running parallel to and being two thousand feet south of Alameda Avenue, on the South, and provided further, that no dirt shall be transported under authority herein granted that does not arise from and is incidental to, the hauling of trash, and for his trash and garbage customers, all of said hauling to be on call and demand;

ashes, 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 regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado,

and by the instant application seeks authority to transfer said PUC No. 3156 to Monarch Disposal Co., 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, 532 State Services Building, Denver, Colorado, July 8, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Samuel Basile testified that he is the owner of PUC No. 3156 and does business under the name of "Sam's Ash & Trash Hauling Service," 1562 South Benton Street, Denver 26, Colorado. This certificate is still operative and he desires to transfer the said certificate to the Monarch Disposal Co. His outstanding indebtedness is shown in the Exhibit attached to the application for transfer, except that the mortgage to the CIT Corporation in the amount of \$10,857.48, and the mortgage to the Jefferson County Bank in the amount of \$2,709.04 have been paid off. He further identified the Agreement of Sale attached to the

application for transfer as being the Agreement entered into between himself and the Monarch Disposal Co.

William Stepp testified that he is the President and sole owner of the Monarch Disposal Co., which now has established offices at 5410 Morrison Road, Denver, Colorado. He stated that Monarch presently holds no certificate or permit from the Commission. He himself, however, has been in the ash and trash business in Chicago for about 20 years. This business was sold last year and he came to Denver. He identified the Agreement attached to the application as the Agreement entered into between the Monarch Disposal Co. and Samuel Basile and briefly summarized the terms of the contract as contained therein. He stated that the Monarch Disposal Co. has applied for insurance coverage in case the transfer is authorized and that such company will comply with all the rules and regulations of the Commission.

No one appeared in opposition to the granting of the proposed transfer.

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, if any.

O R D E R

THE COMMISSION ORDERS:

That Samuel Basile, doing business as "Sam's Ash & Trash Hauling Service," Denver, Colorado, be, and hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 3156 -- with authority as set forth in the preceding Statement, which is made a part hereof, by reference -- to Monarch Disposal Co., 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,

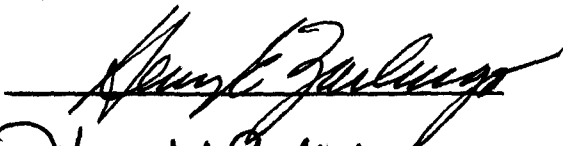
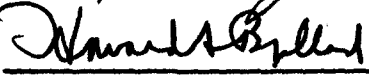
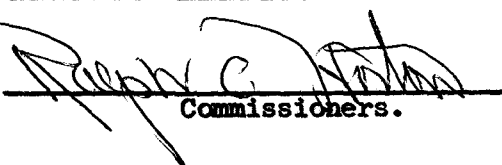
but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. 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 days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 15th day of July, 1963.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
GEORGE MARTINEZ, 2601 WEST 13TH,
DENVER, COLORADO.
-----)

PERMIT NO. M-1613

July 10, 1963
STATEMENT

By the Commission:

The Commission is in receipt of a communication from George Martinez,
Denver, Colorado
requesting that Permit No. M-1613 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1613, heretofore issued to George Martinez,
Denver, Colorado be,
and the same is hereby, declared cancelled effective March 16, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry C. Zaehner
Edward J. Billman
Ralph G. Anderson
Commissioners

Dated at Denver, Colorado,
this 11th day of July, 19 63.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GAS FACILITIES, INC., FIRST NATIONAL)
BANK BUILDING, DENVER, COLORADO, FOR) APPLICATION NO. 19835-Securities
AUTHORITY TO ISSUE SECURITIES.)
-----)

July 15, 1963

Appearances: Keith L. Brown, Esq.,
Denver, Colorado,
for Applicant;
J. M. McNulty, Denver,
Colorado, and
E. R. Thompson, Denver,
Colorado, for the Staff
of the Commission.

S T A T E M E N T

By the Commission:

On June 17, 1963, Gas Facilities, Inc. filed with this Commission an application for an Order authorizing it to issue \$19,990 of capital stock and authority to borrow the sum of \$25,000 from the Denver United States National Bank, Denver, Colorado, for a term of five (5) years, at an estimated interest rate of six per cent (6%) per annum.

By Commission's Decision and Order No. 60903, the matter was set for hearing after due notice to all interested parties, on July 8, 1963, at ten o'clock A. M., at 532 State Services Building, Denver, Colorado. At this time and place the application was heard and at the conclusion thereof, taken under advisement by the Commission.

No protests were filed prior to the hearing in regard to these matters, and no one appeared at the hearing in opposition to the granting of the authority sought.

Applicant, whose business address is 1130 First National Bank Building, Denver, Colorado, is a Colorado corporation. Its Articles of Incorporation, as amended, are on file with the Commission

in Application No. 19384, and set forth the fact that Gas Facilities, Inc. is authorized to issue 4,999 shares of capital stock, par value \$10.00. By Commission Decision and Order No. 59730, Gas Facilities, Inc. was authorized to issue 3,000 shares of its common stock, par value \$10.00, and also was authorized to borrow \$5,000 from the Denver United States National Bank, for a term of one (1) year, or less, at an interest rate of six per cent (6%).

Gas Facilities, Inc. operates a propane gas distribution system in certain areas of Eagle County, Colorado, known generally as the "Vail Pass Ski Area." It began distribution of propane gas late in December, 1962. Since that date, it has expanded its distribution system and has taken in \$23,352 of gas revenues.

In order to finance these additional facilities during the fore part of 1963, the stockholders advanced funds to the gas company totaling \$19,990. Gas Facilities, Inc. now proposes to issue \$19,990 of common stock to the present stockholders in payment of the funds advanced by them. Also, because of the anticipated growth of the company's facilities, Gas Facilities, Inc. has a tentative agreement with the Denver United States National Bank to borrow \$25,000 as needed.

Gas Facilities, Inc. did not borrow the \$5,000 previously authorized and now the present tentative agreement with the bank supersedes the agreement to borrow the \$5,000. It is understood that the proposed debt financing will not exceed \$25,000.

Applicant's witness, Mr. Arnold E. Raether, Treasurer and Assistant Secretary, testified that the gas requirements of the ski area required considerable additional gas facilities than were estimated in November, 1962, when it acquired its certificate of public convenience and necessity and, thus, it needs additional financing as proposed herein. Mr. Raether testified that because of the cool weather in summer, a summer gas load is also developing, and it appears that the company's operations will be profitable.

As evidence of Gas Facilities, Inc.'s financial position, there was introduced into evidence its Balance Sheet at June 30, 1963, and its Statement of Income for the six months ending June 30, 1963.

Mr. Raether in response to questions on cross examination stated that he felt that Gas Facilities, Inc. would be able to service its debt satisfactorily and indicated that if the company should experience periods of poor earnings, it would look to its stockholders to provide such funds as necessary to maintain adequate gas service. He also stated that certain stockholders of Gas Facilities, Inc. are also interested in the Vail Pass ski development, and that the gas service supplied by Gas Facilities, Inc. is one of the necessary public utility services needed in the Vail Pass ski area.

Applicant's witness stated that it would file with the Commission, as a late-filed exhibit, a copy of the Resolution of the Board of Directors, authorizing the issuance of securities set forth herein.

F I N D I N G S

THE COMMISSION FINDS:

That Applicant, Gas Facilities, Inc., a Colorado corporation, is a public utility as defined by Chapter 115-1-3, Colorado Revised Statutes, 1953.

That this Commission has jurisdiction of said Applicant and the subject matter of this application.

That the Commission is fully advised in the premises.

That the issuance of 1,999 shares of common stock, par value \$10.00, should be authorized and approved.

That the proposed borrowing of \$25,000 from the Denver United States National Bank for an estimated term of five (5) years, at an interest rate of six per cent (6%) per annum, should be authorized and approved.

That these securities transactions are not inconsistent with the public interest.

That the purpose or purposes thereof are permitted and are consistent with the provisions of Chapter 115, Colorado Revised Statutes, 1953, and that the issuance of such securities as hereinabove set forth is reasonably required and necessary for its proper corporate financing.

That the Order sought should be issued and should be made effective forthwith.

O R D E R

THE COMMISSION ORDERS:

That the issuance of 1,999 shares of common stock par value of \$10.00, of Gas Facilities, Inc., in the amount of \$19,990 be, and the same is hereby, authorized and approved.

That the proposed borrowing of \$25,000 from the Denver United States National Bank for an estimated term of five (5) years, at an interest rate of six per cent (6%) per annum, be, and the same is hereby, authorized and approved.

That nothing herein contained shall be construed to imply any recommendation or guaranty of, or any obligation with respect to the securities authorized herein, or to the interest thereon, on the part of the State of Colorado.

That within sixty (60) days of the date hereof, or the date of the execution of the instrument or instruments in connection with the borrowing of the \$25,000 from the Denver United States National Bank, Gas Facilities, Inc. shall so notify this Commission, and furnish one conformed copy of each of the executed instruments.

That the Commission retains jurisdiction of these proceedings to the end that it may make such further order, or orders, in the premises as to it may seem to be proper and desirable.

That the authority herein granted shall be exercised from and after this date, this Order being made effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Stanley J. ...
David ...
Joseph C. ...
Commissioners.

Dated at Denver, Colorado,
this 15th day of July, 1963.

original

(Decision No. 61004)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
DEWEY BIBBEY, 2020 - 5TH AVENUE,)	
GREELEY, COLORADO, FOR AUTHORITY)	
TO TRANSFER PUC NO. 535 TO CHARLES)	<u>APPLICATION NO. 19839-Transfer</u>
LYNN KEIRNES, EATON, COLORADO.)	
-----)	

IN THE MATTER OF THE APPLICATION OF)	
CHARLES LYNN KEIRNES, ALSO KNOWN AS)	
"LYNN KEIRNES," EATON, COLORADO, FOR)	
AUTHORITY TO MORTGAGE PUC NO. 535)	<u>APPLICATION NO. 19877-Mortgage</u>
(IN THE EVENT TRANSFER OF SAID CER-)	
TIFICATE TO HIM IS AUTHORIZED), PUC)	
NO. 843-I AND PUC NO. 1371 TO WELD)	
COUNTY BANK, GREELEY, COLORADO.)	
-----)	

July 15, 1963

Appearances: John J. Dooley, Esq.,
Greeley, Colorado, for
Transferor and Transferee,
and for Weld County Bank;
Donald R. Schaefer, Windsor,
Colorado, for J. J.
Schaefer Livestock Hauling,
Inc., as their interest
may appear.

S T A T E M E N T

By the Commission:

Dewey Bibbey is the owner and operator of PUC No. 535,
authorizing transportation of:

Only livestock from point to point in ter-
ritory extending 18 miles North of Greeley,
20 miles East thereof, 20 miles South, and
10 miles West, and between points in said
territory and other points in the State of
Colorado,

and, by Application No. 19839-Transfer, seeks authority to transfer
said PUC No. 535 to Charles Lynn Keirnes, Eaton, Colorado, and by
Application No. 19877-Mortgage, said Charles Lynn Keirnes, also known
as "Lynn Keirnes," Eaton, Colorado, in the event the transfer of PUC
No. 535 is granted, seeks authority to mortgage said PUC No. 535 and
PUC No. 843-I and PUC No. 1371 (now owned by him), to the Weld County
Bank, Greeley, Colorado.

Said applications, pursuant to prior setting after appropriate notice to all parties in interest, were consolidated for hearing and heard at the Court House, Greeley, Colorado, July 9, 1963, and at the conclusion of the evidence, the matters were taken under advisement.

Dewey Bibbey, of 2020 - 5th Avenue, Greeley, Colorado, testified that he is the owner of PUC No. 535 and that he has entered into a contract with Charles Lynn Keirnes for the sale of such certificate. A photostatic copy of the agreement between these parties is attached to the application for transfer. Also attached to the application for transfer is a statement by Dewey Bibbey of his indebtedness, showing that he owed at that time \$18,711.65 to the Weld County Bank. Mr. Bibbey testified that such debt had been paid and further that the agreement referred to has been complied with in all respects. He stated that he has known the transferee for many years; that the transferee has operated a similar business and that he is competent to furnish the requisite service to the public. The entire interest of the transferor in the said certificate is to be transferred.

Charles L. Keirnes, of Eaton, Colorado, testified that he owns PUC No. 843-I and PUC No. 1371, and has offices at Eaton. If the transfer here in question is authorized, Keirnes intends to maintain the Bibbey offices in Greeley. He identified the contract attached to the application for transfer, and stated that such contract sets forth the complete terms of the agreement between himself and the transferor. He stated that his financial statement attached to the application is substantially the same now as it was then except for necessary adjustments caused by the execution of the contract for the purchase of the Bibbey certificate. He wishes to mortgage all three certificates, viz., PUC No. 1371, PUC No. 535, and PUC No. 843-I, to the Weld County Bank, to secure a loan from such Bank in the amount of \$145,000.00.

Brook Sheldon testified that he is the Assistant Vice President of the Weld County Bank, and that he is familiar with the

finances of both the transferor and transferee as well as their respective businesses. He stated that Dewey Bibbey has paid off his loan to the Weld County Bank and that Charles L. Keirnes has a participating SBA loan at the Weld County Bank in the amount of \$145,000.00. Keirnes is financially competent in his opinion. The \$145,000.00 loan is secured by a chattel mortgage on the equipment owned by Keirnes, but the Bank feels that it would be advisable for the loan to also be secured by a lien on the certificates under which such equipment is operated.

No one appeared in opposition to the proposed transfer and mortgage.

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, if any.

That the proposed mortgage of said PUC No. 535, PUC No. 843-I, and PUC No. 1371 should be authorized.

O R D E R

THE COMMISSION ORDERS:

That Dewey Bibbey, Greeley, Colorado, be, and hereby is, authorized to transfer all his right, title and interest in and to PUC No. 535 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Charles Lynn Keirnes, also known as "Lynn Keirnes," Eaton, 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.

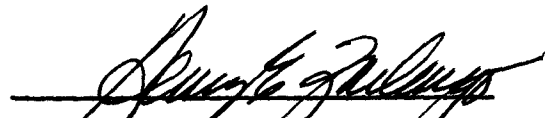
The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

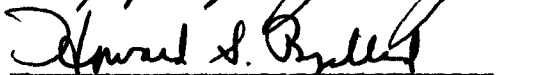
The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

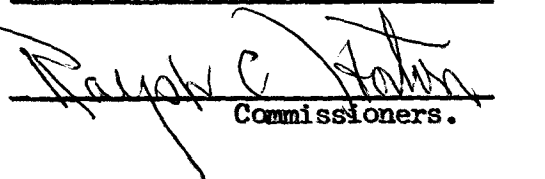
That Charles Lynn Keirnes, also known as "Lynn Keirnes," Eaton, Colorado, be, and hereby is, authorized to mortgage PUC No. 535, PUC No. 843-I and PUC No. 1371 to the Weld County Bank, Greeley, Colorado, to secure a loan in the amount of \$145,000.00

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 15th day of July, 1963.

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original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEORGE RUPPLE, 408 FIFTEENTH STREET,)
GREELEY, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 4856 TO HUBERT E.)
LEE AND RICHARD L. BLAIR, DOING)
BUSINESS AS "THE WAY RUBBISH RE-)
MOVAL," 528 TWENTY-SECOND STREET,)
GREELEY, COLORADO.)
-----)

APPLICATION NO. 19838-Transfer

July 15, 1963

Appearances: George Ruppel, Greeley,
Colorado, pro se;
Hubert E. Lee, Greeley,
Colorado, pro se;
Richard L. Blair, Greeley,
Colorado, pro se.

S T A T E M E N T

By the Commission:

George Ruppel, Greeley, Colorado, is the owner and operator of PUC No. 4856, authorizing transportation of:

ashes, trash, and other waste materials, from point to point within the City of Greeley, Colorado, and a ten-mile radius thereof, to regularly-designated and approved dumps and disposal places in Weld County, Colorado,

and, by the instant application, seeks authority to transfer said PUC No. 4856 to Hubert E. Lee and Richard L. Blair, doing business as "The Way Rubbish Removal," Greeley, Colorado.

Said application, pursuant to prior setting after appropriate notice to all parties in interest, was heard at the Court House, Greeley, Colorado, July 9, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Hubert E. Lee testified that he and his partner, Richard L. Blair, have entered into an agreement to purchase PUC No. 4856 from the owner, George Ruppel, and that the terms of such agreement are set forth in the offer and acceptance attached to the application for

transfer. He states that the consideration for the transfer, in the amount of \$2,000.00, has been paid to George Ruppel; that he and his partner, Richard L. Blair, have some 22 years experience in the trucking business, and they have operated PUC No. 4856 under Temporary Authority for the past two months. The transfer is being made because of ill health of George Ruppel.

George Ruppel testified that he wishes to dispose of his business because of his ill health; that he has received the \$2,000.00 payment referred to in the offer and acceptance attached to the application for transfer, and that he considers the transferees competent and able to conduct the business.

Attached to the application for transfer are a statement of no indebtedness filed by George Ruppel, a statement of net worth of Hubert E. Lee showing a net worth of almost \$60,000.00, and a similar statement by Richard L. Blair showing a net worth of some \$22,000.00.

No one appeared in opposition to the proposed transfer.

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, if any.

O R D E R

THE COMMISSION ORDERS:

That George Ruppel, Greeley, Colorado, be, and hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 4856 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Hubert E. Lee and Richard L. Blair, doing business as "The Way Rubbish Removal," Greeley, 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



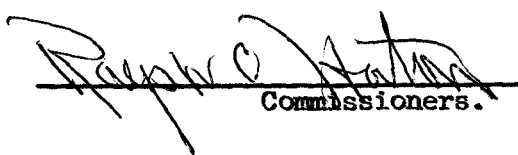
that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall 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.

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 15th day of July, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
MARSHALL ANDERSON AND EUNICE ANDER-)	
SON, DOING BUSINESS AS "YELLOW CAB)	
& DELIVERY SERVICE," 2412 8TH AVE-)	
NUE, GREELEY, COLORADO, FOR AUTHOR-)	APPLICATION NO. 19870-Transfer
ITY TO TRANSFER PUC NO. 545 TO)	
STANTON R. RAPP, DOING BUSINESS AS)	
"YELLOW CAB AND DELIVERY SERVICE,")	
GREELEY, COLORADO.)	
-----)	

July 15, 1963

Appearances: Melvin Dinner, Esq.,
Greeley, Colorado,
for Transferors and
Transferee.

S T A T E M E N T

By the Commission:

Marshall Anderson and Eunice Anderson, doing business as
"Yellow Cab & Delivery Service," Greeley, Colorado, are the owners
and operators of PUC No. 545, authorizing:

Transportation of passengers, baggage and trunks
from point to point within a radius of 4 miles
of the Weld County Court House and between points
within said area and other points in the State of
Colorado. Applicant shall not operate outside of
the City of Greeley on schedule except to and from
LaSalle, Colorado, for the purpose of meeting UP
trains Nos. 15 and 13. Package and delivery system
for hire from retail stores in Greeley to points
within a radius of 4 miles of the Court House in
Greeley, with back-haul of trade-ins or returned
merchandise, subject to the following conditions:
(1) That applicants, in performing such service,
shall not operate any equipment except taxicabs
and one truck with rated capacity of 3/4 tons or
less; (2) That no shipments shall be picked up
at any one point of origin for delivery to any
customer weighing in excess of 200 pounds, except
that said maximum shall not apply to "furniture
and household furnishings" and feed sold by retail
stores in Greeley, unless said service is rendered
between points on the routes of line-haul motor
vehicle common carriers,

and, by the instant application, seek authority to transfer said PUC
No. 545 to Stanton R. Rapp, doing business as "Yellow Cab and Delivery
Service," Greeley, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Greeley, Colorado, July 9, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Marshall Anderson testified that he and his wife Eunice are the owners of PUC No. 545 in joint tenancy and that they desire to transfer this certificate to Stanton R. Rapp. Marshall Anderson and Eunice Anderson are presently doing business under the trade name of "Yellow Cab & Delivery Service," and they desire that Stanton R. Rapp, the transferee, be allowed to continue to operate under such trade name. He and his wife have no debts connected with the business other than current obligations which he and his wife will pay.

Stanton R. Rapp, of 2605 10th Street, Greeley, Colorado, testified that his net worth is approximately \$90,000.00; that he is experienced in the operation of motor vehicles and that he intends to operate the cab company from offices in Evans, Colorado (Post Office Box 637). Mr. Rapp further testified that Evans, Colorado, is within a radius of four miles of the Weld County Court house.

Attached to the application for transfer are a statement of outstanding indebtedness of the transferor, a financial statement of the transferee, and the agreement between the parties setting forth the term of the transfer.

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

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, if any.

O R D E R

THE COMMISSION ORDERS:

That Marshall Anderson and Eunice Anderson, doing business as "Yellow Cab & Delivery Service," Greeley, Colorado, be, and hereby are,

authorized to transfer all their right, title, and interest in and to PUC No. 545 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Stanton R. Rapp, doing business as "Yellow Cab and Delivery Service," Greeley, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

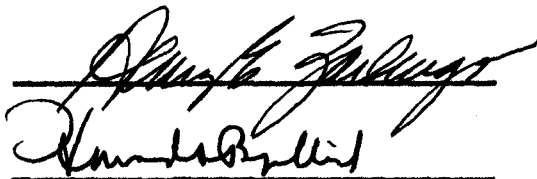
That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements 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 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.

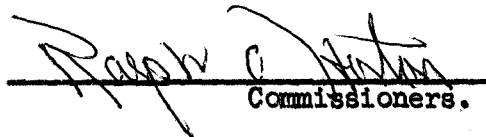
The right of transferee to operate under this Order shall depend upon the prior filing by transferors of delinquent reports, if any, covering operations under said certificate up to time of transfer of said certificate.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Donald B. Smith



Ralph C. Hunter
Commissioners.

Dated at Denver, Colorado,
this 15th day of July, 1963.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LOREN C. COLUMBIA, DOING BUSINESS)
AS "MORGAN CAB CO.," 915 MEEKER)
STREET, FORT MORGAN, COLORADO, FOR)
AUTHORITY TO TRANSFER PUC NO. 1416) APPLICATION NO. 19836-Transfer
TO MARK L. HANSON, DOING BUSINESS)
AS "MORGAN CAB CO.," 511 EAST CIR-)
CLE DRIVE, FORT MORGAN, COLORADO.)
-----)

July 15, 1963

Appearances: Loren C. Columbia, Fort
Morgan, Colorado, pro se;
Mark L. Hanson, Fort Morgan,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Loren C. Columbia, doing business as "Morgan Cab Co.,"
Fort Morgan, Colorado, is the owner and operator of PUC No. 1416,
authorizing:

conduct of a taxi service, over irregular
routes, on call and demand, between points
within a radius of fifty miles of the city
of Fort Morgan, Colorado,

and by the instant application, seeks authority to transfer said PUC
No. 1416 to Mark L. Hanson, doing business as "Morgan Cab Co.,"
Fort Morgan, Colorado.

Said application, pursuant to prior setting, after appro-
priate notice to all parties in interest, was heard at the Court
House, Greeley, Colorado, July 9, 1963, and at the conclusion of the
evidence, the matter was taken under advisement.

Loren C. Columbia, of 915 Meeker Street, Fort Morgan, Colo-
rado, testified that he is the owner of PUC No. 1416 and does business
under the name of "Morgan Cab Co.," and that he wishes to transfer
such certificate to Mark L. Hanson. He stated that he had no business
debts and that the total sales price was \$3,500.00.

Mark L. Hanson, of 511 East Circle Drive, Fort Morgan, Colorado, testified that he had entered into an agreement with Loren C. Columbia to purchase his certificate, as well as his designated equipment for the specified price of \$3,500.00; that he has a net worth of over \$10,000.00; that he has operated the taxi service for some six months and feels that he is experienced in this line of operation.

Attached to the application for transfer are a notice of transfer, an affidavit of transfer, and a financial statement.

No one appeared in opposition to the proposed transfer.

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, if any.

O R D E R

THE COMMISSION ORDERS:

That Loren C. Columbia, doing business as "Morgan Cab Co.," Fort Morgan, Colorado, be, and hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 1416 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Mark L. Hanson, doing business as "Morgan Cab Co.," Fort Morgan, 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

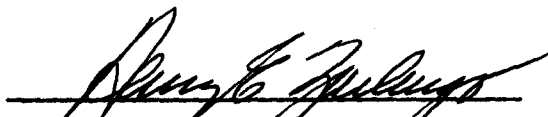
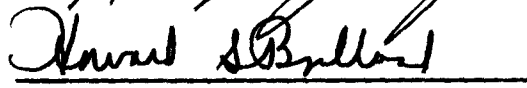
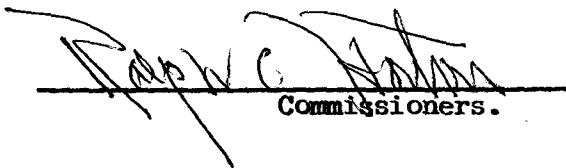
to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

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




Commissioners.

Dated at Denver, Colorado,
this 15th day of July, 1963.

ea

original

(Decision No. 61008)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PAUL J. CLARKSON, ROUTE 1, BOX 1214,)
LA SALLE, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 678 TO ROBERT PARKER,) APPLICATION NO. 19837-Transfer
P. O. BOX 35, EVANS, COLORADO.)
-----)

July 15, 1963

Appearances: Robert Parker, Evans,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Paul J. Clarkson, La Salle, Colorado, is the owner and
operator of PUC No. 678, authorizing transportation of:

Milk to the Ft. Lupton plant of the Colorado
Condensed Milk Company from points along and
within a mile of the following described ter-
ritory: Beginning at the town of LaSalle;
thence along the main highway to the City of
Greeley; thence to the Town of Kersey along
the old highway running from Greeley thereto;
thence 1 mile east; thence in a southeasterly
direction for a distance of about 3½ miles to
a point at which is located a filling station
known as the Cheek & Beirs Filling Station;
thence south 2 miles; thence west 1 mile;
thence south 1 mile; thence west 1 mile; thence
south 2 miles; thence west 2 miles; thence north
1 mile; thence west 4 miles; thence north 1 mile;
thence west ½ mile; thence north ½ mile; thence
west ½ mile; thence north 1½ miles; thence west
to the Town of La Salle.

Milk from farms within the territory described
as follows: Beginning at the northwest corner
of Section 20, T. 6 N., R. 64 W; thence east 9 miles
to the northeast corner of Section 22, T. 6 N.,
R. 63 W.; thence south 9 miles to the southeast
corner of Section 34, T. 5 N., R. 63 W.; thence
west 4 miles to the southwest corner of Section 31,
T. 5 N., R. 63 W.; thence north 1 mile; thence in
a northwesterly direction along the main highway
to the Town of Kersey; thence north 1 mile; thence
west 1 mile to the southwest corner of Section 8,
T. 5 N., R. 64 W.; thence north 5 miles to the
place of beginning, to the plants of the Colorado
Condensed Milk Company, at Fort Lupton and Johns-
town, Colorado,

and, by the instant application, seeks authority to transfer said PUC No. 678 to Robert Parker, Evans, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Greeley, Colorado, July 9, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Robert Parker, of P. O. Box 35, Evans, Colorado, testified that he had entered into an agreement with Paul J. Clarkson, the owner of PUC No. 678, for the purchase of such certificate for the sum of \$750.00. He further testified that he has paid such amount to Clarkson. He intends to haul milk from a milk route to various milk plants as set forth in the authority to be transferred. He states that his approximate net worth is \$25,000.00; that he has had many years experience in the trucking business and that he will perform the designated service with a 1963 International two-ton truck and a 1959 two-ton Dodge.

No one appeared in opposition to the proposed transfer.

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, if any.

O R D E R

THE COMMISSION ORDERS:

That Paul J. Clarkson, La Salle, Colorado, be, and hereby is, authorized to transfer all his right, title, and interest in and to PUC no. 678 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Robert Parker, Evans, 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,

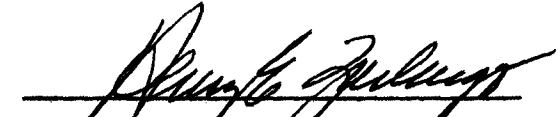
and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order 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.

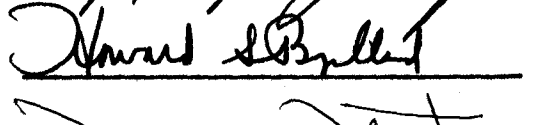
The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

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





Commissioners.

Dated at Denver, Colorado,
this 15th day of July, 1963.

ea

original

(Decision No. 61009)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
GEORGE DOWNING AND EVOGENE DOWNING,)	
P. O. BOX 1133, GREELEY, COLORADO,)	
FOR AUTHORITY TO TRANSFER PUC NO.)	
4238 TO BESTWAY DISPOSAL CO., A)	<u>APPLICATION NO. 19878-Transfer</u>
COLORADO CORPORATION, 2460 GRAPE,)	
BOULDER, COLORADO, AND P. O. BOX)	
795, GREELEY, COLORADO.)	

July 16, 1963

Appearances: John W. O'Hagan, Esq.,
Greeley, Colorado, for
Transferor and Transferee.

S T A T E M E N T

By the Commission:

George Downing and Evogene Downing are the owners and oper-
ators of PUC No. 4238, authorizing:

transportation of ashes, trash, and other waste
materials, from points within the City Limits
of Greeley, Colorado, and a ten-mile radius
thereof, to regularly-designated and approved
dumps and disposal places within said territory,

and by the instant application seek authority to transfer said PUC No.
4238 to Bestway Disposal Co., a Colorado corporation, Greeley, Colorado.

Said application, pursuant to prior setting, after appropriate
notice to all parties in interest, was heard at the Court House, Greeley,
Colorado, July 9, 1963, and at the conclusion of the evidence, the matter
was taken under advisement.

Robert Leichner testified that he is the Secretary-Treasurer
of Bestway Disposal Co., a Colorado corporation, which has principal
offices at 2460 Grape, Boulder, Colorado, and will have a Greeley office
at Post Office Box 795, Greeley. He and his associates have had 28 years
experience in the ash and trash business. He identified the financial

statement of Bestway Disposal Co. filed with the application and stated that there had been no substantial change therein since the filing. Such financial statement shows total assets of such corporation in excess of \$60,000.00. If the transfer is authorized by the Commission, his company will comply with all rules and regulations of the Commission.

George Downing testified that he is the owner of PUC No. 4238, together with his wife, Evogene Downing, and that such certificate is presently in good standing. He and his wife now wish to dispose of their business. He is familiar with the operations of the Bestway Disposal Co., and knows that such company is well qualified and competent to perform the services which he has rendered in the past.

Attached to the application for transfer are the sales agreement between the parties hereto, the financial statement of the transferee, together with a statement that the outstanding indebtedness of the transferor is some \$5,655 to the First Industrial Bank of Greeley, Colorado. The contract indicates that the transferor is to transfer the property designated in the agreement to the transferee free and clear of any claims or encumbrances.

No one appeared in opposition to the granting of the proposed transfer.

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

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, if any.

O R D E R

THE COMMISSION ORDERS:

That George Downing and Evogene Downing, Greeley, Colorado, be, and hereby are, authorized to transfer all their right, title, and interest in and to PUC No. 4238 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Bestway Disposal Co., a Colorado corporation, Boulder, Colorado, and Greeley, Colorado, subject to payment of outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

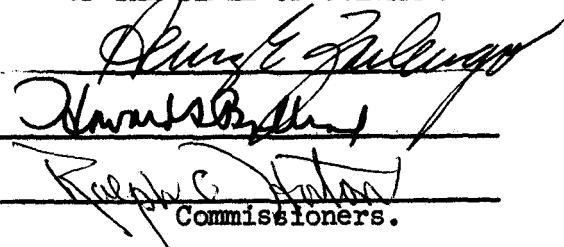
That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements 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, 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 date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 16th day of July, 1963.

original

(Decision No. 61010)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GERALD E. HEMKER AND ALLEN L. GROSS,)
DOING BUSINESS AS "HEMKER & GROSS,")
809 35TH AVENUE, GREELEY, COLORADO,) APPLICATION NO. 19871-PP-Extension
FOR AUTHORITY TO EXTEND OPERATIONS)
UNDER PERMIT NO. B-6408.)

July 16, 1963

Appearances: Gerald E. Hemker, Greeley,
Colorado, pro se;
Allen L. Gross, Greeley,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Gerald E. Hemker and Allen L. Gross, doing business as
"Hemker & Gross," Greeley, Colorado, are the owners and operators of
Permit No. B-6408, authorizing:

transportation of hay and straw, from supply
points in the State of Colorado, to delivery
points, for R. K. McConnell, of Greeley,
Colorado, only; bulk grain and feed, from
supply points in the State of Colorado, to
delivery points, for Farr Company, only, at
Lucerne, Colorado,

and by the instant application seek authority to extend operations
under said Permit No. B-6408 to include the right to transport hay
and straw, from supply points in the State of Colorado, to delivery
points within a radius of fifty miles of Greeley, Colorado, excluding
a ten-mile radius of Denver, Colorado; bulk and sacked grain and feed,
from supply points within a fifteen-mile radius of Greeley, Colorado,
to delivery points within the State of Colorado.

Said application, pursuant to prior setting, after appro-
priate notice to all parties in interest, was heard at the Court

House, Greeley, Colorado, July 9, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Allen L. Gross, of 516 10th Avenue, Greeley, Colorado, testified that he and Gerald E. Hemker are doing business as a partnership under the name of "Hemker & Gross," and that they received their original operating authority from the Commission, Permit No. B-6408, on May 2, 1963 (Decision No. 60593). Thereafter the partnership filed an application with the Commission to extend their operating authority to allow them to transport hay and straw into the Greeley area from out-state Colorado and to transport grain and feed from the Greeley, Colorado, area to out-state parties, all as more particularly set forth in their application. Mr. Gross further stated that they have had several demands for the extended service and that no common carrier is now performing this particular service.

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

It did not appear that the proposed extended service of applicants 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 applicants were established to the satisfaction of the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted, as set forth in the following Order.

O R D E R

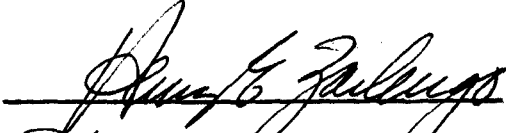

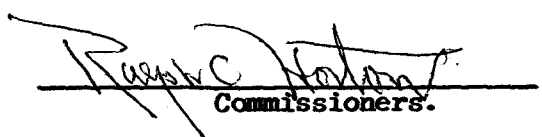
THE COMMISSION ORDERS:

That Gerald E. Hemker and Allen L. Gross, doing business as "Hemker & Gross," Greeley, Colorado, be, and hereby are, authorized to extend operations under Permit No. B-6408 to include the transportation of hay and straw, from supply points in the State of Colorado, to

delivery points within a radius of fifty miles of Greeley, Colorado, excluding a ten-mile radius of Denver, Colorado; bulk and sacked grain and feed, from supply points within a fifteen-mile radius of Greeley, Colorado, to delivery points within the State of Colorado.

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 16th day of July, 1963.

mls

original

(Decision No. 61011)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DOUGLAS L. FARRIS, 1601 NORTH)
COLLEGE, FORT COLLINS, COLORADO, FOR)
A CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 19841-PP

July 16, 1963

Appearances: Douglas L. Farris, Fort
Collins, 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, poles, and timber products, from forests to sawmills, places of storage, and loading points within a radius of one hundred miles of said forests; rough lumber, from sawmills in said radius, to markets in the State of Colorado, with no town-to-town service.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Greeley, Colorado, July 9, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Douglas L. Farris, of 1601 North College, Fort Collins, Colorado, testified that he is the owner of a 1944 Mack Truck; that he wishes to use this truck in the transportation of logs, poles, and timber products, all as more fully set forth in his application; that he has been hauling under Temporary Authority for the last month; that he has had eight years trucking experience; and his approximate net worth is \$4,000.00. He also stated that he has received several

requests from individuals who wish this service and that he has been busy in so hauling since receiving his Temporary Authority.

No one appeared in opposition to the granting of 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:

That authority sought should be granted, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Douglas L. Farris, Fort Collins, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and timber products, from forests to sawmills, places of storage, and loading points within a radius of one hundred miles of said forests; rough lumber, from sawmills in said radius, to markets in the State of Colorado, with no town-to-town service, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

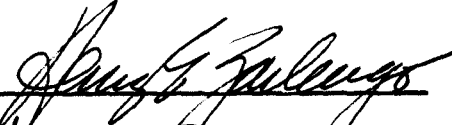
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

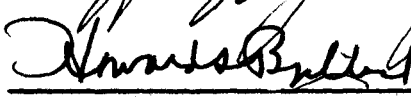
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.


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 16th day of July, 1963.

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
KATZSON BROTHERS INCORPORATED, 860)
VALLEJO STREET, DENVER 4, COLORADO.)
-----)

PERMIT NO. M-7461

July 11, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Katzson Bros. Inc.,
Denver 4, Colorado

requesting that Permit No. M-7461 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7461, heretofore issued to Katzson Bros., Inc.
Denver 4, Colorado be,

and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 11th day of July, 19 63.

original

(Decision No. 61013)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE FAILURE OF)
VARIOUS CORPORATIONS, PARTNER-)
SHIPS, AND/OR PERSONS TO COM-)
PLETE APPLICATIONS FOR PERMITS)
TO OPERATE AS COMMERCIAL (PRIVATE))
CARRIERS BY MOTOR VEHICLE IN THE)
STATE OF COLORADO.)
-----)

July 16, 1963

S T A T E M E N T

By the Commission:

The records of the Commission show that the corporations, partnerships and/or persons listed in the Order part of this Decision have paid to the Commission a filing fee for a Commercial (private) Carrier Permit to operate over the highways of the State of Colorado.

The records of the Commission further show that said applicants have failed to complete their applications in one or more of the following particulars as required by the Rules and Regulations Governing Commercial Carriers by Motor Vehicle in Colorado:

- (a) Failure to file completed application.
- (b) Failure to file request for cab cards.
- (c) Failure to file, or have filed, certificate of insurance.

The records of the Commission further show that all of the applicants 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 particulars.

F I N D I N G S

THE COMMISSION FINDS:

That the Statement should be made a part of these Findings.

That all of said proceedings heretofore instituted by the corporations, partnerships, and/or persons listed in the Order part of this Decision should be dismissed.

ORDER

THE COMMISSION ORDERS:

That each of the application proceedings heretofore commenced by the following corporations, partnerships, and/or persons before this Commission to obtain authority to operate as a Commercial (private) Carrier by Motor Vehicle over the highways of the State of Colorado, be, and the same hereby are, dismissed:

A D A Stone Co.	Box 3174	Oklahoma City, Okla.
James W. Adkins		Guymon, Okla.
Alvin-Thomas Sales Co.	300 Russell St.,	Craig, Colo.
American Colloid Co.		Belle Fourche, S. D.
Arizona Tire Supply, Inc.	3034 W. Buckeye Rd.	Phoenix, Arizona
B & D Trucking Co.	560 So. Ames	Lakewood 15, Colo.
Art Baca	401 West St.	Clovis, N. M.
William S. Bass	1679 So. Ave. C	Partries, New Mex.
R. L. Benson		Hudson, Colo.
Black Hills Camper Sales	404 E. North St.,	Rapid City, S. D.
Chas. E & Ethel M. Blair	Rt 4 Box 177 A	Montrose, Colo.
Bouldaire, Inc.	1833 Pearl St.,	Boulder, Colo.
Art Bratten		Harvard, Nebr.
Carroll E. Bray		Malvern, Ark.
Brighton Cowette	1197 Bridge St.,	Brighton, Colo.
Walter F. Brunson		Mobile, Ala.
Bryant Seed		Rozel, Kans.
C G W Precast Concrete	2623 Minnequa Ave.,	Pueblo, Colo.
Capital Wholesale Lumber		Cimarron, N. M.
Zenon G. Cardona	1111 Bryan St.,	Carriazo Springs, Tex.
F. M. Chaney		Chickasha, Okla.
Cinderalla Towel & Mop Serv.	1515 Newcastle St.,	Colo. Springs, Colo.
Arthur L. Cooper	Box 71	Maple, Tex.
Russell P. Copple	633 Endicott	Ft. Collins, Colo.
Manuel Cunha	Box 434	Huntington, Utah
Ray Davidson	RR3 Box 585	Ft. Collins, Colo.
Riter Ekker	Gen. Del.	Hanksville, Utah
Claude Elfring	2467 Dale Drive	Casper, Wyoming
Claude Freeman		Coleman, Tex.
J. D. Frick		Coleman, Tex.
G. I. Builders	1423 Arizona Ave.,	Trinidad, Colo.
Amadito G. Garcia	116 Sproul St.,	Walsenburg, Colo.
Paul B. Gonzales	217 S. LaCrosse	Pueblo, Colo.
Elmer Goodrich	Box 785	Idaho Springs, Colo.
James L. Green	Rt 2	Boone, Colo.
Harold Griffin		Coleman, Tex.
Holmes Body Shop	Box 490	Espanola, N. M.
Hooks Exchange	Rt 4 Box 211	Colo. Springs, Colo.
J. D. Jewell	322 So. Maple	Gainesville, Ga..
Bobby M. Johnson		Iowa Park, Tex.
Frank John Klobberdanz	Box 1618	Sterling, Colo.
E. B. Kuykendall		Oklahoma City, Okla.
Larson Machinery Co.,	Box 195	Sidney, Nebr.
Little Shepard Toy Co.	130 S. Frederick	Cape Girardeau, Mo.
O. L. Love		Tulia, Tex.
Charlotte Maddux	1304 S. Grand	Amarillo, Tex.
Francis Marcello	6550 Ash Court	Adams City, Colo.
Charles Mike Martinez	6915 Dahlia	Adams City, Colo.
Fidel Martinez	Box 777	Monte Vista, Colo.
Fred A. Massey	239 E. Harding	San Antonio, Tex.
Oscar McFadden	925 McKibben	Van Buren, Ark.
Merrell Home Products	310 Platte S .,	Sterling, Colo.

J. L. Miller	Box 1054	San Saba, Texas
Ronald G. Miller	2515 LaPorte Ave.,	Ft. Collins, Colo.
Frank C. Mondragon	992 Decatur	Denver, Colo. 80204
John B. Montano	520 $\frac{1}{2}$ W. Bijou	Colorado Springs, Colo.
Donald D. Moots	Apt. #3 Wagon Wheel Co.,	Las Animas, Colo.
C. A. Muchmore		Chickasha, Okla.
Gailand Mullis	5587 So. Hill	Littleton, Colo.
New Mexico Mill & Elev.	301 E. Curry	Clovis, N. M
J. H. Oakley		Dade City, Florida
Ernst Oldham		Decatur, Texas
Ismail Olvera	Gen. Del.	Eaton, Colo.
Gilbert E. Padilla	517 Morton	Monte Vista, Colo.
Pedro Flores Pantoja	P. O. Box 272	Mead, Colo.
John Pegg	Box 157	Antonito, Colo.
Orin Peterson	308 N. 7th Ave.,	Sterling, Colo.
Pure Gas Service Co.,	14695 E. 25th Pl.,	Aurora 8, Colo.
Raulie Bros. Farms		Texico, N. M
Reed Mfg. Co.		Colby, Kans.
George Rehner		Ft. Worth, Tex.
Romer Agricultural Enterprises, Inc.,		Holly, Colo.
Schmeiger Industries	116 Washington Ave.,	Jefferson, Wisc.
Seniorita Mining Co.,	Rt 2 Box 81	Montrose, Colo.
Joe F. Sharp	117 N. 10th	Enid, Okla.
Eumont Henson	RR 2	Monte Vista, Colo.
Carl S. Kiles	R4 c/o E. Side Lbr. Co.,	Ft. Collins, Colo.
Duane Smith	201 W 1st	Hutchinson, Kans.
Ray Stafford		Garvin, Okla.
T & B Tire Co.,	Gen. Del.	Longmont, Colo.
Tempco Co.,	PO Box 34 Bremen Sta.	St. Louis, Mo.
Valley Nurseries	173 S. Federal	Denver, Colo. 80219
W A C Seed Inc.	Box 948	Hereford, Texas
Riley Walker	205 Head St.,	Belton, Tex.
Washington Wholesalers		Seattle, Washington
Roy Weatherford	11 Toluca Lane	Gering, Nebr.
M. F. Westerhold		Nevada, Mo.
Western Wrecking		Muleshoe, Tex.
Wiggins Potato Growers Coop Asn.,		Wiggins, Colo.
Eldon Winrich		Warrens, Wisc.
Wurzbach & Cooper	105 NW Wanda Way	Burleson, Tex.
Herbert Young	900 W. Washington	Lamar, Colorado

This Order shall become effective ten days from the date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Signature]

[Signature]

[Signature]

Commissioners.

Dated at Denver, Colorado
this 16th day of July, 1963.
ea

original

(Decision No. 61014)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ORLAND HENZE, DOING BUSINESS AS)
"HENZE TRUCKING," 409 16TH AVENUE CT)
GREELEY, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 19840-PP

July 16, 1963

Appearances: Orland Henze, Greeley,
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 home 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, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House,

Greeley, Colorado, July 9, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant, Orland Henze, testified that he had been in the trucking business for some ten years and was experienced in the operation and maintenance of trucks in general and in the particular dump truck which he planned to use in the transportation of sand, gravel and other road-surfacing materials. He stated that his net worth was approximately \$4,000.00. He further testified that he had received many offers of employment for the hauling of sand, gravel, and other road-surfacing materials as set forth in his application, and that a need for this service existed.

No one appeared in opposition to the granting of 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 hereby made a part of these Findings by reference.

That authority sought should be granted, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Orland Henze, doing business as "Henze Trucking," Greeley, Colorado, should be, and 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 home 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 transportation of road-surfacing materials being restricted against the use of tank vehicles, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

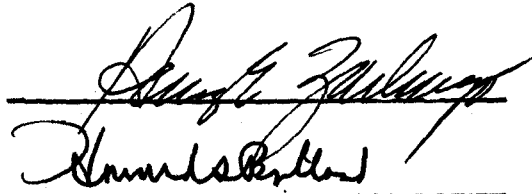
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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



Donald B. Burt



Ralph C. Watson
Commissioners.

Dated at Denver, Colorado,
this 16th day of July, 1963.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

EUGENE S. MILLER)
GENE'S TIRE SERVICE)
312 9th St.)
Greeley, Colorado)
-----)

AUTHORITY NO. M 10290

CASE NO. 12445 Ins.

July 16, 1963

S T A T E M E N T

By the Commission:

On June 26, 1963, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That said Authority be, and the same hereby is, reinstated, as of the date of revocation, and the said revocation Order be, and the same hereby is, vacated, set aside, and held for naught.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zaitz
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 16th day of July, 1963

original

(Decision No. 61016)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE SURRENDER OF)	
CERTAIN CERTIFICATES OF PUBLIC)	
CONVENIENCE AND NECESSITY HERE-)	
TOFORE ISSUED BY THE PUBLIC UTIL-)	APPLICATION NO. 19815
ITIES COMMISSION OF THE STATE OF)	<u>SUPPLEMENTAL ORDER</u>
COLORADO TO NORTHWEST UTILITIES)	<u>AND</u>
COMPANY.)	<u>NOTICE OF HEARING</u>
-----)	

July 12, 1963

S T A T E M E N T

By the Commission:

Northwest Utilities Company has heretofore been issued certain certificates of public convenience and necessity by this Commission authorizing said Company to render water and sewer service in the City of Thornton and adjacent territory as a public utility under the laws of the State of Colorado, by virtue of authority vested in The Public Utilities Commission of the State of Colorado.

On June 5, 1963, said Northwest Utilities Company filed with this Commission Application No. 19815, above caption, reciting certain matters, including, inter alia, that the Company had surrendered title to its water and sewer system properties to the City of Thornton on April 1, 1963, and that the Company no longer had any plant, properties, or assets of any kind or nature and was no longer rendering or capable of rendering water and sewer service to its former customers as a public utility, or otherwise. This application, which seeks surrender of the Company's certificates, has been heretofore set for hearing before the Commission, at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, at ten o'clock A. M., on July 26, 1963.

Both prior and subsequent to the filing of said application by said Northwest Utilities Company, the Staff of the Commission conducted certain investigations of the facts surrounding the transfer of the properties of the Company to the City of Thornton, and the attorney for the Commission has also undertaken an analysis of the Public Utilities Law as related to said transfer. Both the Staff and the attorney of the Commission have reached certain conclusions regarding said transfer and have communicated their conclusions to the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That sufficient cause exists for the holding of a hearing to determine the facts surrounding said transfer and, following the determination of said facts, to determine the following issues:

A. Whether the transfer by Northwest Utilities Company of its water and sewer properties to the City of Thornton is not invalid under the laws of the State of Colorado because of the failure of said Company to obtain the approval therefor of this Commission.

B. Whether this Commission should not determine the just compensation to be paid for the water and sewer properties of the Company and the terms and conditions of the transfer.

C. Whether this Commission should not retain jurisdiction of the operation of said water and sewer system insofar as service and rates to consumers outside of the municipal boundaries of the City of Thornton are concerned.

It is further found that both Northwest Utilities Company and the City of Thornton, among others, are interested in said matter, and that notice of said hearing should be given according to law.

O R D E R

THE COMMISSION ORDERS:


That this matter be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, 532 State

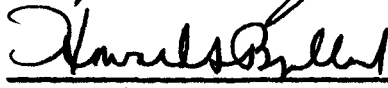
Services Building, Denver, Colorado, at ten o'clock A. M., on
July 26, 1963, at which time and place such evidence as is proper
may be introduced and such arguments as are proper may be made by
both Northwest Utilities Company, the City of Thornton, and any
other party or parties who may be interested in said matter and
who may be allowed to intervene.


That Northwest Utilities Company is directed to show
why the Commission should not, following hearing, determine the
matters set forth as (A), (B), and (C) above, and take such action
and enter such order or orders as may be appropriate.

That Notice of said hearing be given according to law.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners.

Dated at Denver, Colorado,
this 12th day of July, 1963.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

RONALD L. HONEY, ROUTE # 3,
LA JUNTA, COLORADO.

PERMIT NO. M-14335

July 18, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Ronald L. Honey,
La Junta, Colorado
requesting that Permit No. M-14335 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-14335, heretofore issued to Ronald L. Honey,
La Junta, Colorado be,
and the same is hereby, declared cancelled effective June 2, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaunberger
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 18th day of July, 19 63.

CANCELLATION--COMMON CARRIER

(Decision No. 61018)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RONALD L. HONEY, ROUTE # 3,)
LA JUNTA, COLORADO.)
-----)

PUC NO. 4910-I

July 18, 1963

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Ronald L. Honey,
La Junta, Colorado

requesting that Certificate of Public Convenience and Necessity No. 4910-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. 4910-I heretofore issued to Ronald L.
Honey, La Junta, Colorado

be, and the same is hereby, declared cancelled effective June 2, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Ziehl
Edward J. Bjelland
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado
this 18th day of July, 19 63.

CANCELLATION--COMMON CARRIER

(Decision No. 61019)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
DICK POTTHOFF, RURAL ROUTE,)
WAUNETA, NEBRASKA.)

PUC NO. 2994-I

July 18, 1963

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Dick Potthoff,

Wauneta, Nebraska

requesting that Certificate of Public Convenience and Necessity No. 2994-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. 2994-I heretofore issued to Dick

Potthoff, Wauneta, Nebraska

be, and the same is hereby, declared cancelled effective June 2, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Ziehlings
David L. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado
this 18th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM B. NELSON, DOING BUSINESS)
AS, "NELSON TRANSPORTATION",)
FRONTIER CITY, CRAIG, COLORADO.)

PUC NO. 1672 & I

July 25, 1963

S T A T E M E N T

By the Commission:

On February 1, 1963, the Commission authorized William B. Nelson, dba "Nelson Transportation" to suspend operations under his PUC No. 1672 & I, until August 1, 1963.

The Commission is now in receipt of a communication from the above-named certificate-holder requesting that his PUC be reinstated.

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 PUC No. 1672 & I, should be, and the same hereby is, reinstated as of July 16, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry C. Zerkow
Howard S. Bjelland
Ralph C. Harkness
Commissioners

Dated at Denver, Colorado,
this 25th day of July, 1963.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
NORTHERN COLORADO DAIRY COMPANY, 233)
NORTH MAIN STREET, BRIGHTON, COLORADO,)
_____)

PERMIT NO. M-541

July 18, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Northern Colorado
Dairy Company, Brighton, Colorado
requesting that Permit No. M-541 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-541, heretofore issued to Northern Colorado Dairy
Company, Brighton, Colorado be,
and the same is hereby, declared cancelled effective May 6, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zallinger
Howard S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 18th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HENRY VIEBROCK, 639 EAST WILLIAMETTE)
COLORADO SPRINGS, COLORADO.)
-----)

PERMIT NO. M-2321

July 18, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Henry Viebrock,
Colorado Springs, Colorado
requesting that Permit No. M-2321 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2321, heretofore issued to Henry Viebrock
Colorado Springs, Colorado be,
and the same is hereby, declared cancelled effective May 28, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry C. Zaehner
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 18th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HENRY VIEBROCK, 639 EAST WILLIAMETTE,)
COLORADO SPRINGS, COLORADO.)
_____)

PERMIT NO. B-2208

July 18, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Henry Viebrock,
Colorado Springs, Colorado
requesting that Permit No. B-2208 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. B-2208, heretofore issued to Henry Viebrock,
Colorado Springs, Colorado be,
and the same is hereby, declared cancelled effective May 28, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zickler
David S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 18th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DAVID L. GOODMAN, LOUIS J. GOODMAN)
AND HORTENSE L. GOODMAN, DOING)
BUSINESS AS, "GOODMAN'S", PAGOSA)
SPRINGS, COLORADO.)

PERMIT NO. M-8803

July 18, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from David L. Goodman, Louis J. Goodman and Hortense L. Goodman, dba "Goodman's", Pagosa Springs, Colorado requesting that Permit No. M-8803 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8803, heretofore issued to David L. Goodman, Louis J. Goodman and Hortense L. Goodman, dba "Goodman's", Pagosa Springs, Colorado be, and the same is hereby, declared cancelled effective June 27, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry E. Zacluzko
Howard J. Bjelland
Royce C. Norton
Commissioners

Dated at Denver, Colorado,

this 18th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

MAURICE P. HERMES, P. O. BOX 87,
YOAKUM, TEXAS.

PERMIT NO. M-13216

July 18, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Maurice P. Hermes,
Yoakum, Texas

requesting that Permit No. M-13216 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13216, heretofore issued to Maurice P. Hermes,
Yoakum, Texas be,
and the same is hereby, declared cancelled effective June 27, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph C. Anderson
Commissioners

Dated at Denver, Colorado,

this 18th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ORE-IDA POTATO PRODUCTS, INCORPORATED,
P. O. BOX 60, ONTARIO, OREGON.

PERMIT NO. M-7019

July 18, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Ore-Ida Potato
Products, Inc., Ontario, Oregon
requesting that Permit No. M-7019 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7019, heretofore issued to Ore-Ida Potato Products,
Inc., Ontario, Oregon be,
and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaclung
David L. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 18th day of July, 19 63.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
VERNON L. TOMKINS, DOING BUSINESS)
AS "QUICK-WAY MESSENGER SERVICE,")
1516 PERRY STREET, DENVER, COLORADO,)
AND P. O. BOX 5201. TERMINAL ANNEX,)
DENVER, COLORADO, FOR A CERTIFICATE) APPLICATION NO. 19787-Extension
OF PUBLIC CONVENIENCE AND NECESSITY,)
AUTHORIZING EXTENSION OF OPERATIONS)
UNDER PUC NO. 3515.)
- - - - -)

- - - - -
July 15, 1963
- - - - -

Appearances: Stockton, Linville, Lewis &
Mitchell, Esqs., Denver, Colo-
rado, by John Lewis, Esq.,
for Applicant;
Joseph F. Nigro, Esq., Denver,
Colorado, for Package
Delivery Service Company;
Harold D. Torgan, Esq., Denver,
Colorado, for Speedy
Messenger Service.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein is the owner and operator of PUC No. 3515,
authorizing operation as a common carrier by motor vehicle for hire,
for the transportation of:

packages not exceeding 100 pounds in weight,
and in addition, lead, either in bulk or after
it has been processed in printing plants, from
point to point within the corporate limits of
Denver, Colorado.

By the above-styled application, said certificate-holder
seeks authority to extend operations under said PUC No. 3515, to include
the right to transport packages not exceeding 100 pounds in weight, in
addition lead either in bulk or after it has been processed in printing
plants, between Denver, Colorado, on the one hand, and, on the other,
points within a twelve-mile radius of Colfax Avenue and Broadway, Den-
ver, Colorado, the Martin Plant, and the Rocky Flats Plant, restricted
to 3/4-ton pick-up vehicles or smaller.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, May 31, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

During the course of the hearing, the applicant moved to amend and restrict the scope of his application in the following respects:

1. Restricted to shipments used in, or in connection with, advertising and printing agencies or departments;
2. All shipments must have same day delivery;
3. Restricted to a maximum of 500 pounds per day to any one consignee, to be packaged in packages not to exceed 100 pounds;
4. Restricted to a maximum of 5 vehicles to be 3/4-ton pick-ups or smaller.

Said motion was granted, and is hereby confirmed by the Commission.

Protestant, Package Delivery Service Company, thereupon withdrew its protest.

Some twelve witnesses, representatives of advertising agencies, artists, talent scouts, printers, and marketers, testified in support of the application, and it was stipulated by counsel that two others would testify to substantially the same facts in support of the application. Their testimony in effect is:

That many demands for service in the area of extension for which authority is herein sought by the applicant are received by the applicant, which requests cannot be granted because of lack of authority on applicant's part. Some of these requests come from present customers of the applicant, now being served in his authorized area, and some from others.

That the service of applicant is "good" to "excellent," and that such service has always been courteous.

That the nature of the business conducted by the customers of the applicant is such that deliveries in a more or less personalized and courteous manner is desirable, as such customers deem deliveries as part of their own service to their customers.

That deliveries generally must be, and are made on an emergency basis, due to the type of business of applicant's customers, and such transportation service is difficult to obtain from others than the applicant. Many times in the past the customers of the applicant have had to make deliveries by their own personal automobiles, have resorted to taxi deliveries which turned out to be unsatisfactory, and on occasions, due to the time element, the applicant has made deliveries to the customer to the boundary of his authorized service area, where merchandise was turned over to his customers.

That the customers of the advertising agencies sometimes actually expect too much; however, due to the nature of their own business, i. e., demands that "dead-lines" be met, it is difficult to "educate" them otherwise, and attempts to do so might jeopardize, if not altogether bring about loss of, the customers' good-will.

That the applicant has an average of ten to twenty calls per month for service into the area of extension which he cannot render without the authority herein sought.

That applicant's service to the public, since some of those whom he may now serve also need service in the area of extension, would be of great benefit to the public, in that more efficient service will be realized.

That some customers, under present conditions, resort to making their own deliveries, due to the lack of reasonably available satisfactory service on the part of other carriers.

Some of applicant's customers are typographers and artists who require emergency service in the delivery of plates, sketches, etc., as they in turn are under constant pressure to help their own customers meet their own "dead-lines."

The General Manager of protestant, Speedy Messenger Service, was the only witness who testified in opposition to the application. The authority of this carrier is limited to "within a three-mile radius of Denver." It is apparent, therefore, that the area of over-lap of service, if authority herein sought be granted and in which the protestant is interested, is but a small portion of the area in which extended service is alleged to be needed and is sought. The testimony of this witness was vague and indefinite as to the needs beyond his own authorized area, and as to the carrier service available to meet such needs.

The Commission finds that the service which applicant seeks to render in the area of extension is not reasonably available from other carriers who may have the necessary authority.

The Commission further finds that the application should be granted, as restricted by the amendments allowed, and that public convenience and necessity require the extension of applicant's authority, as set out in the following Order.

The Commission further finds that as some doubt may exist as to whether or not Coors Brewing Company, at Golden, Colorado, is within the area of extension, and since a need for the service has been shown, that service to Coors Brewing Company be authorized in the following Order.

O R D E R

THE COMMISSION ORDERS:

That Vernon L. Tomkins, doing business as "Quick-Way Messenger Service," Denver, Colorado, be, and he hereby is, authorized to extend operations under PUC No. 3515, to include the right to transport packages not exceeding 100 pounds in weight, in addition lead either in bulk or after it has been processed in printing plants, between Denver, Colorado, on the one hand, and, on the other, points within a twelve-mile radius of Colfax Avenue and Broadway, Denver, Colorado, the Martin Plant, and the Rocky Flats Plant, and this ORDER shall be deemed to be, and be, a CERTIFICATE therefor, subject to the following restrictions:

1. Restricted to shipments used in, or in connection with, advertising and printing agencies or departments;
2. All shipments must have same day delivery;
3. Restricted to a maximum of 500 pounds per day to any one consignee, to be packaged in packages not to exceed 100 pounds;
4. Restricted to a maximum of 5 vehicles to be 3/4-ton pick-ups or smaller.

That such service for Coors Brewing Company, at Golden, Colorado, is hereby specifically authorized.

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.

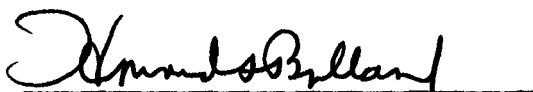
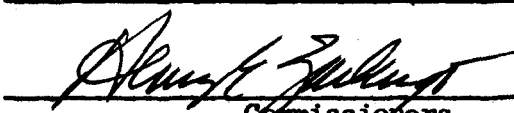
That this Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 15th day of July, 1963.

ea



Commissioners.

IN THE MATTER OF THE APPLICATION
OF PLATEAU NATURAL GAS COMPANY,
20 BOULDER CRESCENT, COLORADO
SPRINGS, COLORADO, FOR AN ORDER
AUTHORIZING THE ISSUANCE OF
\$3,400,000 PRINCIPAL AMOUNT OF
ITS FIRST MORTGAGE BONDS.

APPLICATION NO. 19914
Securities

S T A T E M E N T

By the Commission:

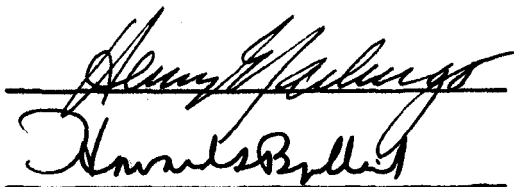
Upon consideration of the application filed July 12, 1963,
by Plateau Natural Gas Company, a corporation, in the above styled matter:

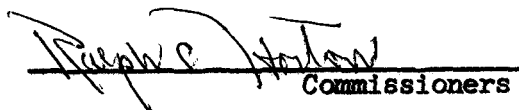
O R D E R

THE COMMISSION ORDERS:

That a public hearing be held, commencing on July 25, 1963,
at 9:30 o'clock A. M., 532 State Services Building, Denver, Colorado,
respecting matters involved and issues presented in the proceeding. 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
proceeding. Intervention petitions should be filed with the Commission on
or before July 19, 1963, and should set forth the grounds of the proposed
intervention and the position and interest of the petitioners, in the pro-
ceeding and must be subscribed by interveners.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 15th day of July, 1963.

IN THE MATTER OF THE APPLICATION OF)
KANSAS-COLORADO UTILITIES, INC., 20)
BOULDER CRESCENT, COLORADO SPRINGS,)
COLORADO, FOR AN ORDER AUTHORIZING)
THE ISSUANCE OF \$880,000 PRINCIPAL)
AMOUNT OF ITS FIRST MORTGAGE BONDS.)

APPLICATION NO. 19915
Securities

S T A T E M E N T

By the Commission:

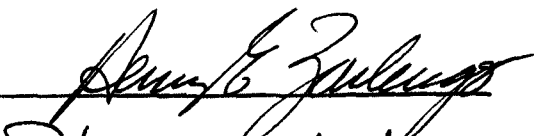
Upon consideration of the application filed July 12, 1963,
by Kansas-Colorado Utilities, Inc., a corporation, in the above styled
matter:

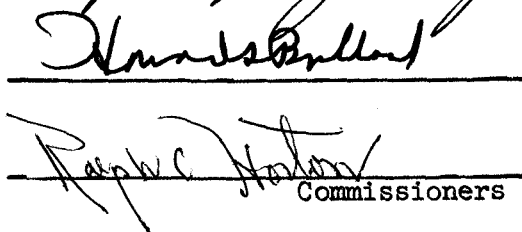
O R D E R

THE COMMISSION ORDERS:

That a public hearing be held, commencing on July 25, 1963,
at 9:30 o'clock A. M., 532 State Services Building, Denver, Colorado,
respecting matters involved and issues presented in the proceeding. 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
proceeding. Intervention petitions should be filed with the Commission on
or before July 19, 1963, and should set forth the grounds of the proposed
intervention and the position and interest of the petitioners, in the pro-
ceeding and must be subscribed by interveners.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 15th day of July, 1963.

original

(Decision No. 61030)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
UNION PACIFIC RAILROAD COMPANY FOR)	
AUTHORITY TO DISCONTINUE ITS AGENCY)	<u>APPLICATION NO. 19802</u>
AND STATION AT BUNELL, ADAMS COUNTY,)	
COLORADO.)	
-----)	

July 15, 1963

S T A T E M E N T

By the Commission:

Pursuant to this Commission's Rules and Regulations
Pertaining to Railroads and Express Companies Operating in the State
of Colorado, Union Pacific Railroad Company did on May 31, 1963,
file its application seeking authority to close its Agency station
at Bunell, Adams County, Colorado, said closing to become effective
on July 15, 1963.

Bunell, Colorado is the Union Pacific terminal station on
a short branch line that connects with the Denver-Limon main line,
and which extends about 1½ miles south into the grounds and rail
yard of Fitzsimons Hospital east of Aurora, Colorado, and some eight
miles east from Denver.

From Fitzsimons Hospital a U. S. Government rail line ex-
tends southward across East Colfax and U. S. Highway No. 40 where spur-
line extensions provide service to Lowry Air Field and easterly to
Buckley Air Base.

Union Pacific Railroad Company has no building at Bunell,
the agent occupies office space furnished by the Government and conducts
all his business by telephone with the offices of the railroad in
Denver and with the United Government officials and employees on the
military reservation. All business handled is for the armed forces

and the agency is not open to the public for the handling of business. The business handled is freight only, there being no express or Western Union. No passenger service is handled, and train orders are not handled by the agent.

During World War II, there was extensive military transportation need and several employees were kept on duty at this station. However, station work has gradually declined during recent years, and on March 1, 1963, all accounting work of the agent was transferred to the main U. P. offices at Denver. Meanwhile, all L.C.L. freight traffic has been moved by Union Pacific Motor Freight and carload switching and accounting have been effectively handled.

Applicant states that the only employee of the railroad is one agent-telegrapher assigned to work five days per week, Monday through Friday; that with the re-assignment of station duties the cost of operating the agency is an unnecessary expense and the railroad desires to close the agency and handle all the business for Bunell from Denver. There will be no interruption in the service handled at Bunell for the armed forces.

"Notice of Change in Service of Union Pacific Railroad Company" was posted in a conspicuous place at the Bunell station more than thirty days prior to the proposed effective date of July 15, 1963. No protest in the matter has been received by the Commission.

Upon investigation of this matter by the Commission, it was determined that in 1962, the car-load activity has averaged some 46 cars inbound and 8 cars outbound each month. Main item is coal inbound, amounting to some 50% to 75%, with remainder being canned foods and occasional furniture car-loads. In 1960, there was some added activity due to movement of construction material for missile base sites that have since been completed near the Buckley Air Base region.

Rail Agent on duty reported that with transfer of accounting duties to main office there was no longer any work for him to perform. Cars in the Yard are checked by the Military Train crew, and Way-bills are handled as Railroad mail between the operating crews.

It appears there has been a satisfactory understanding between U. P. Railroad and the affected military installations whereby there is no objection being made and the request is considered as a Railroad operating matter. In the instant matter, no reduction in switching or carload rail service is proposed, and no passenger service is involved. Relative to the handling of carload shipments, it has been common practice to handle routine billing operations at a station other than the point of origin or destination.

It is therefore the belief of the Commission that the proposed station closing is compatible with the public interest; that in the absence of any protests, 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 safe and economical railroad operation does not require the maintenance of an Agent at the Union Pacific Railroad station of Bunell, Adams County, Colorado.

That public convenience and necessity can be adequately served by main Agency office of Union Pacific Railroad in Denver, Colorado.

That the authority herein sought should be granted, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above Statement and Findings are hereby made a part of this Order, by reference.

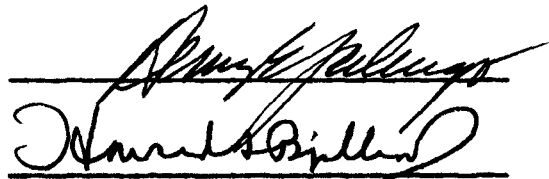
That Union Pacific Railroad Company be, and hereby is, authorized to withdraw its agent at Bunell, Adams County, Colorado, and to thereafter maintain same as a non-agency station.

That reference shall be made to this Decision in the affected tariff schedules to show closing of said station and as authority therefor.

That in times of emergency requirements or increased station activity, operation of the Agency service may be restored and/or withdrawn, as may be required to meet indicated needs.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 15th day of July, 1963.

ea

original

(Decision No. 61031)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DWAIN LIVELY AND NOEL D. LIVELY,)
DOING BUSINESS AS "L. D. & L.)
LOGGING CO.," c/o CRAIG LUMBER)
COMPANY, CRAIG, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)

APPLICATION NO. 19822-PP

July 16, 1963

Appearances: Noel D. Lively, Craig,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicants herein seek authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and timber products, from forests to sawmills, places of storage, and loading points within a radius of three hundred miles of said forests in the State of Colorado; rough lumber, from sawmills in said radius, to markets in the State of Colorado.

Said application was regularly set for hearing before the Commission, at the Court House, Craig, Colorado, June 20, 1963, at ten o'clock A. M., at which time and place hearing was held by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advise-ment, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Noel D. Lively, one of applicants herein, appeared and testified in support of the application, stating he and his brother, Dwain Lively, are applicants herein; that they are the owners of two 1958 Autocars, each

with a capacity of 72,000 pounds, both of which being equipped for logging, and that they will buy equipment for hauling lumber; that he and his brother have a net worth of \$25,000; that they have received many requests for their proposed services; that if authority herein sought is granted, they will obey the law, rules and regulations of this Commission.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that there is a need for applicants' proposed transportation services; that applicants will have sufficient equipment and experience to properly carry on the proposed operation; that applicants' financial standing is established to the satisfaction of the Commission; that it does not appear that the proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That Dwain Lively and Noel D. Lively, doing business as "L. D. & L. Logging Co.," Craig, Colorado, be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and timber products, from forests to sawmills, places of storage, and loading points within a radius of three hundred miles of said forests in the State of Colorado; rough lumber, from sawmills in said radius to markets in the State of Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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 have secured authority sheets.

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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Ziegler
Harold B. Miller

Raymond C. Gordon
Commissioners.

Dated at Denver, Colorado,
this 16th day of July, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CALVEN PALMER, 603 IOWA STREET,)
GOLDEN, COLORADO, FOR AUTHORITY) APPLICATION NO. 19879-PP-Extension
TO EXTEND OPERATIONS UNDER PERMIT)
NO. B-3787.)
-----)

July 16, 1963

Appearances: Calven Palmer, Golden,
Colorado, pro se;
Lois Eshe, Denver, Colo-
rado, for Denver-Climax
Truck Line, Inc.;
C. E. McKinney, Fairplay,
Colorado, for Fairplay
Motor Co.

S T A T E M E N T

By the Commission:

Calven Palmer, Golden, Colorado, is the owner and operator
of Permit No. B-3787, authorizing the transportation of:

Sand, gravel, dirt and other road construction
materials from pits and supply points within a
radius of 75 miles of Golden (excluding Gilpin,
Clear Creek and Boulder Counties), to construc-
tion jobs in said area, without the right to
serve from, to or between points in Gilpin,
Clear Creek and Boulder Counties; coal from
mines in the northern Colorado coal fields to
Golden, Colorado, by means of dump truck equip-
ment, only.

Clay from pits and supply points within a radius
of 25 miles of Golden, Colorado, to points in
said area.

Rip-rap rock, uranium ores, and stone, between
points in Jefferson County, and from points in
Jefferson County, to Denver, Colorado,

and, by the instant application, seeks authority to extend operations
under Permit No. B-3787 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 75 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 home and small construction jobs within a radius of 75 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 75 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 75 miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; ores and ore concentrates between points within the Counties of Clear Creek, Gilpin, Jefferson, Grand, and Summit; ores, from points in the Counties of Clear Creek, Gilpin, Jefferson, Grand and Summit, to points within a radius of ten miles of Canon City, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, July 12, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Calven Palmer, of 603 Iowa Street, Golden, Colorado, testified that he is the owner of Permit No. B-3787, and has operated under this authority since 1947. The original authority was extended in 1953 to include transportation of clay, from pits and supply points within a radius of 25 miles of Golden, Colorado, to points in said area, and in 1956 was extended to include the transportation of rip-rap rock, uranium ores, and stone, between points in Jefferson County, and from points in Jefferson County, to Denver, Colorado. By the present application, the applicant seeks to remove the restriction in his authority to haul sand, gravel, and other road-surfacing materials, including insulrock, and to extend his authority to permit the transportation of ores and ore concentrates, all as more particularly set forth in the application. Palmer stated that he was experienced in the trucking business and that he was presently hauling ores to out of state points under an interstate commerce permit.

Lois Eshe testified that she is the General Manager of the Denver-Climax Truck Line, Inc., with offices at 1380 Umatilla Street, Denver, Colorado, and that this corporation is the owner of PUC No. 1195 and I, and PUC No. 257. The company in general operates a scheduled operation daily between Denver, Idaho Springs, Climax and other towns in this general area. The company has eight dump trucks which are presently used to haul ore and ore concentrates to the Denver area and to other areas in the State as this service is desired. The trucks of this company are not operated at capacity at the present time and this common carrier is ready, willing and able to provide the service that applicant herein seeks authority to provide, insofar as the transportation of ores and ore concentrates is concerned. The witness further testified that the protest of this company which she represents applies to the Counties of Clear Creek, Summit and Gilpin which the company is authorized to serve under its regular schedule authority. As to the other two counties, she states that the company is able to furnish such service under an irregular scheduled authority.

C. E. McKinney testified that he is the General Manager of the Fairplay Motor Co., Fairplay, Colorado, and that said company is the owner of PUC No. 1179. This company has four dump trucks suitable for hauling ores and ore concentrates and is ready, willing and able to furnish such service for Summit County. The protest of his company applies to Summit County.

F I N D I N G S

From the testimony introduced, the Commission finds that the area which applicant proposes to serve by hauling ores and ore concentrates is adequately served by the existing common carriers in the area, viz., Denver-Climax Truck Line, Inc. and Fairplay Motor Co.

The Commission further finds that the granting of the authority herein applied for to the applicant, insofar as the transportation of ores and ore concentrates is concerned, would impair the efficient public service of the said authorized motor vehicle common carriers.

That authority for the transportation of sand, gravel, and other road-surfacing materials should be granted, and that in all other respects said application should be denied.

O R D E R

THE COMMISSION ORDERS:

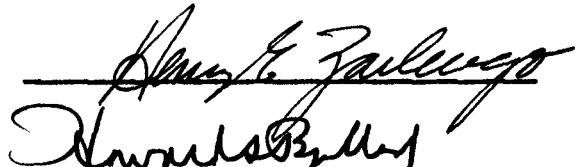
That Calven Palmer, be, and hereby is, authorized to extend operations under Permit No. B-3787 to include the right to transport sand, gravel and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 75 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 home and small construction jobs within a radius of 75 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 75 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 75 miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

That this Order is made a part of the permit granted to applicant.

That in all other respects Application No. 19879-PP-Extension 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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 16th day of July, 1963.
ea

original

(Decision No. 61033)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM D. SWISHER, 711 WASHINGTON,)
GOLDEN, COLORADO, FOR A CLASS "B") APPLICATION NO. 19880-PP
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)
- - - - -

- - - - -
July 16, 1963
- - - - -

Appearances: William D. Swisher, Golden,
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 home 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, transportation of road-surfacing materials to be restricted against the use of tank vehicles; coal, from Northern Colorado coal fields to Denver-Golden Mining Co., Golden, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing

Room of the Commission, 532 State Services Building, Denver, Colorado, July 12, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

William D. Swisher, of 711 Washington, Golden, Colorado, testified that he is the applicant in this matter; that his net financial worth is approximately \$15,000; that he has had ten years experience in the trucking business and that he desires to obtain authority from the Commission to haul sand, gravel, and other road-surfacing materials, including insulrock, as well as coal, all as more particularly set forth in the application. He intends to furnish the specified service with a Ford dump truck.

No one appeared in opposition to the granting of 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 hereby made a part of these Findings by reference.

That authority sought should be granted, as restricted in the Order following.

O R D E R

THE COMMISSION ORDERS:

That William D. Swisher, Golden, Colorado, be, and hereby is, authorized, to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and 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 home 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 transportation of road-surfacing materials being restricted against the use of tank vehicles; coal, from Northern Colorado coal fields, to Denver-Golden Mining Co., Golden, Colorado, and this ORDER shall be deemed to be, and be, a PERMIT therefor. ✓

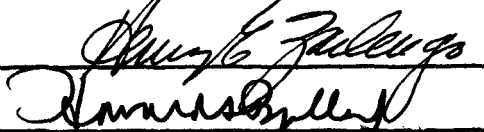
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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.

COMMISSIONER RALPH C. HORTON NOT PARTICIPATING.

Dated at Denver, Colorado,
this 16th day of July, 1963.
mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HORN'S CRANE SERVICE COMPANY, 2735)	
WEST BAYAUD, DENVER, COLORADO, FOR)	APPLICATION NO. 19881-PP-Extension
AUTHORITY TO EXTEND OPERATIONS UNDER)	
PERMIT NO. B-2420.)	

July 17, 1963

Appearances: Charles Horn, Denver,
Colorado, for Appli-
cant.

S T A T E M E N T

By the Commission:

Horn's Crane Service Company, Denver, Colorado, is the owner
and operator of Permit No. B-2420, authorizing the transportation of:

sand, gravel and other road-surfacing ma-
terials from pits and supply points in the
State of Colorado, to road and building
construction jobs within a radius of 50
miles of said pits and supply points, ex-
cluding service in Boulder, Clear Creek
and Gilpin Counties,

and by the instant application seeks authority to extend operations
under Permit No. B-2420 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
home and small construction jobs within a radius of fifty miles of
said pits and supply points; sand, gravle, dirt, stone, and refuse,
from and to building construction jobs, to and from points within a ra-
dius 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, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, July 12, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Charles Horn testified that he is the Vice-President of Horn's Crane Service Company, a corporation organized and existing under the laws of the State of Colorado; that this corporation is the owner of Permit No. 2420, and that the corporation has held this particular permit for over ten years. Prior to that time, the permit had been operated by a partnership consisting of the same individuals who now own the corporation since the year of 1939. The corporation has a net worth of over \$200,000, and the Manager of the corporation has had almost 25 years experience in the trucking business. The original permit provides for the transportation of sand, gravel and other road-surfacing materials, but restricted to the Counties of Boulder, Clear Creek, and Gilpin. The applicant wishes the restriction removed, all as more particularly set forth in the application.

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

It did not appear that the proposed extended 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.

O R D E R

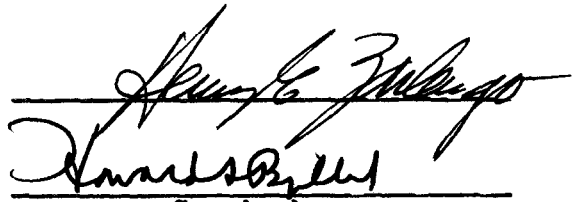
THE COMMISSION ORDERS:

That Horn's Crane Service Company, Denver, Colorado, be, and

hereby is, authorized to extend operations under Permit No. B-2420, 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 home 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 transportation of road-surfacing materials being restricted against the use of tank vehicles.

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 RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 17th day of July, 1963.
mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
RONALD W. BRADFORD, DOING BUSINESS)	
AS "AINSWORTH AND BRADFORD TRUCKING)	
COMPANY," 7152 EAST 74TH PLACE, COM-)	<u>APPLICATION NO. 19882-PP</u>
MERCE CITY, COLORADO, FOR A CLASS)	
"B" PERMIT TO OPERATE AS A PRIVATE)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	

July 17, 1963

Appearances: Dorothy Bradford, Commerce
City, Colorado, for Appli-
cant.

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 one hundred 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 home and small construction jobs within a radius of one hundred 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 one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

Said application, pursuant to prior setting, after appro-

priate notice to all parties in interest, was heard at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, July 12, 1963, and at the conclusion of the evidence the matter was taken under advisement.

Dorothy Bradford testified that she is the wife of Ronald W. Bradford, the applicant herein; that the net worth of the applicant is in excess of \$20,000; and that the applicant has more than seven years experience in the trucking business. She further testified that the applicant desires to do business under this permit, if the same be granted by the Commission, under the name and address of: Ainsworth and Bradford Trucking Company, 7152 East 74th Place, Commerce City, Colorado.

No one appeared in opposition to the granting of 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 hereby made a part of these Findings by reference.

That authority sought should be granted, as restricted in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Ronald W. Bradford, doing business as "Ainsworth and Bradford Trucking Company," Commerce City, Colorado, be, and 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 one hundred 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 home and small construction jobs within a radius of one hundred 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 one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, the transportation of road-surfacing materials being restricted against the use of tank vehicles, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

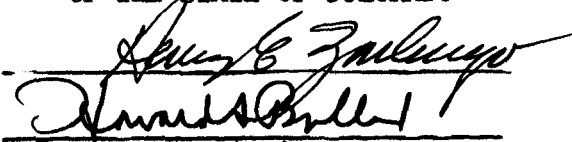
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 17th day of July, 1963.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

RALPH DECOSTA SHAW, DBA)

SEABOARD VAN LINES)

6255 Livingston Road, So. East)

Washington 20, D. C.)

AUTHORITY NO. PUC 2763-I

CASE NO. 11891 Ins.

July 17, 1963

S T A T E M E N T

By the Commission:

On May 10, 1963, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That said Authority be, and the same hereby is, reinstated, as of the date of revocation, and the said revocation Order be, and the same hereby is, vacated, set aside, and held for naught.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Fairbanks
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 17th day of July, 1963

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ORIENTAL REFINING CO.,
CLAIMANT
VS
THE DENVER AND RIO GRANDE
WESTERN RAILROAD COMPANY, ET AL
DEFENDANTS

INFORMAL REPARATION DOCKET NO. 1568
D. & R.G.W.R.R. CO. CLAIM NO. 0-55218
AMOUNT OF REPARATION \$3,103.10

July 16, 1963

S T A T E M E N T and F I N D I N G S

BY THE COMMISSION:

An application having been duly filed to submit this case for determination on the pleadings and record, the Commission after consideration of all the facts, finds, during the period June 13, 1962 through August 29, 1962, claimant, Oriental Refining Co., forwarded over the lines of The Denver and Rio Grande Western Railroad Company and The Colorado and Wyoming Railway Company, hereinafter referred to as defendants, 55 carload shipments of residual fuel from Alamosa, Colorado, to The Colorado Fuel and Iron Corporation, Minnequa, Colorado, weighing in the aggregate 3,266,329 pounds; that the defendants collected freight charges, on the basis of a rate of 31½ cents per 100 pounds, in the amount of \$10,288.97.

That on September 2, 1962, defendants established a rate of 22 cents per 100 pounds, in tank cars, subject to Rule 35 of Western Classification, estimated weight 7.4 pounds per gallon, applicable to such transportation as is herein involved; that the rate applied for the transportation involved was unreasonable and excessive to the extent it exceeded 22 cents per 100 pounds; that claimant, Oriental Refining Co., bore the freight charges on the shipments in question; that it has been damaged to the extent of the difference between the charges paid and those which would have accrued at a rate of 22 cents per 100 pounds, and is entitled to reparation in the amount of \$3,103.10.

O R D E R

THE COMMISSION ORDERS, That:

1. The Statement and Findings herein be, and they are, hereby made a

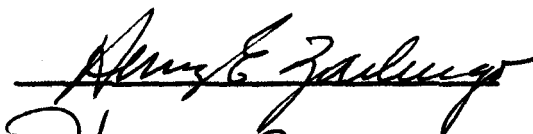
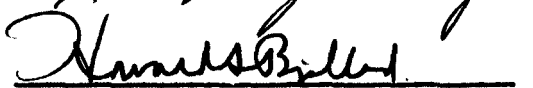
part hereof.

2. Defendants, The Denver and Rio Grande Western Railroad Company and The Colorado and Wyoming Railway Company be and they are hereby authorized and directed to pay unto claimant, Oriental Refining Co., P. O. Box 390, Alamosa, Colorado, on or before August 1, 1963, the sum of \$3,103.10.

3. This order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioner Ralph C. Horton
necessarily absent and did not
participate.



Commissioners

Dated at Denver, Colorado
this 16th day of July, 1963.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LEMUEL KELSO LEE, DOING BUSINESS AS)
"D & L TRUCK LINES," RURAL ROUTE 1,)
BOX 167, MORRISON, COLORADO, FOR A) APPLICATION NO. 19883-PP
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)

July 17, 1963

Appearances: Lemuel K. Lee, Morrison,
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 home 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, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

Said application, pursuant to prior setting after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, July 12, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Lemuel K. Lee testified that he is the applicant, doing business under the name of "D & L Truck Lines," and that the correct address of this business organization is Rural Route 1, Box 167, Morrison, Colorado, rather than his personal residential address which is shown in the application as being 1503 South Ivy Street, Denver 22, Colorado. He testified that his net worth is in excess of \$400,000; and that he has had over five years experience in the trucking business.

No one appeared in opposition to the granting of 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 hereby made a part of these Findings by reference.

That authority sought should be granted, as restricted in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Lemuel Kelso Lee, doing business as "D & L Truck Lines," Morrison, Colorado, should be, and 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 home 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 transportation of road-surfacing materials being restricted against the use of tank vehicles, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

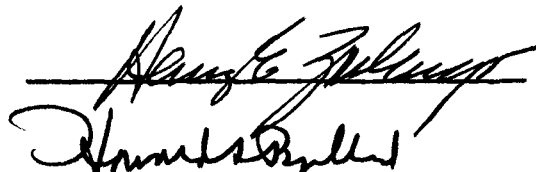
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 17th day of July, 1963.
ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
PAUL B. STOGNER, 2350 SOUTH HIGH)	
STREET, DENVER, COLORADO, FOR A)	
CLASS "B" PERMIT TO OPERATE AS A)	APPLICATION NO. 19884-PP
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

July 17, 1963

Appearances: Elizabeth Stogner, Denver,
Colorado, for Applicant.

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 home 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, transportation of road-surfacing materials to be restricted against the use of tank vehicles; scrap iron, from Golden, Loveland, and Littleton, Colorado, and a five-mile radius of each town, to the National Iron & Metals, 100 South Santa Fe Drive, Denver, Colorado, or to any of their customers, as directed by them; and applicant requests that in the event authority herein sought is granted, operating rights be known as "Permit No. B-5080," being the number of a permit formerly held by him.

Said application, pursuant to prior setting after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, July 12, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Elizabeth Stogner testified that she is the wife of the applicant; that the applicant's address is 2350 South High, Denver 10, Colorado; that the applicant has an approximate net worth in excess of \$15,000; and has had over thirty years experience in the trucking business. She further testified that the applicant wishes to haul sand, gravel, and other road-surfacing materials, including insulrock, and also scrap iron, all as set forth in the application. The applicant has been operating under Temporary Authority issued by the Commission for the last thirty days.

The file shows that on June 7, 1956, the Commission issued a similar authority to Paul B. Stogner, which authority was later cancelled upon request of the applicant. Elizabeth Stogner now testifies that if the present application is granted, the applicant would wish that the number assigned to such authority be the same as the original number, namely, "Permit No. B-5080."

No one appeared in opposition to the granting of 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:

That authority sought should be granted, and the same be known as "Permit No. B-5080."

O R D E R

THE COMMISSION ORDERS:

That Paul B. Stogner, Denver, Colorado, be, and 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 home 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, transportation of road-surfacing materials to be restricted against the use of tank vehicles; scrap iron, from Golden, Loveland, and Littleton, Colorado, and a five-mile radius of each town, to the National Iron & Metals, 100 South Santa Fe Drive, Denver, Colorado, or to any of their customers, as directed by them, said authority to bear the number "Permit No. B-5080," and this ORDER shall be deemed to be, and be, a PERMIT therefor.

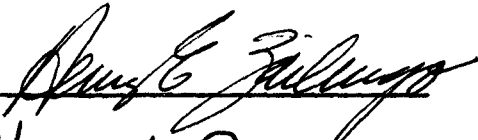
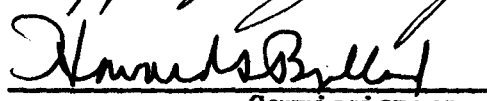
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 17th day of July, 1963.

ea

original

(Decision No. 61040)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EVERETT WILLIAMS, DOING BUSINESS AS)
"WILLIAMS TRUCKING," BOX 92, HAYDEN,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 19718-Transfer
PUC NO. 1880 AND PUC NO. 1880-I TO)
BEAVER BROTHERS, INC., BOX 956,)
CRAIG, COLORADO.)

July 18, 1963

Appearances: Everett Williams, Hayden,
Colorado, pro se;
Harvey Beaver, Craig, Colo-
rado, for Transferee.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Everett Williams, doing business as "Williams Trucking," Hayden, Colorado, was granted a certificate of public convenience and necessity (PUC No. 1880 and PUC No. 1880-I), authorizing operation as a common carrier by motor vehicle for hire, for the transportation, on call and demand, of:

farm products, including livestock, farm supplies, farm equipment, including furniture, coal, oil products, construction, building, oil field and drilling materials and supplies, between points in that part of Routt County which lies west of the Range Line between Ranges 85 and 86, and from and to points in the State of Colorado, without the right to transport oil products or construction, building oil field, and drilling materials and supplies from points in said Counties to points in the State of Colorado, or to transport farm supplies and farm equipment, including furniture, between points served by Leonard Gray under PUC No. 880 (except such service as Hayden Transfer Company is authorized to perform under Decision No. 8339), and without the right to furnish service between points served by line-

haul motor vehicle common carriers, in competition therewith; and for the conduct of a general transfer and cartage business in the Town of Hayden, Colorado;

between all points in Colorado and the Colorado state boundary lines where all highways cross same, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

Said certificate-holder now seeks authority to transfer PUC No. 1880 and PUC No. 1880-I to Beaver Brothers, Inc., Craig, Colorado.

Said application was regularly set for hearing before the Commission at the Court House, Craig, Colorado, June 20, 1963, at ten o'clock A. M., at which time and place hearing was held by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, transferor herein appeared and testified in support of the application, stating he has continuously operated under PUC No. 1880 and PUC No. 1880-I since granted by this Commission; that he will take stock in transferee herein, in return for said operating rights; that there is no outstanding indebtedness against said certificates.

Harvey Beaver, President of transferee herein, also appeared at the hearing and testified in support of the application, stating transferee has ample and suitable equipment, is financially able, and has sufficient experience and personnel to render operations under authority herein sought to be transferred.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of said application; that transferee will have sufficient equipment and experience to properly carry on the operation; that transferee's financial standing is established to the satis-

faction of the Commission; that the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Everett Williams, doing business as "Williams Trucking," Hayden, Colorado, be, and he hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 1880 and PUC No. 1880-I -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Beaver Brothers, Inc., Craig, Colorado, subject to payment of outstanding indebtedness against said certificate, 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 certificates have 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 certificates up to the time of transfer of said certificates.

That transfer of interstate operating rights herein authorized 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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 18th day of July, 1963.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EDWARD J. GOODING, DOING BUSINESS AS)
"PRAIRIE DAIRY LINES," 712 LA SALLE,)
COLORADO SPRINGS, COLORADO, FOR AU-)
THORITY TO TRANSFER PERMIT NO. B-5905) APPLICATION NO. 19834-PP-Transfer
TO VIRGIL L. BRAUER, DOING BUSINESS)
AS "BRAUER MILK LINE," 2730 EAST)
BIJOU, COLORADO SPRINGS, COLORADO.)

July 18, 1963

Appearances: Edward J. Gooding, Colorado
Springs, Colorado, pro se;
Virgil L. Brauer, Colorado
Springs, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Edward J. Gooding, doing business as "Prairie Dairy Lines," Colorado Springs, Colorado, was granted a Class "B" permit (No. B-5905), authorizing operation as a private carrier by motor vehicle for hire, for the transportation of:

milk, from points within a radius of six miles of Ellicott, and farms along and within one mile of Colorado State Highway No. 94 between Ellicott and a point on said highway ten miles west of Ellicott, to Colorado Springs, with back-haul of empty cans and feed in less-than-truckload lots, to his milk customers;

milk between points within an area described as follows: Beginning at Calhan, Colorado; thence south twenty miles; thence west to a point due south of Falcon, Colorado; thence north to Falcon, Colorado; thence along highway No. 24 to Calhan, the place of beginning, and from said described territory to the presently-authorized points of delivery, with back-haul of empty cans;

milk, in bulk, from point to point in El Paso County, South of Colorado Highway No. 94.

By the above-styled application, said permit-holder seeks authority to transfer said Permit No. B-5905 to Virgil L. Brauer, doing business as "Brauer Milk Line," Colorado Springs, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Edward J. Gooding, transferor herein, appeared and testified in support of the application, stating he has continuously operated under said permit since granted by this Commission; that the consideration for transfer of said operating rights is the sum of \$18,500; that there is no outstanding indebtedness against said permit.

Transferee herein also appeared at the hearing and testified he has ample and suitable equipment, sufficient net worth and operating experience to render and continue operations under said permit.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that transferee will have sufficient equipment and experience to properly carry on the operation under said permit; that transferee's financial standing is established to the satisfaction of the Commission; that the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Edward J. Gooding, doing business as "Prairie Dairy

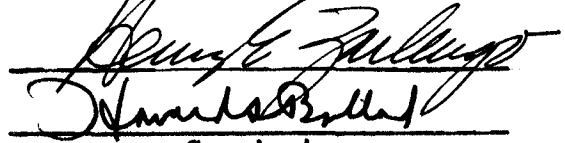
Lines," Colorado Springs, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to Permit No. B-5905 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Virgil L. Brauer, doing business as "Brauer Milk Line," Colorado Springs, 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 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 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 permit authorized to be transferred and shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 18th day of July, 1963.
mls

original

(Decision No. 61042)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN M. AIRHART, 860 PROSPECT PLACE,)
MANITOU SPRINGS, COLORADO, FOR AU-)
THORITY TO TRANSFER PUC NO. 3758 TO) APPLICATION NO. 19830-Transfer
DONALD C. HAWLEY AND CLOVIS W.)
MAJORS, DOING BUSINESS AS "MANITOU)
ASH & TRASH SERVICE," 135 RUXTON)
AVENUE, MANITOU SPRINGS, COLORADO.)

July 18, 1963

Appearances: Donald C. Hawley, Manitou
Springs, Colorado, for
Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, John M. Airhart, Manitou Springs, Colorado, was granted a certificate of public convenience and necessity (PUC No. 3758), authorizing operation as a common carrier by motor vehicle for hire, for the transportation of:

ashes and trash in the City of Manitou
Springs, Colorado, only.

By the above-styled application, said certificate-holder seeks authority to transfer said PUC No. 3758 to Donald C. Hawley and Clovis W. Majors, doing business as "Manitou Ash & Trash Service," Manitou Springs, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Donald C. Hawley, one of transferees herein, appeared and testified in support of the application, stating it was impossible for transferor herein to appear at the hearing; that he is personally acquainted with transferor, and knows of his own personal knowledge that said transferor has continuously operated under PUC No. 3758 since granted by this Commission, and that there is no outstanding indebtedness against said certificate; that the consideration for said transfer is the sum of \$3,500; that transferees are presently operating under said operating rights by virtue of Temporary Authority issued by this Commission; that transferees have ample and suitable equipment, sufficient net worth and operating experience to continue operations under said certificate.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that transferee will have sufficient equipment and experience to properly carry on the operation; that transferees' financial standing is established to the satisfaction of the Commission; that the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That John M. Airhart, Manitou Springs, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 3758 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Donald C. Hawley and Clovis W. Majors, doing business as "Manitou Ash & Trash Service," Manitou Springs, Colorado, subject to payment of outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

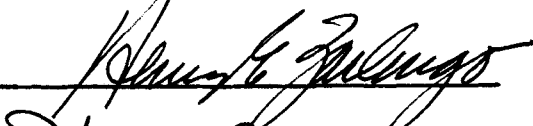
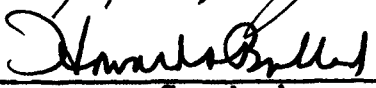
That said transfer shall become effective only if and when, but not before, said transferor and transferees, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements 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 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 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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 18th day of July, 1963.
mls

original

(Decision No. 61043)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RALPH CARESTIA, ROUTE 1, FLORENCE,)
COLORADO, FOR AUTHORITY TO EXTEND) APPLICATION NO. 19827-PP-Extension
OPERATIONS UNDER PERMIT NO. B-3547.)
-----)

July 18, 1963

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Ralph Carestia, Florence, Colorado, was granted a Class "B" permit (No. B-3547), authorizing operation as a private carrier by motor vehicle for hire, for the transportation of:

Coal and wood, between points within a radius of fifty miles of Florence, Colorado, excluding all service from or to points in Teller County;

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 home 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 transportation of road-surfacing materials being restricted against the use of tank vehicles.

By the instant application, said permit-holder seeks authority to extend operations under said Permit No. B-3547, to include the right to transport coal and wood, from point to point within a radius of 150 miles of Florence, Colorado; sand, gravel, and other road-surfacing materials, from pits and supply points in the State of Colorado, to construction jobs within a radius of 150 miles of said pits and supply points.

Said application was regularly set for hearing before the Commission and an Examiner was duly designated by the Commission to conduct said hearing, 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, applicant failed to appear, either in person or by representative. Thereupon, there being no protests thereto, the files were made a part of the record and the matter was taken under advisement.

The files of the Commission disclose that applicant has filed with the Commission a Certificate of Insurance covering his motor vehicle operations; that he has ample and suitable equipment, sufficient net worth and operating experience to render his proposed services.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that there is a need for applicant's proposed extended services; that applicant will have sufficient equipment and experience to properly carry on his proposed extended operations; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear to the Commission that applicant's proposed extended operations will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that authority herein sought should be granted, as set forth in the Order following.

O R D E R

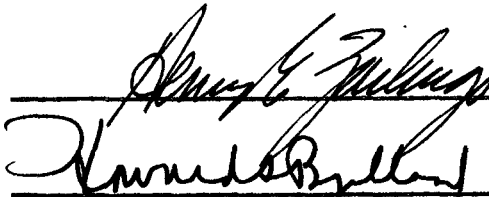
THE COMMISSION ORDERS:

That Ralph Carestia, Florence, Colorado, be, and he hereby is, authorized to extend operations under Permit No. B-3547, to include the right to transport coal and wood, from points to point within a radius of 150 miles of Florence, Colorado; sand, gravel, and other road-surfacing materials, from pits and supply points in the State of Colorado, to

construction jobs within a radius of 150 miles of said pits and supply points, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

That 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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 18th day of July, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM B. WICKHAM, 31 SOUTH FEN-)
TON, DENVER, COLORADO, FOR AU-)
THORITY TO TRANSFER PERMIT NO.)
B-6145 TO GORDON A. KILLAM, 9181)
YORK STREET, THORNTON, COLORADO.)
-----)

APPLICATION NO. 19844-PP-Transfer

July 18, 1963

Appearances: William B. Wickham, Denver,
Colorado, pro se;
Gordon A. Killam, Thornton,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, William B. Wickham, Denver, Colorado, was granted authority to operate as a Class "B" private carrier by motor vehicle for hire (Permit No. B-6145), authorizing transportation of:

Building materials, between points within the City and County of Denver, and to construction jobs within a radius of 25 miles of said City and County of Denver, State of Colorado, for Rio Grande Company, 123 Santa Fe Drive, Denver, Colorado.

By the above-styled application, said permit-holder seeks authority to transfer Permit No. B-6145 to Gordon A. Killam, Thornton, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, transferor herein appeared and testified in support of the application, stating he

had continuously operated under Permit No. B-6145 since granted by the Commission; that the consideration for transfer of said operating rights is the sum of \$2,000; that there are no outstanding unpaid operating obligations against said permit.

Transferee herein also appeared at the hearing and testified in support of the application, stating he has ample and suitable equipment, sufficient net worth and operating experience to continue operations under said permit.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of said application; that transferee will have sufficient equipment and experience to properly carry on said operation; that transferee's financial standing is established to the satisfaction of the Commission; that the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:



That William B. Wickham, Denver, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to Permit No. B-6145 -- with authority as set forth in the Statement preceding, which is made a part hereof by reference -- to Gordon A. Killam, Thornton, Colorado, subject to payment of outstanding indebtedness against said permit, 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 transferor 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



Commissioners.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 18th day of July, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
CHARLES V. BRYANT, 2012 RIDGEWAY,)	
COLORADO SPRINGS, COLORADO, FOR A)	
CLASS "B" PERMIT TO OPERATE AS A)	<u>APPLICATION NO. 19826-PP</u>
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

July 18, 1963

Appearances: Charles V. Bryant, Colorado
Springs, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

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 100 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 home and small construction jobs within a radius of 100 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 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; transportation of road-surfacing materials to be restricted against the use of tank vehicles.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner discloses that at the hearing, applicant herein appeared and testified in support of his application, stating he is presently operating under Temporary Authority issued by this Commission; that if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service with certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience to render the proposed service herein sought.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that there is a need for the proposed transportation services; that applicant will have sufficient equipment and experience to properly carry on his proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that the proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That Charles V. Bryant, Colorado Springs, Colorado, 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 100 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 home and small construction jobs within a radius of 100 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 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

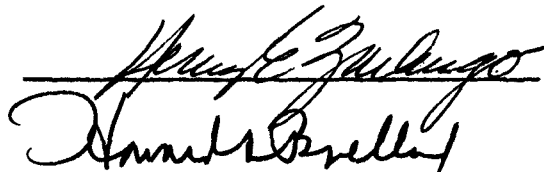
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 18th day of July, 1963.
ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JACK L. HOPSON, 27 HOPI DRIVE,)	
SECURITY, COLORADO, FOR A CLASS "B")	<u>APPLICATION NO. 19828-PP</u>
PERMIT TO OPERATE AS A PRIVATE CAR-)	
RIER BY MOTOR VEHICLE FOR HIRE.)	
-----)	

July 18, 1963

Appearances: Jack L. Hopson, Security,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

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 75 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 home and small construction jobs within a radius of 75 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 75 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 75 miles of said pits and supply points; transportation of road-surfacing materials to be restricted against the use of tank vehicles.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner discloses that at the hearing, applicant herein appeared and testified in support of his application, stating he is presently operating under Temporary Authority issued by this Commission; that if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service with certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience to render the proposed service herein sought.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that there is a need for the proposed transportation services; that applicant will have sufficient equipment and experience to properly carry on his proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that the proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That Jack L. Hopson, Security, Colorado, 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 75 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 home and small construction jobs within a radius of 75 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 75 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 75 miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

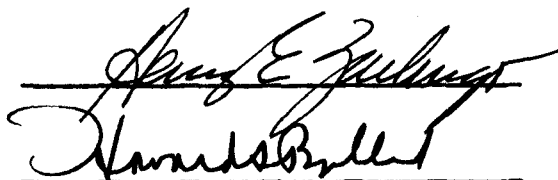
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 18th day of July, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM T. PARKINSON, DOING BUSINESS)
AS "PARKINSON T & T CO.," DELTA,)
COLORADO, FOR AUTHORITY TO LEASE) APPLICATION NO. 19817-Lease
PUC NO. 934 TO WESTERN TRANSFER LTD.,)
1931 EAST MAIN STREET, GRAND)
JUNCTION, COLORADO.)
-----)

July 19, 1963

Appearances: John P. Thompson, Esq.,
Denver, Colorado,
for Applicants;
Ernest Porter, Esq.,
Denver, Colorado,
for Rio Grande Motor
Way, Inc.;
Orville Dunlap, Montrose,
Colorado, for Orville
Dunlap & Sons;
W. R. Hall, Grand Junction,
Colorado, for W. R. Hall
Transportation & Storage
Company.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, William T. Parkinson, doing business as "Parkinson
T & T Co.," Delta, Colorado, was granted a certificate of public con-
venience and necessity (PUC No. 934), authorizing operation as a common
carrier by motor vehicle for hire, for the conduct of a:

Transfer, moving and drayage business, in Delta,
Colorado, and the transportation of farm products,
including livestock, and farm supplies, including
coal, used furniture, from farm to farm, farm to
town, and town to farm, within a radius of 50 miles
of Delta, and from and to points in said Delta area
to and from points in the State of Colorado, and
the transportation of telephone poles, mine sup-
plies, including powder and supplies for U. S.
Forest Ranger Camps from Delta to points in said
area, and fuel oil and distillates from Rangely
oil field to Denver, PROVIDED, applicant shall not
engage in the transportation of merchandise ordin-
arily handled by line-haul carriers between points
on established route of scheduled common carriers
serving such points singly or in combination in
competition with said carriers, except the distri-
bution of furniture shipped by rail in pooled car

carload lots to Delta for distribution to merchants in towns within said area, and for transportation where competitive in character with line-haul service he shall charge rates 20% in excess of those charged by line-haul common carriers, if any, operating between said points.

Decision No. 43494 eliminates the right to transport livestock into or from Jackson County, Colorado, and by Decision No. 48346, the certificate was extended by authorizing transportation of general freight, from point to point within the City of Delta, Colorado.

By the above-styled application, said certificate-holder seeks authority to lease said PUC No. 934 to Western Transfer Ltd., Grand Junction, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, it was stipulated and agreed to by and between lessor and lessee that it was their intention to negotiate on the basis of, and to lease only, the following-stated portion of PUC-934, viz.:

"transportation of livestock and used furniture, from farm to farm, farm to town, and town to farm, within a radius of fifty miles of Delta, and from and to points in said Delta area, to and from points in the State of Colorado."

It was also further agreed and stipulated, in view of the public interest, that if lease, as agreed upon by the parties herein, would be authorized by the Commission, lessor herein, subject to Commission approval, would voluntarily cancel and surrender the remaining authority as contained under said PUC No. 934.

William T. Parkinson, lessor herein, appeared and testified that he is owner of PUC No. 934; that he has continuously operated under the above-set-out portion of said certificate since granted by the Commission; that there is no outstanding indebtedness against said certificate; that it is his desire and intention to lease only the

aforementioned portion of PUC No. 934, because of certain pressing personnel problems that have existed in his operations; that lessee, operating under Temporary Authority, is now rendering a more expeditious service in the involved area.

William R. Irwin, President of lessee herein, also appeared and testified in support of said application, stating that said corporation, if authorized by the Commission, will transport only livestock and used furniture, as agreed upon; that lessee will have ample and suitable equipment, sufficient net worth, personnel and experience with which to carry on said operation.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that lessee will have sufficient equipment and experience to properly carry on said operation; that lessee's financial standing is established to the satisfaction of the Commission; that the proposed lease is compatible with the public interest and should be authorized; that all other operating rights, other than those herein being leased, should be cancelled, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That authority under PUC No. 934, except the following, be, and the same hereby is, cancelled and revoked, upon request of lessor herein:

transportation of livestock and used furniture,
from farm to farm, farm to town, and town to farm,
within a radius of fifty miles of Delta, Colorado,
and from and to points in said Delta area, to and
from points in the State of Colorado.

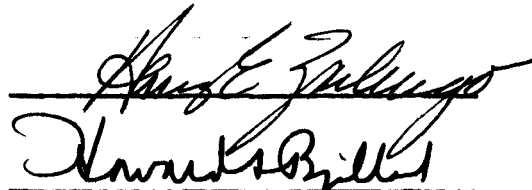
That William T. Parkinson, doing business as "Parkinson T & T Co.," Delta, Colorado, be, and he hereby is, authorized to lease PUC No. 934 -- with authority as above set forth -- to Western Transfer Ltd., Grand Junction, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 19th day of July, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
J. C. IRWIN, 1925 NORTH 7TH STREET,)	
GRAND JUNCTION, COLORADO, FOR AU-)	
THORITY TO TRANSFER PERMIT NO.)	
B-2156 TO WESTERN TRANSFER LTD.,)	<u>APPLICATION NO. 19816-PP-Transfer</u>
1931 EAST MAIN STREET, GRAND)	
JUNCTION, COLORADO.)	
-----)	

July 19, 1963

Appearances: John P. Thompson, Esq.,
Denver, Colorado, for
Applicants;
Ernest Porter, Esq., Denver,
Colorado, for Rio Grande
Motor Way, Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, J. C. Irwin, Grand Junction, Colorado, was granted
a Class "B" permit (Permit No. B-2156), authorizing operation as a
private carrier by motor vehicle for hire, for the transportation of:

Farm products, including livestock, barnyard
fertilizer, and farm supplies, from, to, and
between Glade Park, Fruita, Palisade, and
Grand Junction, Colorado, via U. S. Highways
Nos. 24 and 40, and the so-called "Serpent
Trail Road," and between points within a radius
of twenty-five miles of Glade Park, to any point
in the State of Colorado, and from any point in
the State of Colorado to the area contained within
said twenty-five-mile radius of Glade Park, Colo-
rado, provided, however, that no service between
towns shall be rendered in competition with
established line-haul common carriers.

Said permit-holder now seeks authority to transfer said operating
rights to Western Transfer, Ltd., Grand Junction, Colorado.

Said application was regularly set for hearing before the Com-
mission, and was heard by an Examiner duly designated and to whom the
hearing was assigned by the Commission. At the conclusion of the hearing,
the matter was taken under advisement, and said Examiner transmitted to
the Commission the record of said proceedings, together with a written
statement of his findings of fact and conclusions.

Report of the Examiner states that J. C. Irwin, transferor herein, appeared at the hearing and testified in support of the application, stating he has continuously operated under Permit No. B-2156 since granted by the Commission; that he has entered into a contract, copy of which is on file with the Commission, to sell said operating rights to Western Transfer, Ltd.; that the consideration for said transfer is the sum of \$500.; that there are no outstanding unpaid operating obligations against said permit.

William R. Irwin, President of transferee herein, also appeared and testified in support of said application, stating Articles of Incorporation of transferee are on file with the Commission; that transferee will have ample and suitable equipment, sufficient net worth and experienced personnel to render said operations; that if authority herein sought is granted, the same management and personnel will continue to operate said permit.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that transferee will have sufficient equipment and experience to properly carry on the proposed operation; that transferee's financial standing is established to the satisfaction of the Commission; that the proposed transfer is compatible with the public interest and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

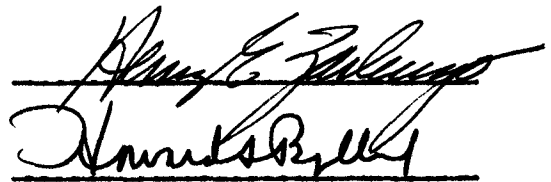
That J. C. Irwin, Grand Junction, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to Permit No. B-2156 -- with authority as set forth in the Statement preceding, which is made a part hereof by reference -- to Western Transfer, Ltd., Grand Junction, Colorado, 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 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 transferor 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


Commissioners.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 19th day of July, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GILBERT LARRY BRENNER, BAGGS ROUTE,)
CRAIG, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-) APPLICATION NO. 19813-PP
RIER BY MOTOR VEHICLE FOR HIRE.)
-----)

July 19, 1963

Appearances: Mrs. Gilbert Larry Brenner,
Craig, Colorado, for
Applicant.

STATEMENT AND FINDINGS OF FACT

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 home 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, transportation of road-surfacing materials to be restricted against the use of tank vehicles; coal, from mines within a radius of fifty miles of Craig, Colorado, to points within a radius of fifty miles of Craig, Colorado; uranium ore, from Little Star Mine, in Moffat County, to mills in Maybell, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the

hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that Mrs. Gilbert Larry Brenner appeared at the hearing and testified she is the wife of applicant herein; that her husband was working and could not attend the hearing; that he is the owner of an International Truck and a Chevrolet Truck; that he is presently operating under Temporary Authority issued by this Commission; that he has received many requests for his proposed service; that he has a net worth of \$15,000; that if authority herein sought is granted, he will obey the law, rules and regulations of this Commission.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that there is a need for the proposed transportation services of applicant; that applicant will have sufficient equipment and experience to properly carry on the proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that the proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that permit should issue to applicant herein, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Gilbert Larry Brenner, Craig, Colorado, 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 home 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, transportation of road-surfacing materials being restricted against the use of tank vehicles; coal, from mines within a radius of fifty miles of Craig, Colorado, to points within a radius of fifty miles of Craig, Colorado; uranium ore, from Little Star Mine, in Moffat County, to mills in Maybell, Colorado, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

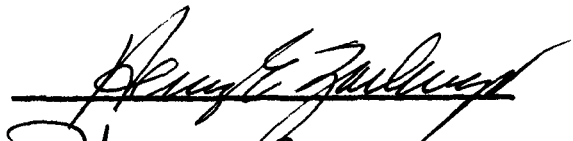

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.
Dated at Denver, Colorado,
this 19th day of July, 1963.

ea

original

(Decision No. 61050)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
E. M. DOAK AND D. LULU DOAK, DOING)
BUSINESS AS "CRAIG CAB COMPANY,")
CRAIG, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 19812-Transfer
TRANSFER PUC NO. 1290 TO WARREN H.)
FREAD AND VIVIAN M. FREAD, DOING)
BUSINESS AS "CRAIG CAB COMPANY,")
667 RAMEY STREET, CRAIG, COLORADO.)

July 19, 1963

Appearances: Fred A. Videon, Esq.,
Craig, Colorado, for
Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, E. M. Doak and D. Lulu Doak, doing business as
"Craig Cab Company," Craig, Colorado, were granted a certificate of
public convenience and necessity (PUC No. 1290), authorizing opera-
tion as a common carrier by motor vehicle for hire, for the conduct
of a:

call and demand taxicab service from point
to point within a radius of 50 miles of
Craig, Colorado, and from said area to and
from any point within the State of Colorado,
equipment used thereunder to be limited to
passenger cars of not to exceed 7-passenger
capacity, all service to be on call and de-
mand, and not on schedule.

By the above-styled application, said certificate-holders
seek authority to transfer said PUC No. 1290 to Warren H. Fread and
Vivian M. Fread, doing business as "Craig Cab Company," Craig, Colo-
rado.

Said application was regularly set for hearing before the
Commission, and was heard by an Examiner duly designated and to whom

the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, E. M. Doak, one of transferors herein, appeared at the hearing and testified in support of the application, stating he and his wife are owners of PUC No. 1290, and that they have contracted to sell said operating rights to transferees herein; that there are no outstanding obligations against said operating rights; that transferees have been operating said certificate, and are experienced operators.

Warren H. Fread, one of transferees herein, also appeared at the hearing and testified in support of the application, stating they are presently operating PUC No. 1290 under Temporary Authority issued by this Commission; that consideration for said operating rights has been paid; that they have a net worth of \$10,000; that he has had experience as both a driver and operator of taxicabs.

Herbert Mathers appeared at the hearing and testified he is owner of Wilderness Transit Company, and also local agent for Continental Trailways; that Mr. Fread is a good operator, and is performing a needed service.

Alice Robertson, Secretary of Craig Chamber of Commerce, and Ralph White, Clerk of the District Court for Moffat County, testified as to the need of the good service now being performed by transferees herein.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that transferees will have sufficient equipment and experience to properly carry on the operations; that transferees' financial standing is established to the

satisfaction of the Commission; that the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That E. M. Doak and D. Lulu Doak, doing business as "Craig Cab Company," Craig, Colorado, be, and they hereby are, authorized to transfer all right, title, and interest in and to PUC No. 1290 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Warren H. Fread and Vivian M. Fread, doing business as "Craig Cab Company," Craig, 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 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.


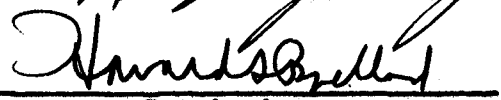
The tariff of rates, rules, and regulations of transferors shall, upon proper adoption notice, become and remain those of transferees until changed according to law and the rules and regulations of this Commission.

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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 19th day of July, 1963.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLIE KAPINOS, DOING BUSINESS AS)
"REASONABLE PRICES ASH & TRASH SER-)
VICE," 2400 WEST COLORADO AVENUE,)
COLORADO SPRINGS, COLORADO, AND LES-)
TER MARTIN NIELSEN, DOING BUSINESS)
AS "MARTS ASH & TRASH SERVICE," 220)
SOUTH 15TH STREET, COLORADO SPRINGS,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PUC NO. 2746 TO BOB STUTSMAN AND)
STANLEY ERNST, DOING BUSINESS AS)
"PAYLESS TRASH SERVICE," 409 EAST)
JEFFERSON, COLORADO SPRINGS, COLO-)
RADO.)

APPLICATION NO. 19831-Transfer

July 19, 1963

Appearances: Alfred C. Coxe, Esq., Colorado
Springs, Colorado, for Appli-
cants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Charlie Kapinos, doing business as "Reasonable
Prices Ash & Trash Service," Colorado Springs, Colorado, was granted a
certificate of public convenience and necessity (PUC No. 2746), author-
izing operation as a common carrier by motor vehicle for hire, for the
transportation of:

ashes, trash, refuse, and fertilizer, from the
City of Colorado Springs, Colorado, to the
Colorado Springs City Dump, wherever that may
be established;

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.

Thereafter said permit-holder was authorized by Decision No.
59314, of date September 24, 1963, to transfer said operating rights to
Lester Martin Nielsen, doing business as "Marts Ash and Trash Service,"

Said Lester Martin Nielsen defaulted on payments, and accordingly executed a "Bill of Sale" and "Assignment of PUC No. 2746," returning said PUC No. 2746 to Charlie Kapinos.

By the instant application, said Charlie Kapinos seeks authority to transfer PUC No. 2746 to Bob Stutsman and Stanley Ernst, doing business as "Payless Trash Service," Colorado Springs, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, transferor herein appeared and testified in support of the application, stating that the consideration for said operating rights is the sum of \$850; that there is no outstanding indebtedness against said certificate.

Report of the Examiner further states that Stanley Ernst, one of transferees herein, also appeared at the hearing and testified in support of the application, stating that transferees are presently operating under said certificate, by virtue of Temporary Authority issued by this Commission; that said transferees have ample and suitable equipment, sufficient net worth and operating experience to continue operations under PUC No. 2746.

The Commission, having considered the record and files and the written statement of the Examiner, states and finds that no one protests the granting of authority herein sought; that transferees have sufficient equipment and experience to properly carry on said operation; that transferees' financial standing is established to the satisfaction of the Commission; that the proposed transfer is compatible with the public interest, and should be authorized, as set

forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 59314, of date September 24, 1962, authorizing transfer of PUC No. 2746 from Charles Kapinos, doing business as "Reasonable Prices Ash & Trash Service," Colorado Springs, Colorado, to Lester Martin Nielsen, doing business as "Marts Ash and Trash Service," Colorado Springs, Colorado, be, and the same hereby is, vacated, set aside, and held for naught.

That said Charlie Kapinos, doing business as "Reasonable Prices Ash & Trash Service," Colorado Springs, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 2746 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Bob Stutsman and Stanley Ernst, doing business as "Payless Trash Service," Colorado Springs, 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 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.

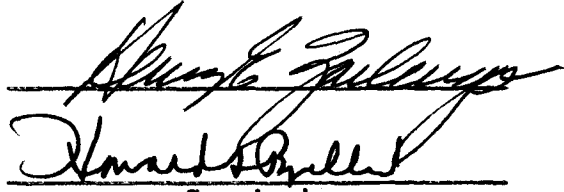
The tariff of rates, rules, and regulations of transferors shall, upon proper adoption notice, become and remain those of transferees until changed according to law and the rules and regulations of

this Commission.

The right of transferees to operate under this Order shall depend upon the prior filing by 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 RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 19th day of July, 1963.

mls

original

(Decision No. 61052)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JAMES R. NALL, DOING BUSINESS AS)
"PIANO MOVING & STORAGE CO.," 1436)
SOUTH LOGAN STREET, DENVER, COLO-) APPLICATION NO. 19843-Transfer
RADO, FOR AUTHORITY TO TRANSFER PUC)
NO. 3798 TO DENVER MOVING & STORAGE,)
INC., 8125 EAST 39TH AVENUE, DENVER,)
COLORADO.)
- - - - -

- - - - -
July 19, 1963
- - - - -

Appearances: Robert S. Brown, Denver, Colo-
rado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, James R. Nall, doing business as "Piano Moving & Storage Co.," Denver, Colorado, was granted a certificate of public convenience and necessity (PUC No. 3798), authorizing operation as a common carrier by motor vehicle for hire, for the conduct of a:

general transfer and cartage business between
points within the City and County of Denver,
State of Colorado.

By the above-styled application, said certificate-holder seeks authority to transfer said PUC No. 3798 to Denver Moving & Storage, Inc., Denver, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Robert S.

Brown, Vice-President and Secretary of transferee corporation herein, appeared and testified in support of the application, stating he is personally familiar with the facts and circumstances involved; that he had authority to speak on behalf of applicants herein; that transferor was unable to appear at the hearing; that he knows, of his own personal knowledge, that transferor has continuously operated under PUC No. 3798 since granted by the Commission; that there is no outstanding indebtedness against said operating rights; that the consideration for said transfer is the sum of \$4,500; that transferee is presently operating under said certificate under Temporary Authority granted by this Commission; that transferee has ample and suitable equipment, sufficient net worth and operating experience to continue operations thereunder.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one opposes the granting of authority herein sought; that transferee has sufficient equipment and experience to properly carry on said operation; that transferee's financial standing is established to the satisfaction of the Commission; that the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That James R. Nall, doing business as "Piano Moving & Storage Co.," Denver, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 3798 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Denver Moving & Storage, Inc., 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,

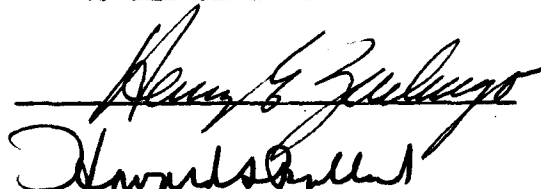
but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. 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 days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 19th day of July, 1963.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF AN EMERGENCY
RATE INCREASE FOR RIO GRANDE
MOTOR WAY, INC., AND LARSON
TRANSPORTATION COMPANY

CASE NO. 1585

July 17, 1963

S T A T E M E N T

BY THE COMMISSION

The Rio Grande Motor Way, Inc. and Larson Transportation Company (petitioners) with general offices in Denver, Colorado, through their counsel, filed a request with the Commission on July 12, 1963, for an emergency temporary increase in rates, applicable to intrastate traffic, as published in the following tariffs:

Colorado Motor Carriers' Association, Agent
Tariff No. 12-A, Colorado P.U.C. No. 11

Colorado Motor Carriers' Association, Agent
Tariff No. 14, Colorado P.U.C. No. 13

Rio Grande Motor Way, Inc.
Tariff No. 10-I, Colorado P.U.C. No. 56

The request, copy of which is attached and designated as Appendix "A" hereto, and by reference made a part hereof, sets forth in some detail the alleged necessity for the emergency increase.

F I N D I N G S

THE COMMISSION FINDS, that

The request for an emergency temporary increase in petitioners' rates should be assigned for a public hearing in order that the justness, reasonableness and otherwise lawfulness thereof may be inquired into by all concerned.

O R D E R


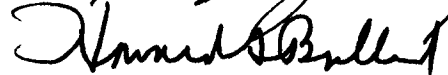
THE COMMISSION ORDERS, That:

1. The statement and findings herein be, and they are hereby, made a part hereof.
2. On or before July 29, 1963, petitioners shall provide the Secretary of the Commission with copies of any and all exhibits which petitioners intend to

introduce in evidence in support of their case.

3. The request of petitioners for an emergency temporary increase in rates, as referred to in the statement hereof, be and the same is hereby assigned for a public hearing on July 31, 1963, at 10:00 A.M. in the hearing room of the Commission, State Services Building, 1525 Sherman Street, Denver, Colorado, for the taking of evidence and testimony pertaining to said request.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Commissioner Horton necessarily
absent and did not participate.

Dated at Denver, Colorado
this 17th day of July, 1963.

ls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MORGAN D. HARRIS, DOING BUSINESS AS)
"MORGAN D. HARRIS EXCAVATING &)
GRADING CONTRACTOR," 216 NORTH RACE)
STREET, FOUNTAIN, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
- - - - -)

APPLICATION NO. 19829-PP

- - - - -
July 22, 1963
- - - - -

Appearances: Morgan D. Harris, Fountain,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

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 50 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 home and small construction jobs within a radius of 50 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 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; transportation of road-surfacing materials to be restricted against the use of tank vehicles.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner discloses that at the hearing, applicant herein appeared and testified in support of his application, stating he is presently operating under Temporary Authority issued by this Commission; that if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service with certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience to render the proposed service herein sought.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that there is a need for the proposed transportation services; that applicant will have sufficient equipment and experience to properly carry on his proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that the proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That Morgan D. Harris, doing business as "Morgan D. Harris Excavating & Grading Contractor," Fountain, Colorado, 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 50 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 home and small construction jobs within a radius of 50 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 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

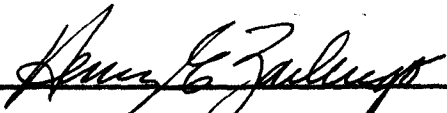
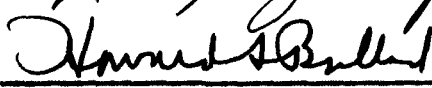
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 22nd day of July, 1963.
ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HELEN FARRA, MONTROSE, COLORADO, FOR)	
A CLASS "B" PERMIT TO OPERATE AS A)	<u>APPLICATION NO. 19819-PP</u>
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

July 22, 1963

STATEMENT AND FINDINGS OF FACT

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 100 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 home and small construction jobs within a radius of 100 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 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points, transportation of road-surfacing materials restricted against the use of tank vehicles.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the time and place designated for hearing, applicant herein failed to appear, either in

person or by representative. Thereupon, there being no protests thereto, the files were made a part of the record and the matter was taken under advisement.

Report of the Examiner further states that the files of the Commission disclose that applicant is a fit and proper person and has sufficient equipment to render the services proposed; that she is presently operating under Temporary Authority issued by this Commission; that she has on file with the Commission a Certificate of Insurance covering said operations.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that there is a need for the proposed transportation services; that applicant will have sufficient equipment and experience to properly carry on said operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that the proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That Helen Farra, Montrose, Colorado, be, and she 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 one hundred 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 home and small construction jobs within a radius of one hundred 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 one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

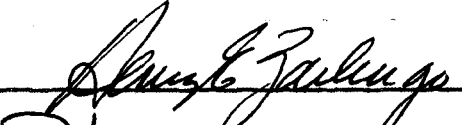
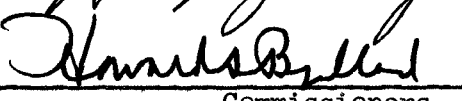
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

That the right of applicant to operate hereunder shall depend upon her 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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 22nd day of July, 1963.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
G. M. ALEXANDER, ROUTE 1, OLATHE,)
COLORADO, FOR A CLASS "B" PERMIT)
TO OPERATE AS A PRIVATE CARRIER BY) APPLICATION NO. 19820-PP
MOTOR VEHICLE FOR HIRE.)
-----)

July 22, 1963

Appearances: Frank J. Woodrow, Esq.,
Montrose, Colorado,
for Applicant;
Ernest Porter, Esq.,
Denver, Colorado, for
Rio Grande Motor Way, Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, as amended at the hearing, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of meat, meat products, and poultry products, not to exceed 150 pounds for the customers of Callaway Packing, Inc., Route 2, Montrose, Colorado, only, between Montrose, Colorado, and Salida, Colorado, and to all points intermediate thereto.

Said application was regularly set for hearing before the Commission and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, applicant herein appeared and testified in support of his application, stating that Callaway Packing, Inc. had requested that he file said application; that he would enter into special carriage contracts with said company, in the event authority herein sought is granted; that he will serve

Callaway Packing, Inc., only; that he has ample and suitable equipment, sufficient net worth and operating experience to render his proposed services.

Orvall Callaway, General Manager of Callaway Packing, Inc., appeared and testified in support of the granting of said application.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of said application; that there is a need for applicant's proposed transportation service; that applicant will have sufficient equipment and experience to properly carry on said operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that the proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That G. M. Alexander, Olathe, Colorado, be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of meat, meat products, and poultry products, not to exceed 150 pounds, for the customers of Callaway Packing, Inc., Route 2, Montrose, Colorado, only, between Montrose, Colorado, and Salida, Colorado, and all points intermediate thereto; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

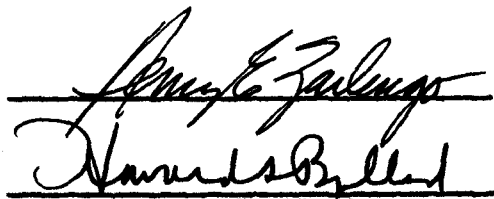
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 22nd day of July, 1963.

ea

original

(Decision No. 61057)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOSEPH L. HANNIGAN, NORWOOD, COLO-)
RADO, FOR AUTHORITY TO EXTEND OPERA-) APPLICATION NO. 19818-PP-Extension
TIONS UNDER PERMIT NO. B-6341.)

July 22, 1963

Appearances: Ernest Porter, Esq., Denver,
Colorado, for Rio Grande
Motor Way, Inc.;
W. R. Hall, Grand Junction,
Colorado, for W. R. Hall
Transportation & Storage
Company.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Joseph L. Hannigan, Norwood, Colorado, owner and operator of Permit No. B-6341, sought authority to extend operations thereunder, to include the right to transport uranium and vanadium ores, from all mines within a 75-mile radius of Norwood, Colorado, to Uravan, Naturita, and Grand Junction, Colorado.

Said application was regularly set for hearing before the Commission at 1:00 P. M., June 19, 1963, at the Court House, Montrose, Colorado. Thereafter an Examiner was duly designated by the Commission to hold said hearing, 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, applicant herein failed to appear, either in person or by representative.

Thereupon, protestants herein moved that said application be dismissed for lack of prosecution.

The Commission, having considered the record and files and the

written statement of the Examiner herein, states and finds that said application should be dismissed, for lack of prosecution.

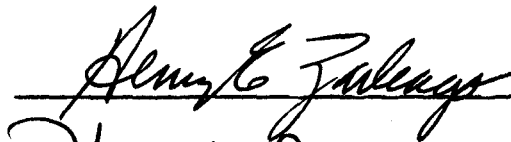
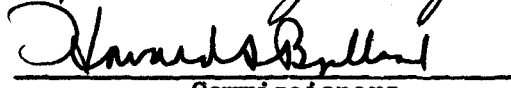
O R D E R

THE COMMISSION ORDERS:

That Application No. 19818-PP-Extension be, and the same hereby is, dismissed, for failure of applicant herein to prosecute.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 22nd day of July, 1963.

mls

original

(Decision No. 61058)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
URAVAN SUPPLY CO., A COLORADO COR-)
PORATION, NATURITA, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 19821-PP

July 22, 1963

Appearances: John H. Lewis, Esq., Denver,
Colorado, for Applicant;
Orville Dunlap, Montrose,
Colorado, for Orville Dun-
lap & Son;
Ernest Porter, Esq., Denver,
Colorado, for Rio Grande
Motor Way, Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of groceries and department store commodities, from Denver to Uravan, Colorado, serving one shipper, viz., San Miguel Trading Center, Inc.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the time and place designated for hearing, Peter H. Peters, President of applicant herein, and sole stockholder of San Miguel Trading Center, Inc., appeared and testified in support of the application, stating applicant has

ample and suitable equipment, sufficient net worth and operating experience to render the proposed service; that applicant will enter into special carriage contract with the shipper for said proposed service, if authority herein sought is granted; that no traffic would be diverted from any common carrier if permit herein sought is granted.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that there is a need for applicant's proposed transportation service; that applicant will have sufficient equipment and experience to properly carry on the proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear to the Commission that the proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That Uravan Supply Co., a Colorado corporation, Naturita, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of groceries and department store commodities from Denver to Uravan, Colorado, serving one shipper, viz., San Miguel Trading Center, Inc., and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

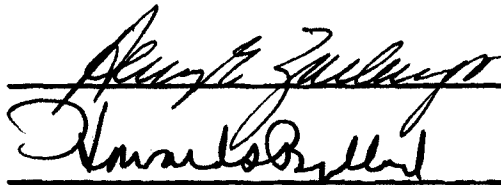
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of

its customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

That the right of applicant to operate hereunder shall depend upon its 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.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 22nd day of July, 1963.

mls

original

✓

(Decision No. 61059)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RICHARD C. SCHMIDT AND ANTHONY M.)
LUJAN, CO-PARTNERS, DOING BUSINESS)
AS "B & B RUBBISH REMOVAL SERVICE)
CO.," 7059 GALAPAGO STREET, DENVER,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 19842-Transfer
PUC NO. 3339 TO LEO HART, DOING)
BUSINESS AS "HART'S TRASH DISPOSAL,")
6041 TICHY BOULEVARD, COMMERCE CITY,)
COLORADO.)
-----)

July 18, 1963

Appearances: Douglas R. State, Esq.,
Denver, Colorado, for
Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Richard C. Schmidt and Anthony M. Lujan, co-partners, doing business as "B & B Rubbish Removal Service Co.," Denver, Colorado, were granted a certificate of public convenience and necessity (PUC No. 3339), authorizing operation as a common carrier by motor vehicle for hire, for the transportation of:

ashes, trash, and other refuse, between points in the City and County of Denver, and from points in 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.

By the above-styled application, said certificate-holders seek authority to transfer said PUC No. 3339 to Leo Hart, doing business as "Hart's Trash Disposal," Commerce City, Colorado.

Said application was regularly set for hearing before the Commission, and heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Anthony M. Lujan, one of transferors herein, appeared and testified in support of the application, stating that he and his partner have operated under said certificate since granted by this Commission; that there is outstanding a debt of \$3,000, secured by a chattel mortgage on a certain piece of equipment, which will be paid prior to the time of transfer of said operating rights; that copy of agreement to transfer is on file with the Commission; that the consideration for said transfer is the sum of \$7,000.

Leo Hart, transferee herein, also appeared at the hearing and testified that he has ample and suitable equipment, sufficient net worth and operating experience to continue operations under PUC No. 3339.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that transferee will have sufficient equipment and experience to properly carry on said operation; that transferee's financial standing is established to the satisfaction of the Commission; that the proposed transfer is compatible with the public interest and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Richard C. Schmidt and Anthony M. Lujan, doing business as "B & B Rubbish Removal Service Co.," Denver, Colorado, be, and they hereby are, authorized to transfer all right, title, and interest in and to PUC No. 3339 -- with authority as set forth in the Statement preceding, which is made a part hereof by reference -- to Leo Hart, doing business as "Hart's Trash Disposal," Commerce City, Colorado, subject to payment of outstanding indebtedness against said certificate, 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, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with,

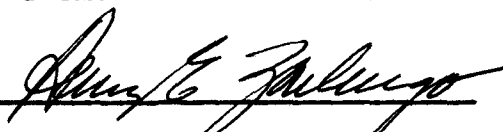
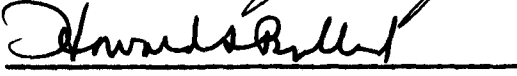

the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, 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 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 date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of July, 1963.

ea

original

(Decision No. 61060)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEORGE M. FLINT AND ALBERT C. KLAR-)
NER, DOING BUSINESS AS "ARVADA)
RUBBISH REMOVAL," 6066 DOVER STREET,)
ARVADA, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 19845-Transfer
TRANSFER PUC NO. 1931 TO ARVADA)
RUBBISH REMOVAL COMPANY, 6066 DOVER)
STREET, ARVADA, COLORADO.)

IN THE MATTER OF THE APPLICATION OF)
GEORGE M. FLINT AND ALBERT C. KLAR-)
NER, DOING BUSINESS AS "ARVADA)
RUBBISH REMOVAL," 6066 DOVER STREET,)
ARVADA, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 19846-PP-Transfer
TRANSFER PERMIT NO. B-3967 TO ARVADA)
RUBBISH REMOVAL COMPANY, A CORPORA-)
TION, 6066 DOVER STREET, ARVADA,)
COLORADO.)

July 22, 1963

Appearances: Robert E. McLean, Esq., Denver,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, George M. Flint and Albert C. Klarner, doing
business as "Arvada Rubbish Removal," Arvada, Colorado, were granted
the following operating rights:

PUC No. 1931:

Call and demand service for transportation of
ashes and rubbish, from points within that
part of Jefferson and Adams Counties, State of
Colorado, described as: Commencing at Sheridan
Boulevard and West 48th Avenue; thence due west
on West 48th Avenue to Simms Street; thence due
north to 80th Avenue; thence due east on 80th
Avenue to Federal Boulevard; thence south on
Federal Boulevard to 64th Avenue; thence due
west to Sheridan Boulevard; thence south on
Sheridan Boulevard to the place of beginning,
and to and from public dumps in or within the
vicinity of said area, and fertilizer and dirt
between points within said area.

PERMIT NO. B-3967:

Transportation of ashes and trash, in, to, and from the City of Arvada, Colorado, and a radius of one mile thereof; coal, from the northern Colorado coal fields to Arvada, Colorado, and a one-mile radius thereof; wood, from wood yards and forests, to Arvada and a radius of one mile thereof; ashes and trash, between points within the area described as follows: Beginning at Denver City Limits; thence east to a point one mile east of Fifty-Second Avenue and Federal Boulevard; thence north to a point one mile north of Westminster; thence to a point one mile west of Westminster; thence south to a point directly west of the north City Limits of Denver; thence east to the City Limits of Denver; coal from the northern Colorado coal fields, to points within the above-described territory; fertilizer from Mushroom Plant, located twelve miles north of Denver, to Arvada and Westminster and points within a one-mile radius of Arvada and Westminster.

By the above-styled applications, authority is sought to transfer said PUC No. 1931 and Permit No. B-3967 to Arvada Rubbish Removal Company, a corporation, Arvada, Colorado.

Said applications were regularly set for hearing before the Commission, and were heard by an Examiner duly designated and to whom the hearings were assigned by the Commission. At the conclusion of the hearings, the matters were taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceedings, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the time and place designated for hearing, said applications were consolidated for hearing; that George M. Flint, one of transferors herein, appeared at the hearing and testified in support of the applications, stating he and his partner had continuously operated under said operating rights since granted by the Commission; that there is no outstanding indebtedness against said certificate and permit; that the consideration for transfer of said operating rights is all capital stock of transferee; that Articles of Incorporation of said transferee are on file with the Com-

mission; that transferee has ample and suitable equipment, sufficient net worth and operating experience to continue operations under said certificate and permit; that the reason for said transfers is to achieve operating economy and potential tax savings; that if authority herein sought is granted, the same management and personnel will continue operations under said authorities.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant applications; that transferee will have sufficient equipment and experience to properly carry on said operations; that transferee's financial standing is established to the satisfaction of the Commission; that the proposed transfers are compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That George M. Flint and Albert C. Klarner, doing business as "Arvada Rubbish Removal," Arvada, Colorado, be, and they hereby are, authorized to transfer all right, title, and interest in and to PUC No. 1931 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Arvada Rubbish Removal Company, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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.

That George M. Flint and Albert C. Klarner, doing business as "Arvada Rubbish Removal," Arvada, Colorado, be, and they hereby are, authorized to transfer all right, title, and interest in and to Permit No. B-3967 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Arvada Rubbish Removal Company, Arvada, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

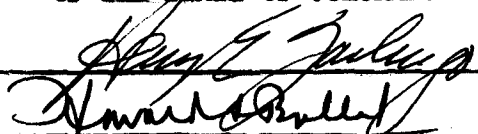
The right of transferee to operate under this Order shall depend upon its compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferors of delinquent reports, if any, covering operations under said permit up to the time of transfer of said permit.

This Order is made a part of the permit authorized to be transferred.

That said transfers shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said certificate and permit have 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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Donald B. Smith


Ralph C. Horton
Commissioners.

Dated at Denver, Colorado,
this 22nd day of July, 1963.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ED RUTT AND EVELYN D. RUTT, 1099)
BUSH STREET, BRIGHTON, COLORADO, FOR)
AUTHORITY TO TRANSFER PUC NO. 3541) APPLICATION NO. 19857-Transfer
TO ED RUTT MILK TRANSPORT CO., A)
CORPORATION, 1099 BUSH STREET,)
BRIGHTON, COLORADO.)

IN THE MATTER OF THE APPLICATION OF)
ED RUTT AND EVELYN D. RUTT, 1099)
BUSH STREET, BRIGHTON, COLORADO, FOR)
AUTHORITY TO TRANSFER PERMIT NO.) APPLICATION NO. 19858-PP-Transfer
B-5137 TO ED RUTT MILK TRANSPORT CO.,)
A CORPORATION, 1099 BUSH STREET,)
BRIGHTON, COLORADO.)

July 22, 1963

Appearances: John P. Thompson, Esq., Denver,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Ed Rutt and Evelyn D. Rutt, Brighton, Colorado,
were granted the following operating rights:

PUC NO. 3541:

Transportation of milk and cream from the area described as follows: Beginning at a point on U. S. Highway No. 285 three miles north of Longmont, Colorado; thence east to a point two miles west of U. S. Highway No. 85; thence south following a line which is two miles west of said Highway No. 85 to a point two and one-half miles north of the Fort Lupton-Dacono Highway; thence west along a line two and one-half miles north of the Fort Lupton-Dacono Highway to where such line intersects with Highway No. 285; thence north to the point of beginning, to condenseries in Johnstown and Fort Lupton, Colorado, only, with back haul of empty cans.

PERMIT NO. B-5137:

Transportation of milk and cream, to Fort Lupton, Colorado, from territories described as: Beginning at a point two and one-half miles south of Longmont, Colorado, on U. S. Highway No. 87; thence east a distance of six and one-half miles to Highway No. 185; thence south two and one-half miles; thence west six and one-half miles to U. S. Highway No. 87; thence north to point of beginning; beginning at the Rinn Church, located on Highway No. 185, being the northwest corner of Section 23, Township 2 North, Range 68-West; thence east six miles to the northeast corner of Section 23, Township 2 North, Range 67-West; thence south eight miles; thence west seven miles to the county road one mile west of Highway No. 185; thence north six miles; thence east one mile; thence north two miles to the point of beginning; with back-haul of empty cans.

By the above-styled applications, authority is sought to transfer said operating rights to Ed Rutt Milk Transport Co., a corporation, Brighton, Colorado.

Said applications were regularly set for hearing before the Commission, and were heard by an Examiner duly designated and to whom the hearings were assigned by the Commission. At the conclusion of the hearing, the matters were taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that said applications were heard on a joint record; that Ed Rutt, one of transferors herein, and President of transferee corporation, appeared and testified in support of said applications, stating that any indebtedness, if any, against said authorities, will be paid by transferee herein; that Articles of Incorporation of transferee are on file with the Commission; that transferee will have ample and suitable equipment, sufficient net worth and operating experience to continue operations under said operating rights; that the reason for said transfers is to achieve operating economy and potential tax savings; that the consideration for said

transfers is all capital stock of transferee corporation; that if said transfers are approved, the same management and personnel will continue to operate such authorities.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of said applications; that transferee will have sufficient equipment and experience to properly carry on said operations; that transferee's financial standing is established to the satisfaction of the Commission; that the proposed transfers are compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Ed Rutt and Evelyn D. Rutt, Brighton, Colorado, be, and they hereby are, authorized to transfer all right, title, and interest in and to PUC No. 3541 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Ed Rutt Milk Transport Co., a corporation, Brighton, Colorado, subject to payment of outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

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.

That Ed Rutt and Evelyn D. Rutt, Brighton, Colorado, be, and they hereby are, authorized to transfer all right, title, and interest in and to Permit No. B-5137 -- with authority as set forth in the

Statement preceding, which is made a part hereof, by reference -- to Ed Rutt Milk Transport Co., a corporation, Brighton, Colorado, subject to payment of outstanding indebtedness against said permit, if any there be, whether secured or unsecured.


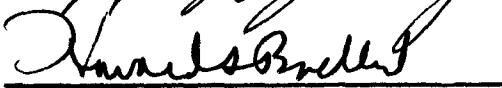

The right of transferee to operate under this Order shall depend upon its compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferors of delinquent reports, if any, covering operations under said permit up to the time of transfer of said permit.

This Order is made a part of the permit authorized to be transferred.

That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said certificate and permit have 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.

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 22nd day of July, 1963.
mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
TRANSPORT LEASING, INC., 5231)	PUC NO. 40
MONROE STREET, DENVER, COLORADO.)	<u>PUC NO. 40-I</u>
-----)	

July 22, 1963

Appearances: John P. Thompson, Esq.,
Denver, Colorado, for
Transport, Leasing, Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

The Commission is in receipt of a communication from Attorney for the above-styled certificate-holder, requesting authority be granted said certificate-holder to do business under the trade name and style: "Allen Transfer Company," in the conduct of operations under PUC No. 40 and PUC No. 40-I.

The Commission finds that said request should be granted, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the Secretary of the Commission is hereby directed to change the records of the Commission to show PUC No. 40 and PUC No. 40-I to be owned by:

"Transport Leasing, Inc.,
doing business as
'Allen Transfer Company,' "

in lieu of:

"Transport Leasing, Inc."

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Phelps

Harold Brill

Ralph C. Norton
Commissioners.

Dated at Denver, Colorado,
this 22nd day of July, 1963.

ea

original

(Decision No. 61063)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
JAMES DE GEORGE, DOING BUSINESS)	
AS "DE GEORGE TRANSFER AND STOR-)	
AGE COMPANY," 801 WALNUT STREET,)	<u>PERMIT NO. B-4015</u>
DENVER, COLORADO.)	
-----)	

RE MOTOR VEHICLE OPERATIONS OF)	
JAMES V. DE GEORGE, DOING BUSI-)	
NESS AS "DE GEORGE TRANSFER AND)	<u>PUC NO. 3591</u>
STORAGE COMPANY," 801 WALNUT)	<u>PUC NO. 3591-I</u>
STREET, DENVER, COLORADO.)	
-----)	

July 22, 1963

STATEMENT AND FINDINGS OF FACT

By the Commission:

On June 13, 1963, the Commission entered its Decision No. 60801, authorizing suspension of operations under Permit No. B-4015 from April 24, 1963, until October 24, 1963.

On said June 13, 1963, the Commission also entered its Decision No. 60803, authorizing suspension of operations under PUC No. 3591 and PUC No. 3591-I from April 24, 1963, until October 24, 1963.

The Commission is now in receipt of a communication from Robert W. Caddes, Attorney, Receiver for James Vincent DeGeorge, Bankrupt, requesting indefinite suspension of said operating rights, pending neogtiation for sale and transfer of said authorities.

The Commission finds that said request should be granted, as set forth in the Order following.

O R D E R

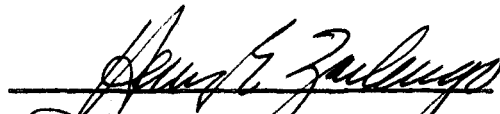

THE COMMISSION ORDERS:

That operations under Permit No. B-4015, PUC No. 3591, and PUC No. 3591-I, are hereby authorized to be further suspended for an indefinite period, pending sale and transfer of said operating rights

by Robert W. Caddes, Attorney, Receiver for James Vincent
DeGeorge, Bankrupt.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER RALPH C. HORTON
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 22nd day of July, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE PETITION OF THE NATIONAL BUS)	
TRAFFIC ASSOCIATION, INC., AGENT,)	
FOR AND ON BEHALF OF CERTAIN)	
NAMED MOTOR CARRIERS FOR AUTHORITY)	<u>APPLICATION NO. 1606, et al</u>
TO INCREASE CHARTER COACH FARES)	
BETWEEN POINTS IN THE STATE OF)	
COLORADO.)	
-----)	

July 22, 1963

Appearances: Raymond B. Danks, Esq.,
Denver, Colorado, for
The Denver Tramway
Corporation.

STATEMENT AND FINDINGS OF FACT

By the Commission:

The Commission is in receipt of "Motion to Intervene"
filed herein by Raymond B. Danks, Attorney, for and on behalf of
The Denver Tramway Corporation.

The Commission, having considered said Motion, states and
finds that it should be granted.

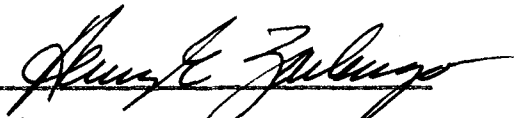

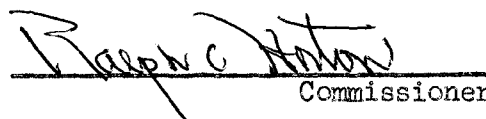
O R D E R

THE COMMISSION ORDERS:

That "Motion to Intervene" filed with the Commission in the
above-captioned matter by The Denver Tramway Corporation, by Raymond B.
Danks, be, and the same hereby is, granted.

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 July, 1963.
ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
KEITH S. MERRITT, DOING BUSINESS AS)
"MERRITT PACKING AND CRATING SER-)
VICE," 4200 MONROE STREET, DENVER,)
COLORADO, TO TRANSFER PUC NO. 4020)
TO MERRITT PACKING & CRATING SER-)
VICE, INC., 4200 MONROE STREET,)
DENVER, COLORADO.)
-----)

APPLICATION NO. 19745-Transfer

IN THE MATTER OF THE APPLICATION OF)
KEITH S. MERRITT, DOING BUSINESS AS)
"MERRITT PACKING AND CRATING SER-)
VICE," 4200 MONROE STREET, DENVER,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PUC NO. 440 AND PUC NO. 440-I TO)
MERRITT PACKING & CRATING SERVICE,)
INC., 4200 MONROE STREET, DENVER,)
COLORADO.)
-----)

APPLICATION NO. 19746-Transfer

July 22, 1963

Appearances: John H. Lewis, Esq.,
Denver, Colorado,
for Applicants.

SUPPLEMENTAL ORDER

S T A T E M E N T

By the Commission:

On June 6, 1963, the Commission entered its Decision No. 60829 in the above-styled applications, authorizing transfers, as therein sought, said Order to become effective twenty-one (21) days from the date thereof, and requiring filing of certain documents within thirty (30) days from the date of said Order.

The Commission is now in receipt of a communication from Attorneys for Applicants herein, requesting an extension of time within which to comply with the requirements of Decision No. 60829.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted, as set forth in the Order following.

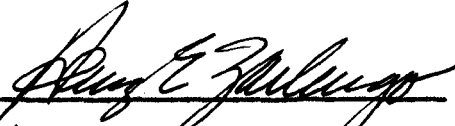
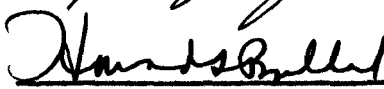
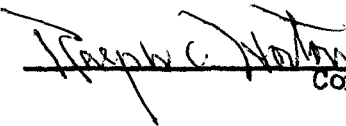
O R D E R

THE COMMISSION ORDERS:

That extension of time, and until August 15, 1963, be,
and is hereby, granted to applicants herein to comply with require-
ments of Decision No. 60829, of date June 6, 1963.

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 July, 1963.

ea

original

(Decision No. 61066)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
GEROLD J. SCHRAMEK, ROUTE 1, BOX)	
48-A, FOUNTAIN, COLORADO, FOR A)	
CLASS "B" PERMIT TO OPERATE AS A)	APPLICATION NO. 19548-PP-Amended
PRIVATE CARRIER BY MOTOR VEHICLE)	<u>SUPPLEMENTAL ORDER</u>
FOR HIRE.)	
-----)	

July 23, 1963

Appearances: Gerold J. Schramek, Fountain,
Fountain, Colorado, pro se;
Merle Jessup, Elbert, Colo-
rado, for Elbert Transfer
Company;
Robert R. Hopson, Colorado
Springs, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On January 28, 1963, the Commission entered its Decision No. 60016, granting to applicant herein the right to operate as a Class "B" private carrier by motor vehicle for hire, as therein set forth.

Said applicant has failed to comply with requirements set forth in said Decision No. 60016, viz., has not filed the following with the Commission: (1) List of Customers; (2) Tariff.

The Commission states and finds that operating rights granted applicant herein by Decision No. 60016, of date January 28, 1963, should be revoked, for failure of said applicant to comply with requirements of said Decision No. 60016.

ORDER

THE COMMISSION ORDERS:

That operating rights granted to Gerold J. Schramek, Fountain, Colorado, by Decision No. 60016, of date January 28, 1963, be, and the same hereby are, revoked, for failure of applicant to comply with requirements set forth in said Decision No. 60016.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Remy E. Zerk
Howard B. Bell
Ralph C. Norton
Commissioners.

Dated at Denver, Colorado,
this 23rd day of July, 1963.

ea

original

(Decision No. 61067)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MABLE V. WATTS, 1095 SOUTH KRAMERIA)
STREET, DENVER, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)

APPLICATION NO. 19550-PP
SUPPLEMENTAL ORDER

July 23, 1963

Appearances: Mable V. Watts, Denver,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On February 6, 1963, the Commission entered its Decision No. 60094, granting to applicant herein the right to operate as a Class "B" private carrier by motor vehicle for hire, as therein set forth.

Said applicant has failed to comply with requirements set forth in said Decision No. 60094, viz., has not filed the following with the Commission: (1) List of Customers; (2) Tariff.

The Commission states and finds that operating rights granted applicant herein by Decision No. 60094, of date February 6, 1963, should be revoked, for failure of applicant to comply with requirements of said Decision No. 60094.

O R D E R

THE COMMISSION ORDERS:

That operating rights granted to Mable V. Watts, Denver, Colorado, by Decision No. 60094, of date February 6, 1963, be, and the same hereby are, revoked, for failure of applicant to comply with requirements set forth in said Decision No. 60094.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Harold E. Zullinger
Harold E. Zullinger

Ralph C. Norton
Commissioners.

Dated at Denver, Colorado,
this 23rd day of July, 1963.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
F. R. (ANDY) ANDERSON, 1212 BONHAM,)	
AMARILLO, TEXAS, FOR AUTHORITY TO)	
TRANSFER INTERSTATE OPERATING RIGHTS)	PUC NO. 3328-I-Transfer
TO M. J. SONNY ROGERS, JR., DOING)	<u>CASE NO. 12433-INS.</u>
BUSINESS AS "ANDY ANDERSON TRUCKING)	
CO.," BOX 1508, AMARILLO, TEXAS.)	
- - - - -)	

- - - - -
July 23, 1963
- - - - -

S T A T E M E N T

By the Commission:

Heretofore, F. R. (Andy) Anderson, Amarillo, Texas, was granted a certificate of public convenience and necessity (PUC No. 3328-I), authorizing operation as a common carrier by motor vehicle for hire, for the 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.

Said certificate-holder now seeks authority to transfer said operating rights to M. J. Sonny Rogers, Jr., doing business as "Andy Anderson Trucking Co.," Amarillo, Texas.

It appears that on June 26, 1963, the Commission entered its Order in Case No. 12433-Ins., cancelling said operating rights for failure of said certificate-holder to keep insurance on file with the Commission.

Proper insurance filing has now been made with the Commission by said certificate-holder, and reinstatement of said operating rights is requested.

Inasmuch as the record and files of the Commission fail to disclose any reason why said transfer should not be authorized,

F I N D I N G S

THE COMMISSION FINDS:

That PUC No. 3328-I should be reinstated and transferred,
as set forth in the Order following.

O R D E R

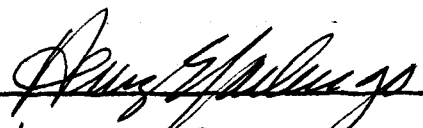
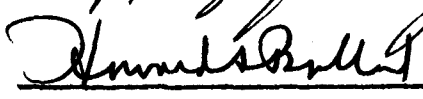
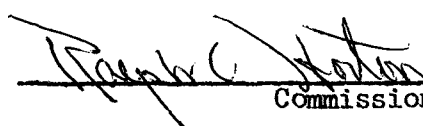
THE COMMISSION ORDERS:

That PUC No. 3328-I be, and the same is, hereby reinstated,
as of June 26, 1963, revocation order entered by the Commission on
said date in Case No. 12433-Ins. being hereby vacated, set aside, and
held for naught.

That F. R. (Andy) Anderson, Amarillo, Texas, be, and he hereby
is, authorized to transfer all right, title, and interest in and to
said PUC No. 3328-I -- with authority as set forth in the Statement
preceding, which is made a part hereof, by reference -- to M. J. Sonny
Rogers, Jr., doing business as "Andy Anderson Trucking Co.," Amarillo,
Texas, subject to payment of outstanding indebtedness against said
certificate, if any there be, whether secured or unsecured, and subject
to the provisions of the Federal Motor Carrier Act of 1935, as amended.

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 23rd day of July, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) JULIA K. SEIWALD, 4315 UTICA STREET,) DENVER, COLORADO, FOR AUTHORITY TO) TRANSFER PERMIT NO. A-853 TO DEAN) RESLER, DOING BUSINESS AS "RESLER) TRUCK SERVICE," STERLING, COLORADO.)	<u>APPLICATION NO. 19874-PP-Transfer</u>

July 23, 1963

Appearances: Albert Zarlengo, Esq., Denver,
Colorado, for Transferor;
Michael T. Corcoran, Esq.,
Denver, Colorado, for Trans-
feree;
John P. Thompson, Esq., Denver,
Colorado, for Denver-Laramie-
Walden Truck Line, Inc., Den-
ver Loveland Transportation,
Inc., Transport Leasing, Inc.,
doing business as Allen Trans-
fer Co., Boulder Denver Truck
Line, Inc., North Eastern
Motor Freight, Inc.

S T A T E M E N T

By the Commission:

The above-styled application was regularly set for hearing at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, July 8, 1963, at ten o'clock A. M., and at that time was continued to July 12, 1963, at two P. M., at the same place.

During the course of the hearing, Michael T. Corcoran, Attorney for the Transferee, Dean Resler, doing business as "Resler Truck Service," moved that the application for transfer be dismissed. Counsel for protestant stated that protestant had no objection. Counsel for the Transferor, Julia K. Seiwald, objected to the dismissal. The matter of dismissal was taken under advisement. This Commission has no authority to force a transfer upon either a transferor or

transferee. Such matters must be litigated in the Courts.

F I N D I N G S

THE COMMISSION FINDS:

That the instant application should be dismissed.

O R D E R

THE COMMISSION ORDERS:

That Application No. 19874-PP-Transfer be, and the same hereby is, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
Donald B. Bell
Commissioners.

CHAIRMAN HENRY E. ZARLENGO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 23rd day of July, 1963.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
E. RAYMOND CARTER, 2625 GUNNISON)
STREET, COLORADO SPRINGS, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE AS)
A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 19825-PP

July 23, 1963

Appearances: E. Raymond Carter, Colorado
Springs, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of dirt, from construction jobs to dumps and fills; gravel, from pits to construction jobs, within a twenty-five-mile radius of Nevada and Pikes Peak Avenues, Colorado Springs, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, applicant appeared and testified in support of his application, stating he is presently operating under Temporary Authority issued by this Commission; that if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service with cer-

tain shippers who have requested his services; that he has ample and suitable equipment, sufficient net worth and operating experience to render the proposed service herein sought.

The Commission, having considered the record and files and the written statement of the Examiner herein states and finds that no one protests the granting of authority herein sought; that there is a need for the proposed transportation services; that applicant will have sufficient equipment and experience to properly carry on the proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that the proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That E. Raymond Carter, Colorado Springs, Colorado, be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of dirt, from construction jobs to dumps and fills; gravel, from pits to construction jobs; within a twenty-five-mile radius of Nevada and Pikes Peak Avenue, Colorado Springs, Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

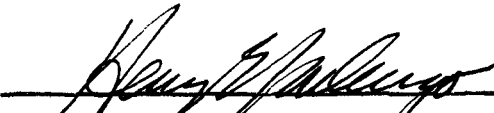
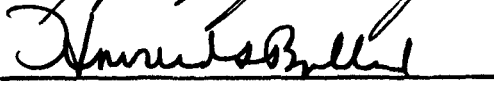

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured

authority sheets.

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 23rd day of July, 1963.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JACK E. EDSON AND MARJORIE J. EDSON,)	
DOING BUSINESS AS "EDSON EXPRESS,")	
P. O. BOX 582, LONGMONT, COLORADO,)	APPLICATION NO. 19734-PP-Transfer
FOR AUTHORITY TO TRANSFER PERMIT NO.)	<u>SUPPLEMENTAL ORDER</u>
A-453 TO LANG TRANSIT LINE, INC.,)	
830 MARTIN STREET, LONGMONT, COLO-)	
RADO.)	

July 23, 1963

Appearances: William W. Gardner, Esq.,
Longmont, Colorado, for
Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On June 6, 1963, the Commission entered its Decision No. 60831, authorizing transfer of Permit No. A-453 from Jack E. Edson and Marjorie J. Edson, doing business as "Edson Express," Longmont, Colorado, to Lang Transit Line, Inc., Longmont, Colorado.

The Commission has now been informed by William W. Gardner, Attorney for Transferor herein, that said transfer will not be consummated, and that said Jack E. Edson and Marjorie J. Edson, doing business as "Edson Express," Longmont, Colorado, will retain said operating rights.

The Commission states and finds that the records of the Commission should be changed to conform to the facts, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 60831, of date June 6, 1963, be, and the same hereby is, vacated, set aside, and held for naught.

That the Secretary of the Commission is hereby directed
to change the records of the Commission to show Permit No. A-453
to be owned and operated by:


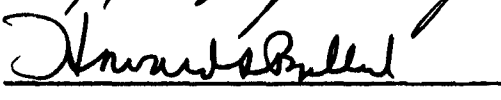
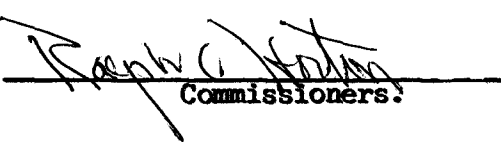
"Jack E. Edson and
Marjorie J. Edson,
doing business as
'Edson Express,'"

in lieu of:

"Lang Transit Line, Inc."

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 23rd day of July, 1963.

mls

original

(Decision No. 61072)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JACK E. EDSON AND MARJORIE J. EDSON,)
DOING BUSINESS AS "EDWON EXPRESS,")
P. O. BOX 582, LONGMONT, COLORADO,)
FOR AUTHORITY TO TRANSFER INTERSTATE)
OPERATING RIGHTS TO LANG TRANSIT)
LINE, INC., 830 MARTIN STREET, LONG-)
MONT, COLORADO.)

PUC NO. 3136-I-Transfer
SUPPLEMENTAL ORDER

July 23, 1963

Appearances: William W. Gardner, Esq.,
Longmont, Colorado, for
Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On April 17, 1963, the Commission entered its Decision No. 60495, authorizing transfer of PUC No. 3136-I, from Jack E. Edson and Marjorie J. Edson, doing business as "Edson Express," Longmont, Colorado, to Lang Transit Line, Inc., Longmont, Colorado.

The Commission has now been informed by William W. Gardner, Attorney for Transferors herein, that said transfer will not be consummated, and that said Jack E. Edson and Marjorie J. Edson, doing business as "Edson Express," Longmont, Colorado, will retain said operating rights.

The Commission states and finds that the records of the Commission should be changed to conform to the facts, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 60495, of date April 17, 1963, be, and the

same hereby is, vacated, set aside, and held for naught.

That the Secretary of the Commission is hereby directed to change the records of the Commission to show PUC No. 3136-I to be owned and operated by:


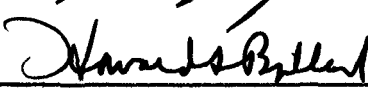
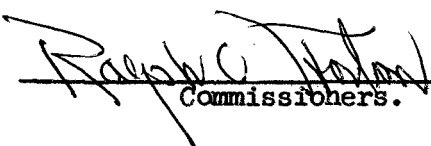
"Jack E. Edson and
Marjorie J. Edson,
doing business as
'Edson Express,'"

in lieu of:

"Lang Transit Line, Inc."

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 23rd day of July, 1963.

mls

original

(Decision No. 61073)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BESSIE M. WALTON AND HENRY B. CARNES,)
DOING BUSINESS AS "B & M SERVICE CO.,")
RANGELY, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 19726-Transfer
TRANSFER PUC NO. 4449 TO B & M SER-)
VICE, INC., RANGELY, COLORADO.)

IN THE MATTER OF THE APPLICATION OF)
BESSIE M. WALTON AND HENRY B. CARNES,)
DOING BUSINESS AS "B & M SERVICE CO.,")
RANGELY, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 19727-PP-Transfer
TRANSFER PERMIT NO. B-3897 TO B & M)
SERVICE, INC., RANGELY, COLORADO.)

July 23, 1963

SUPPLEMENTAL ORDER

Appearances: Truman A. Stockton, Jr.,
Esq., Denver, Colorado,
for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On May 23, 1963, the Commission entered its Decision No. 60728 in the above-styled applications, authorizing transfer of PUC No. 4449 and Permit No. B-3897 from Bessie M. Walton and Henry B. Carnes, doing business as "B & M Service Company," Rangely, Colorado, to B & M Service, Inc., Rangely, Colorado.

It now appears that in the same proceeding, authority was sought for Russell Hubble to acquire stock of Henry B. Carnes in B & M Service Co., Inc. Inadvertently, this matter was not ruled upon by the Commission in said Decision No. 60728.

The Commission finds that such authority should be granted, as set forth in the Order following.

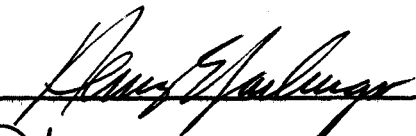
O R D E R

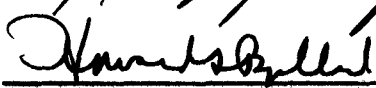
THE COMMISSION ORDERS:


That purchase of stock interest of Henry B. Carnes in B & M Service Co., Inc., by Russell Hubble, Rangely, Colorado, be, and the same hereby is, authorized and approved.

This Order shall become effective, nunc pro tunc, as of June 13, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 23rd day of July, 1963.

mls

original

(Decision No. 61074)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ALVERNE A. JONES, DOING BUSINESS AS)	
"MOUNTAIN DISPOSAL SERVICE," 10670)	
WEST 47TH PLACE, WHEATRIDGE, COLO-)	APPLICATION NO. 18436-Extension
RADO, FOR A CERTIFICATE OF PUBLIC)	<u>SUPPLEMENTAL ORDER</u>
CONVENIENCE AND NECESSITY, AUTHORIZ-)	
ING EXTENSION OF OPERATIONS UNDER)	
PUC NO. 2875.)	

July 23, 1963

Appearances: Roy H. McVickers, Jr., Esq.,
Wheatridge, Colorado, for
Applicant;
Bennett S. Aisenberg, Esq.,
Denver, Colorado, for
Mountain View Rubbish Re-
moval Co., Sam's Ash and
Trash Hauling Service.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On August 15, 1961, Decision No. 57021 was entered by this
Commission in the above-styled application, extending PUC No. 2875:

"to include the area bounded on the west by
a line along the west line of Morrison,
Colorado, on the south by Cornell Avenue,
and/or the projected line of Cornell Avenue,
on the east by Wadsworth Avenue, and on the
north by West Alameda, Jefferson County,
Colorado."

On December 17, 1962, "Petition to Vacate and Amend Order"
was filed with the Commission, by Mountain View Rubbish Removal Com-
pany, Sam's Ash and Trash, and Garbage Service, by Gorsuch, Kirgis,
Campbell, Walker and Grover, Esqs.

On January 14, 1963, hearing on Petition to Vacate and Amend
Order was held by an Examiner duly designated, and to whom the hearing
was assigned by the Commission, he thereafter submitting a report of

said proceedings to the Commission.

On April 29, 1963, "Answer Brief of Alverne A. Jones, doing business as 'Mountain Disposal Service,'" was filed with the Commission, by Roy H. McVicker, Jr., Esq.

On May 7, 1963, "Reply Brief of Petitioners in Support of Petition to Vacate and Amend Order" was filed with the Commission, by protestants, by their attorneys.

Upon review of the evidence adduced at the hearing on said application, the Findings contained in Decision No. 57021, and briefs filed herein, it is apparent to the Commission that the Order contained in said Decision No. 57021 did not properly set forth operating rights to be granted therein.

The Commission states and finds that Decision No. 57021, of date August 15, 1961, should be amended, as set forth in the Order following.

O R D E R

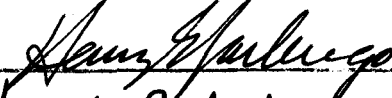
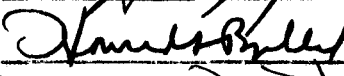
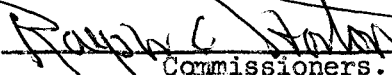
THE COMMISSION ORDERS:

That Decision No. 57021, of date August 15, 1961, be, and the same hereby is, amended, by striking therefrom the second paragraph of the Order contained in said Decision, appearing on Page 4 thereof, and inserting in lieu thereof the following:

"That PUC No. 2875 be, and the same hereby is, extended (in addition to any authority now held by applicants under said PUC No. 2875), to include the area bounded on the north by Cornell Avenue, and/or the projected line of Cornell Avenue; on the east by Wadsworth Boulevard; on the south by Hampden Avenue, and on the west by a line running north and south and intersecting the West City Limits of Morrison, in Jefferson County, Colorado."

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 23rd day of July, 1963.
mls

revised

(Decision No. 61075)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM A. JACKSON AND HARRY J. VAN)
TEYLINGEN, CO-PARTNERS, DOING BUSI-)
NESS AS "MOUNTAIN EXPRESS TRUCK)
LINE," 1502 WEST ST. VRAIN STREET,)
COLORADO SPRINGS, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY, AUTHORIZING EXTEN-)
SION OF OPERATIONS UNDER PUC NO. 32.)
-----)

APPLICATION NO. 18856-Extension
SUPPLEMENTAL ORDER

July 23, 1963

Appearances: Paul V. Rupp, Esq., Denver,
Colorado, for Applicant;
John P. Thompson, Esq.,
Denver, Colorado, for
Denver-Loveland Transporta-
tion, South Park Motor Lines,
Floyd Henrikson, Mrs. Lois
Mae Eshe.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On January 10, 1962, the Commission entered its Decision 57846, granting a certificate of public convenience and necessity to applicants therein, authorizing extension of operations under PUC No. 32.

It now appears that an error occurred in the authority set forth in the Order contained in said Decision, appearing on Page 3 thereof, viz., the words "call and demand" should not have appeared in the second line of the second paragraph of said Order, and that the words "on call and demand" should have appeared in the eighth and eleventh lines of said second paragraph of said Order.

The Commission states and finds that Decision No. 47846 should be amended to conform to the facts, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

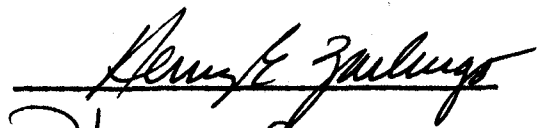
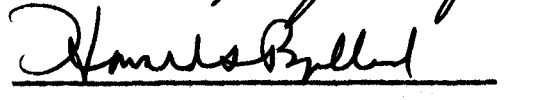
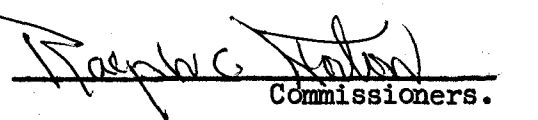
That Decision No. 57846, of date January 10, 1962, is hereby amended, nunc pro tunc, as of said 10th day of January, 1962:

(1) by deleting the words "call and demand," appearing in the second line of the second paragraph of the Order contained therein, appearing on Page 3 thereof; (2) by inserting the words "on call and demand," immediately following the word "transportation," appearing in the eighth line of said second paragraph of said Order, and (3) by inserting the words "on call and demand," immediately following the word "deliver," appearing in the eleventh line of said second paragraph of said Order, so that the second paragraph of the Order contained in Decision No. 57846, as amended, shall read as follows:

"That public convenience and necessity require the extended motor vehicle common carrier transportation service of William A. Jackson and Harry J. Van Teylingen, co-partners, doing business as 'Mountain Express Truck Line,' Colorado Springs, Colorado, under PUC No. 32, to include: (1) transportation of general freight, to and from all points on applicants' presently-authorized route, except Colorado Springs and Hartsel, Colorado, to and from Denver, Colorado; (2) transportation, on call and demand, of ore, from points along applicants' presently-authorized route, except Hartsel, Colorado, to Loveland, Colorado, and a ten-mile radius thereof; (3) and to pick up and deliver, on call and demand, freight from Loveland, Colorado, and a ten-mile radius thereof, to all points along applicants' presently-authorized route, except Colorado Springs and Hartsel, Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor."

That, except as herein amended, said Decision No. 57846 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 23rd day of July, 1963.
ea

(Decision No. 61076)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES M. KEUNE, c/o TEXACO STATION,)
OLATHE, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)
-----)

APPLICATION NO. 19518-PP-Amended
SUPPLEMENTAL ORDER

July 23, 1963

Appearances: Charles M. Keune, Olathe,
Colorado, pro se;
Orville Dunlap, Montrose,
Colorado, for Orville
Dunlap & Son;
Dale Blumberg, Delta,
Colorado, for Dale's
Transfer & Storage.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On January 24, 1963, the Commission entered its Decision No. 59994, granting to applicant herein the right to operate as a Class "B" private carrier by motor vehicle for hire, as therein set forth.

Said applicant has failed to comply with requirements set forth in said Decision No. 59995, viz., has not filed the following:

(1) Certificate of Insurance; (2) List of Customers, and (3) Tariff.

The Commission states and finds that operating rights granted by Decision No. 59994, of date January 24, 1963, should be revoked, for failure of said applicant to comply with requirements of said Decision No. 59995.

O R D E R

THE COMMISSION ORDERS:

That operating rights granted to Charles M. Keune, Olathe, Colorado, by Decision No. 59995, of date January 24, 1963, be, and the same hereby are, revoked, for failure of applicant to comply with requirements set forth in said Decision No. 59994.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Paulsen
Donald B. Bell

Reginald C. Gorton
Commissioners.

Dated at Denver, Colorado,
this 23rd day of July, 1963.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MELINEE J. PARKER, 733 WEST BUENA)
VENTURA, COLORADO SPRINGS, COLORADO.)
)
)
-----)

PERMIT NO. M-434

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Melinee J. Parker,
Colorado Springs, Colorado
requesting that Permit No. M-434 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-434, heretofore issued to Melinee J. Parker,
Colorado Springs, Colorado be,
and the same is hereby, declared cancelled effective June 19, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry C. Zwick
Arnold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 25th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
UNIVERSAL HEATING SUPPLY COMPANY)
(CORPORATION), 280 SOUTH SANTA FE)
DRIVE, DENVER 23, COLORADO.)
-----)

PERMIT NO. M-12764

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Universal Heating Supply
Company (Corporation), Denver 23, Colorado
requesting that Permit No. M-12764 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-12764, heretofore issued to Universal Heating Supply
Company (Corporation), Denver 23, Colorado be,
and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zallinger
Edward S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 25th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

THEODORE T. OYLER, P. O. BOX 366,
GRAND LAKE, COLORADO.

PERMIT NO. M-15293

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Theodore T. Oyler,
Grand Lake, Colorado

requesting that Permit No. M-15293 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-15293, heretofore issued to Theodore T. Oyler,
Grand Lake, Colorado be,

and the same is hereby, declared cancelled effective June 27, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry C. Fairbanks
Howard S. Bjelland
Ralph C. Gordon
Commissioners

Dated at Denver, Colorado,
this 25th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
REX E. GEORGE, DOING BUSINESS AS,
"K AND G GRAIN COMPANY", MERINO,
COLORADO.

PERMIT NO. M-13282

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Rex E. George, doing
business as, "K & G Grain Company", Merino, Colorado
requesting that Permit No. M-13282 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13282, heretofore issued to Rex E. George, doing
business as, "K & G Grain Company", Merino, Colorado be,
and the same is hereby, declared cancelled effective March 26, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zaehner
David S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 25th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
A. CAM SMITH, JR., DOING BUSINESS AS,)
"PEPPERIDGE FARM BREAD", 2610 SOUTH)
PERRY, DENVER 19, COLORADO.)
-----)

PERMIT NO. M-15245

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from A. Cam Smith, Jr., doing
business as, "Pepperidge Farm Bread", Denver 19, Colorado
requesting that Permit No. M-15245 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-15245, heretofore issued to A. Cam Smith, Jr., doing
business as, "Pepperidge Farm Bread", Denver 19, Colorado be,
and the same is hereby, declared cancelled effective July 5, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zaehner
Harold S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 25th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

DONALD R. NICHOLAS, 5423 SOUTH
PRINCE, LITTLETON, COLORADO.

PERMIT NO. M-12807

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Donald R. Nicholas,
Littleton, Colorado
requesting that Permit No. M-12807 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-12807, heretofore issued to Donald R. Nicholas,
Littleton, Colorado be,
and the same is hereby, declared cancelled effective June 24, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zacluzko
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 25th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOSE F. ATENCIO AND FEDELINA ATENCIO,)
2802 EAST 14TH, PUEBLO, COLORADO.)
_____)

PERMIT NO. M-7093

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Jose F. Atencio and
Fedelina Atencio, Pueblo, Colorado
requesting that Permit No. M-7093 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7093, heretofore issued to Jose F. Atencio and
Fedelina Atencio, Pueblo, Colorado be,
and the same is hereby, declared cancelled effective June 14, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zallinger
David S. Bjelland
Reuben C. Horton
Commissioners

Dated at Denver, Colorado,

this 25th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HIGINIO CORDOVA, (DECEASED), 1017 EAST
MAIN STREET, TRINIDAD, COLORADO.

PERMIT NO. M-4678

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Higinio Cordova (Deceased),
Trinidad, Colorado

requesting that Permit No. M-4678 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4678, heretofore issued to Higinio Cordova (Deceased),
Trinidad, Colorado be,
and the same is hereby, declared cancelled effective June 17, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Jallings
Howard S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 25th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHERRY PRODUCTS COMPANY, INCORPORATED,
LOVELAND, COLORADO.

PERMIT NO. M-5894

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Cherry Products Company,
Inc., Loveland, Colorado
requesting that Permit No. M-5894 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5894, heretofore issued to Cherry Products Company, Inc
Loveland, Colorado be,
and the same is hereby, declared cancelled effective June 14, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 25th day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
PETROLEUM, INCORPORATED, P. O. BOX)
169, STERLING, COLORADO.)
-----)

PERMIT NO. M-8536

July 25, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Petroleum, Inc.,
Sterling, Colorado
requesting that Permit No. M-8536 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8536, heretofore issued to Petroleum, Inc.,
Sterling, Colorado be,
and the same is hereby, declared cancelled effective November 2, 1962.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaichner
Howard S. Bjelland
Ralph C. Hanson
Commissioners

Dated at Denver, Colorado,

this 25th day of July, 19 63.

original

(Decision No. 61087)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
WILLIS TARTER, 1134 BOULEVARD, STEAM-)	
BOAT SPRINGS, COLORADO, FOR A CLASS)	APPLICATION NO. 19724-PP
"B" PERMIT TO OPERATE AS A PRIVATE)	<u>SUPPLEMENTAL ORDER</u>
CARRIER BY MOTOR VEHICLE FOR HIRE.)	
-----)	

July 25, 1963

Appearances: Willis Tarter, Steamboat
Springs, Colorado,
pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On May 21, 1963, the Commission entered its Decision No. 60720, granting to applicant herein the right to operate as a Class "B" private carrier by motor vehicle for hire.

The Commission is now in receipt of a communication from said applicant, stating he no longer desires said operating rights.

The Commission states and finds that authority granted to Applicant herein by Decision No. 60720 should be cancelled, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That authority to operate as a Class "B" private carrier by motor vehicle for hire granted to Applicant herein by Decision No. 60720, of date May 21, 1963, be, and the same hereby is, cancelled and revoked, upon request of said Applicant.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Fairbank
Donald B. Bell

Joseph C. Weston
Commissioners.

/ denotes - addition
Ⓐ " - increase
Ⓑ " - reduction
Ⓔ " - elimination
Ⓒ " - a change resulting in neither an increase nor a reduction

Route No. 2 - Evergreen Freight Line - direct
7 - Bethke Truck Lines - direct
16 - Navajo Freight Lines, Inc. - direct
29 - Milliken-Johnstown Truck Line, Inc. - direct
37 - Miller Bros., Inc. - direct
43 - Westway Motor Freight, Inc. - direct
45 - Windecker Truck Line - direct
49 - Boulder-Denver Truck Line - direct
57 - Rio Grande Motor Way, Inc., Denver, Colorado, Bethke Truck Lines
61 - Colorado Cartage Company, Inc. - direct
62 - Rio Grande Motor Way, Inc., Denver, Colorado, Colorado Cartage Company, Inc.
87 - Rio Grande Motor Way, Inc. - direct

regrated

(Decision No. 61088)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
EARL SHOWALTER, JR., DOING BUSINESS)	
AS "SHOWALTER CUSTOM SERVICE," BOX)	
154, SWINK, COLORADO, FOR AUTHORITY)	<u>APPLICATION NO. 19717-PP-Extension</u>
TO EXTEND OPERATIONS UNDER PERMIT)	
NO. B-5710.)	
-----)	

July 25, 1963

Appearances: Barry & Boyle, Esqs.,
Denver, Colorado, for
Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

The Commission is in receipt of a communication from Barry & Boyle, Attorneys for Applicant herein, stating said Applicant no longer desires to prosecute the above-styled application, and requesting dismissal thereof.

The Commission finds that said request should be granted, as set forth in the Order following.

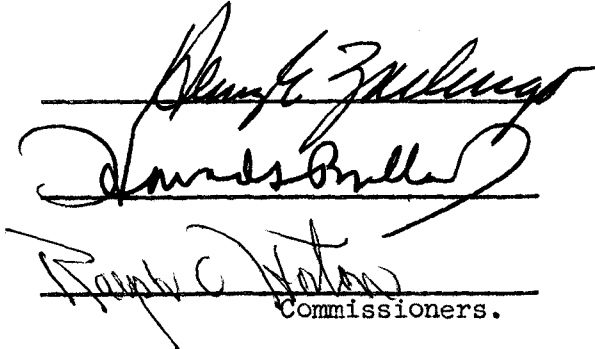
O R D E R

THE COMMISSION ORDERS:

That Application No. 19717-PP-Extension be, and the same hereby is, dismissed, upon request of 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 25th day of July, 1963.
ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN G. MC LENNAN, ROUTE 3, BLACK)
FOREST, COLORADO SPRINGS, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-) APPLICATION NO. 19833
IENCE AND NECESSITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)
-----)

IN THE MATTER OF THE APPLICATION OF)
C. R. REEL, ROUTE 1, BOX 291, COLO-)
RADO SPRINGS, COLORADO, FOR AUTHOR-)
ITY TO LEASE PUC NO. 4543 TO JOHN G.) APPLICATION NO. 19833-Lease-Amended
MC LENNAN, ROUTE 3, BLACK FOREST,)
COLORADO SPRINGS, COLORADO.)
-----)

July 25, 1963

Appearances: Dale L. Holst, Esq.,
Colorado Springs, Colo-
rado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By application filed with the Commission on June 3, 1963,
Applicant herein sought a certificate of public convenience and ne-
cessity, authorizing operation as a common carrier by motor vehicle,
for the transportation of trash, in the Black Forest Area of Colorado
Springs, Colorado.

Said application was regularly set for hearing before the
Commission, and an Examiner was duly designated by the Commission to
hold said hearing, 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, applicant herein requested authority to amend
said application to request authority to lease PUC No. 4543, of C. R.
Reel, Colorado Springs, Colorado.

There being no objection thereto, said amendment was allowed and said matter taken under advisement.

Report of the Examiner further states that at the hearing, the evidence disclosed that said parties have entered into an agreement to lease PUC 4543 for a period of one year, commencing July 8, 1963; that said agreement provides that lessee shall dump trash at the specific dump-site owned and operated by lessor herein, and that said lessee shall have the option to cancel said lease upon thirty days' written notice to lessor herein.

C. R. Reel, lessor, also appeared at the hearing and testified in support of the application, stating he has continuously operated under PUC No. 4543 since granted by this Commission; that there is no outstanding indebtedness against said operating rights.

John G. McLennan, lessee herein, appeared at the hearing and testified in support of the application, stating he has had experience in the transportation of ashes and trash; that he has ample and suitable equipment and sufficient net worth to carry on said operations.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of said application; that lessee will have sufficient equipment and experience to properly carry on said operation; that lessee's financial standing is established to the satisfaction of the Commission; that the proposed lease is compatible with the public interest and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Application No. 19833 is hereby amended to seek authority to lease PUC No. 4543 from C. R. Reel, Colorado Springs, Colorado, to John G. McLennan, Colorado Springs, Colorado.

That said C. R. Reel, Colorado Springs, Colorado, be, and he hereby is, authorized to lease PUC No. 4543 to John B. McLennan, Colorado Springs, Colorado, in accordance with terms and conditions set forth in Lease Agreement between said parties, subject to payment of

outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

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

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

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Klaus E. Zuleger
Howard Bull
Frederic J. Hutton
Commissioners.

Dated at Denver, Colorado,
this 25th day of July, 1963.

ea

original

(Decision No. 61090)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ARCHIE CALVARESI, JAMES F. SMITH,)
AND CARL DEAN WALTERS, CO-PARTNERS,)
DOING BUSINESS AS "INDUSTRIAL SWEEP-)
ING SERVICE," 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 2069 TO INDUSTRIAL)
SWEEPING AND DISPOSAL CO., A CORPOR-)
ATION, 3399 WEST 63RD AVENUE, DENVER,)
COLORADO.)

APPLICATION NO. 19847-Transfer

IN THE MATTER OF THE APPLICATION OF)
INDUSTRIAL SWEEPING AND DISPOSAL CO.,)
A CORPORATION, 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, (IN THE EVENT AU-)
THORITY SOUGHT IN APPLICATION NO.)
19847-Transfer IS GRANTED,) FOR AU-)
THORITY TO TRANSFER PUC NO. 2069 TO)
INDUSTRIAL DISPOSAL, INC., 7550)
DECATUR STREET, WESTMINSTER, COLO-)
RADO.)

APPLICATION NO. 19848-Transfer

IN THE MATTER OF THE APPLICATION OF)
ARCHIE CALVERESI, JAMES F. SMITH,)
AND CARL DEAN WALTERS, CO-PARTNERS,)
DOING BUSINESS AS "INDUSTRIAL SWEEP-)
ING SERVICE," 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 2782 TO INDUSTRIAL)
SWEEPING AND DISPOSAL CO., A CORPOR-)
ATION, 3399 WEST 63RD AVENUE, DENVER,)
COLORADO.)

APPLICATION NO. 19849-Transfer

IN THE MATTER OF THE APPLICATION OF)
INDUSTRIAL SWEEPING AND DISPOSAL CO.,)
A CORPORATION, 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, (IN THE EVENT AU-)
THORITY SOUGHT IN APPLICATION NO.)
19849-Transfer IS GRANTED,) FOR AU-)
THORITY TO TRANSFER PUC NO. 2782 TO)
INDUSTRIAL DISPOSAL, INC., 7550 DE-)
CATUR STREET, WESTMINSTER, COLORADO.)

APPLICATION NO. 19850-Transfer

IN THE MATTER OF THE APPLICATION OF)
ARCHIE CALVARESI, JAMES F. SMITH,)
AND CARL DEAN WALTERS, CO-PARTNERS,)
DOING BUSINESS AS "INDUSTRIAL SWEEP-)
ING SERVICE," 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 2858 TO INDUSTRIAL)
SWEEPING AND DISPOSAL CO., A CORPOR-)
ATION, 3399 WEST 63RD AVENUE, DENVER,)
COLORADO.)
- - - - -

APPLICATION NO. 19851-Transfer

IN THE MATTER OF THE APPLICATION OF)
INDUSTRIAL SWEEPING AND DISPOSAL CO.,)
A CORPORATION, 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, (IN THE EVENT AU-)
THORITY SOUGHT IN APPLICATION NO.)
19851-Transfer IS GRANTED,) FOR AU-)
THORITY TO TRANSFER PUC NO. 2858 TO)
INDUSTRIAL DISPOSAL, INC., 7550 DE-)
CATUR STREET, WESTMINSTER, COLORADO.)
- - - - -

APPLICATION NO. 19852-Transfer

IN THE MATTER OF THE APPLICATION OF)
ARCHIE CALVARESI, JAMES F. SMITH,)
AND CARL DEAN WALTERS, CO-PARTNERS,)
DOING BUSINESS AS "INDUSTRIAL SWEEP-)
ING SERVICE," 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 3697 TO INDUSTRIAL)
SWEEPING AND DISPOSAL CO., A CORPOR-)
ATION, 3399 WEST 63RD AVENUE, DENVER,)
COLORADO.)
- - - - -

APPLICATION NO. 19853-Transfer

IN THE MATTER OF THE APPLICATION OF)
INDUSTRIAL SWEEPING AND DISPOSAL CO.,)
A CORPORATION, 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, (IN THE EVENT AU-)
THORITY SOUGHT IN APPLICATION NO.)
19853-Transfer IS GRANTED,) FOR AU-)
THORITY TO TRANSFER PUC NO. 3697 TO)
INDUSTRIAL DISPOSAL, INC., 7550 DE-)
CATUR STREET, WESTMINSTER, COLORADO.)
- - - - -

APPLICATION NO. 19854-Transfer

IN THE MATTER OF THE APPLICATION OF)
ARCHIE CALVARESI, JAMES F. SMITH,)
AND CARL DEAN WALTERS, CO-PARTNERS,)
DOING BUSINESS AS "INDUSTRIAL SWEEP-)
ING SERVICE," 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 3774 TO INDUSTRIAL)
SWEEPING AND DISPOSAL CO., A CORPOR-)
ATION, 3399 WEST 63RD AVENUE, DENVER,)
COLORADO.)
- - - - -

APPLICATION NO. 19855-Transfer

IN THE MATTER OF THE APPLICATION OF)
INDUSTRIAL SWEEPING AND DISPOSAL CO.,)
A CORPORATION, 3399 WEST 63RD AVENUE,)
DENVER, COLORADO, (IN THE EVENT AU-)
THORITY SOUGHT IN APPLICATION NO.)
19855-Transfer IS GRANTED,) FOR AU-)
THORITY TO TRANSFER PUC NO. 3774 TO)
INDUSTRIAL DISPOSAL, INC., 7550 DE-)
CATUR STREET, WESTMINSTER, COLORADO.)
- - - - -

APPLICATION NO. 19856-Transfer

- - - - -
July 25, 1963
- - - - -

Appearances: Kelly O'Neal, Jr., Esq., Denver,
Colorado, for Industrial Sweep-
ing Service and Industrial
Sweeping & Disposal Company;
Richard P. Hall, Esq., Denver,
Colorado, for Industrial Dis-
posal, Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled applications, Archie Calvaresi, James F. Smith, and Carl Dean Walters, co-partners, doing business as "Industrial Sweeping Service," Denver, Colorado, owners of PUC No. 2069, PUC No. 2782, PUC No. 2858, PUC No. 3697, and PUC No. 3774, seek authority to transfer said operating rights to Industrial Sweeping and Disposal Co., and said Industrial Sweeping and Disposal Co., a corporation, Denver, Colorado, seeks authority to then transfer said operating rights to Industrial Disposal, Inc., Westminster, Colorado.

Said applications were regularly set for hearing before the Commission, and an Examiner was duly designated by the Commission to hold said hearing, he thereafter to submit a report of said proceedings to the Commission.

Report of said Examiner states that at the outset of the hearing, a motion was made that said matters be consolidated for hearing and heard on a joint record. There being no protest thereto, said motion was granted.

Report of the Examiner further states that Archie Calvaresi,

James F. Smith, and Carl Dean Walters, present owners and operators of PUC Nos. 2069, 2782, 2858, 3697, and 3774, on February 13, 1962, obtained Articles of Incorporation for Industrial Sweeping and Disposal Co., a Colorado corporation, and that said certificates were operated by said corporation; that Industrial Sweeping Service, the partnership, was subsequently dissolved upon said incorporation; that said individuals neglected to obtain authority from this Commission to transfer said certificates from the partnership to the corporation; that in order to facilitate transfer of said operating rights to Industrial Disposal, Inc., said certificates must be twice transferred, as sought by the instant applications.

Archie Calvaresi, a co-partner of transferor partnership, and as Vice-President of Industrial Sweeping and Disposal Co., appeared and testified the instant transfers are merely a formality to correct ownership of said certificates; that said co-partners are also the officers and directors of transferee corporation; that the co-partnership and/or the corporation has continuously operated said operating rights since granted by the Commission; that the consideration for said transfers is the sum of \$20,500.

Robert P. Kinsley, President of Industrial Disposal, Inc., also appeared and testified in support of the transfers herein sought, stating copy of sales agreement is on file with the Commission; that there is a \$23,500 long-term indebtedness against said operating rights, but that the same has been assumed by his corporation, and will be fully paid, according to the terms and conditions of agreement entered into by said parties; that his corporation has ample and suitable equipment, sufficient net worth and operating experience with which to continue operations under said certificates.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that transferees will

have sufficient equipment and experience to properly carry on said operations; that transferees' financial standing is established to the satisfaction of the Commission; that the proposed transfers are compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Archie Calvaresi, James F. Smith, and Carl Dean Walters, co-partners, doing business as "Industrial Sweeping Service," Denver, Colorado, be, and they hereby are, authorized to transfer all right, title and interest in and to PUC No. 2069, PUC No. 2782, PUC No. 2858, PUC No. 3697, and PUC No. 3774 to Industrial Sweeping and Disposal Co., a corporation, Denver, Colorado, subject to payment of outstanding indebtedness against said certificates, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said certificates have 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 transferee until changed according to law and the rules and regulations of this Commission.

The right of transferee to operate under this Order shall de-

pend upon the prior filing by transferors of delinquent reports, if any, covering operations under said certificates up to the time of transfer of said certificates.

That Industrial Sweeping and Disposal Co., a corporation, Denver, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to said PUC No. 2069, PUC No. 2782, PUC No. 2858, PUC No. 3697, and PUC No. 3774 to Industrial Disposal, Inc., Westminster, Colorado, subject to payment of outstanding indebtedness against said certificates, whether secured or unsecured.

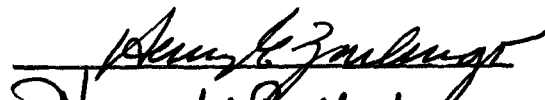
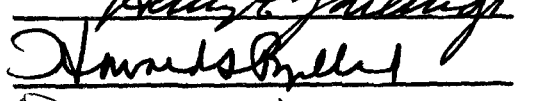
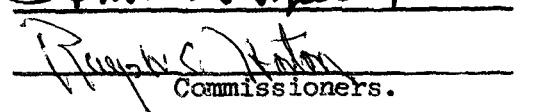
That said transfers shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificates have been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements 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 certificates up to the time of transfer of said certificates.

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 25th day of July, 1963.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DONALD B. MORITZKY, 2982 SOUTH VRAIN,)
DENVER, COLORADO 80219)
-----)

PERMIT NO. M-11928

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Donald B. Moritzky,
Denver, Colorado 80219
requesting that Permit No. M-11928 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11928, heretofore issued to Donald B. Moritzky,
Denver, Colorado 80219 be,
and the same is hereby, declared cancelled effective June 22, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Harold J. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DON E. DERICKSON, 1221 ASH COURT,)
THORNTON 29, COLORADO.)

PERMIT NO. M-6342

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Don E. Derickson,
Thornton 29, Colorado
requesting that Permit No. M-6342 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6342, heretofore issued to Don E. Derickson,
Thornton 29, Colorado be,
and the same is hereby, declared cancelled effective July 11, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

OF THE STATE OF COLORADO
Henry E. Zeelings
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ROY JENSEN AND OLIVE JENSEN, DOING)
BUSINESS AS, "RED BIRD FEED'S", 3267)
F ROAD, CLIFTON, COLORADO.)
-----)

PERMIT NO. M-6276

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Roy Jensen and Olive Jensen, doing business as, "Red Bird Feed's", Clifton, Colorado requesting that Permit No. M-6276 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6276, heretofore issued to Roy Jensen and Olive Jensen, doing business as, "Red Bird Feed's", Clifton, Colorado be, and the same is hereby, declared cancelled effective June 11, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaugg
David L. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
E. G. ROBERTS, P. O. BOX 500, CANON)
CITY, COLORADO.)
)
)
-----)

PERMIT NO. M-9958

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from E. G. Roberts,
Canon City, Colorado
requesting that Permit No. M-9958 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9958, heretofore issued to E. G. Roberts,
Canon City, Colorado be,
and the same is hereby, declared cancelled effective June 14, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zallinger
David S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ADAM ROSSMAN, DOING BUSINESS AS,)
"FIFTH AVENUE GROCERY", 712 - 5TH)
AVENUE, GREELEY, COLORADO.)
-----)

PERMIT NO. M-9806

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Adam Rossman, doing
business as, "Fifth Avenue Grocery", Greeley, Colorado
requesting that Permit No. M-9806 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9806, heretofore issued to Adam Rossman, doing
business as, "Fifth Avenue Grocery", Greeley, Colorado be,
and the same is hereby, declared cancelled effective July 14, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaslavsky
Howard S. Bjelland
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOSEPH R. LARSEN, DOING BUSINESS AS,)
"BERGEN RADIO & T.V. SERVICE", 3965)
WEST 73RD AVENUE, WESTMINSTER, COLO-)
RADO.)
-----)

PERMIT NO. M-9040

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Joseph R. Larsen, doing
business as, "Bergen Radio & T.V. Service", Westminster, Colorado
requesting that Permit No. M-9040 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9040, heretofore issued to Joseph R. Larsen, doing
business as, "Bergen Radio & T.V. Service", Westminster, Colorado be,
and the same is hereby, declared cancelled effective July 11, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zickler
David S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
M AND M OIL, INCORPORATED, P. O. BOX)
2250, DENVER 1, COLORADO.)
-----)

PERMIT NO. M-2558

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from M & M Oil, Inc.,

Denver 1, Colorado

requesting that Permit No. M-2558 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2558, heretofore issued to M & M Oil, Inc.,

Denver 1, Colorado

be,

and the same is hereby, declared cancelled effective July 11, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
David S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

THELMA M. BROWNLEE AND GEORGE R.
BROWNLEE, DOING BUSINESS AS, "AURORA
NURSERY", 1542 YOSEMITE STREET,
AURORA, COLORADO.

PERMIT NO. M-9421

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Thelma M. Brownlee and
George R. Brownlee, dba "Aurora Nursery", Aurora, Colorado
requesting that Permit No. M-9421 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9421, heretofore issued to Thelma M. Brownlee and
George R. Brownlee, dba "Aurora Nursery", Aurora, Colorado be,
and the same is hereby, declared cancelled effective July 8, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JIMMIE JACKSON AND CLARAN W. JACKSON,)
KUTCH, COLORADO.)
_____)

PERMIT NO. M-1475

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Jimmie Jackson and
Claran W. Jackson, Kutch, Colorado
requesting that Permit No. M-1475 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1475, heretofore issued to Jimmie Jackson and
Claran W. Jackson, Kutch, Colorado be,
and the same is hereby, declared cancelled effective July 10, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zallinger
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ERNEST ROTH, (DECEASED), HOLYOKE,
COLORADO.

PERMIT NO. M-4907

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Ernest Roth (Deceased),
Holyoke, Colorado
requesting that Permit No. M-4907 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4907, heretofore issued to Ernest Roth (Deceased),
Holyoke, Colorado be,
and the same is hereby, declared cancelled effective June 18, 1963,

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zacluego
Harold S. Bjelland
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE INCREASED RATES AND CHARGES)
FOR ACCOUNT OF CERTAIN CARRIERS)
BASED ON THE PROVISIONS AS PRO-)
VIDED IN DECISION NO. 59282;)
ALSO OTHER STATUTORY CHANGES)

CASE NO. 1585

- - - - -
July 24, 1963
- - - - -

S T A T E M E N T

BY THE COMMISSION:

On June 25, 1963, The Colorado Motor Carriers' Association, Agent, by J. R. Smith, Chief of Tariff Bureau, filed certain schedules referred to in Appendix "A" hereto, being published in its Local and Joint Freight Tariff No. 12-A, Colorado P. U. C. No. 11, scheduled to become effective July 31, 1963.

Under the provisions of Rule 18, Paragraph C-(1)-(A) of the 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.

The increased rates and charges, as set forth under the provisions of Decision No. 59282 of September 14, 1962, as amended, are for the account of Frederic A. Bethke, doing business as Bethke Truck Lines, Miller Bros., Inc., Milliken-Johnstown Truck Line, Inc., Navajo Freight Lines, Inc. and John B. Windecker, doing business as Windecker Truck Line.

These carriers, having determined that additional revenue is necessary to offset increased cost of operation, also determined that the increases granted in the above decision will be sufficient for their immediate needs. Like increases have been granted to other carriers in Decision Nos. 60289 and 60795.

Special Permission No. 14736, dated July 11, 1963, has been granted and issued to the Association to clarify the application of joint line traffic of Bethke Truck Lines as follows: Add note to Item No. 65:

NOTE: Joint line volume or truckload traffic transported by Frederic A. Bethke, doing business as Bethke Truck Lines, on the one hand and on the other, Garrett Freight Lines, Inc., Larson Transportation Company, Red Ball Motor Freight, Inc., or Rio Grande Motor Way, Inc., will be subject to Item No. 60, Paragraph ②(A).

The addition will be published to become effective July 31, 1963.

In support and as justification for changes to various commodity items, Ralph Knull, Traffic Manager for Rio Grande Motor Way, Inc., states that:

Exception rating of Column 55 covering various commodities in Item No. 380 is being amended by deleting various items, as shown in the attached appendix.

"Many of the above articles should not, in our opinion, be included in the grocery list. The movement of bird seed is very light and no one would be harmed by this 5% increase. The candles require protective service from heat and should carry a higher rate. There is no movement of hops that we can determine. The insecticides are not a grocery item and should be eliminated for this reason. The potato chips are class 150 and should carry a rate much higher than the present class 55. The toothpicks are class 70 and the laundry wax, class 85. The movement of these two commodities is very slight and we do not feel they are entitled to the exception rating."

The paper bags being deleted from this item are currently listed in Exception Item No. 490 (Paper and Paper Articles listed under that heading in the governing classification) wherein no increased rate will be effected by this change.

Item No. 1430 is being amended to include a 51¢ rate between Delta, Colorado and Kuner-Empson near Brighton, Colorado.

"Kuner-Empson Company has purchased a canning plant located at Delta and have agreed to an additional 5¢ per cwt. over the Grand Junction rate to their plant at Brighton. Kuner-Empson has equipment of their own and have advised that this is the rate which will be necessary to eliminate their own private carriage. As very little traffic is moving from Delta into Denver, other than the canned goods account, this is a back haul for Rio Grande Motor Way and the revenue which will be produced is adequate for this movement."

Item No. 2105 covering liquors and wine is being amended to include beer, in cans or bottles.

"Numerous shippers who have been using the provisions of this item are also shipping beer and wish to have this included at the same rate as the wine. As the value of the beer is actually less and the same release value provisions apply, we feel that this request is justified."

Item No. 2470 is a new item on potato chips.

"We have in Montrose a manufacturer of potato chips who ships quite consistently throughout Colorado. This is one of the few, if perhaps not the only industry, located in Montrose who ships consistently. They have a new plant and it has a very decided effect on the economy of Montrose. The commodity which they ship is extremely light and bulky and certainly deserves a rate much higher than class 55. It is, however, the only commodity which we receive on a daily basis at Montrose and as all of our schedules operating out of Montrose are either empty or 75% empty, this traffic, light and bulky as it may be, is desirable and beneficial to our company. We have been told by the manage-

ment of the plant that an increase from class 55 to class 150 on their commodity would cause them to put on small trucks for delivery into the areas located around Montrose and would probably eliminate them from their markets located at more distant areas. For this reason we feel that we are justified in retaining the present class 55 ratings as a commodity rate from Montrose to the points listed."

F I N D I N G S

THE COMMISSION FINDS:

That the provisions, rates and charges as set forth in the appendix hereof appear to represent just, fair and reasonable provisions, rates and charges and should be authorized and an order entered prescribing the same.

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. The rates, rules and regulations and provisions as set forth in the statement hereof shall on July 31, 1963, be the prescribed rates, rules and regulations and provisions of the Commission.
3. All motor vehicle common carriers who are affected by the changes prescribed herein shall publish or cause to be published new tariffs reflecting the changes prescribed herein.
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 July 31, 1963, all affected motor vehicle common carriers shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein prescribed, provided that call and demand motor vehicle common carriers shall be subject to the penalty rule of twenty (20) per cent.
6. On and after July 31, 1963, 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, providing that Class "B" private carriers shall be subject to the penalty rule of twenty (20) per cent.

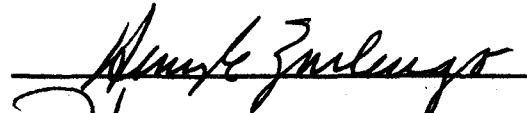
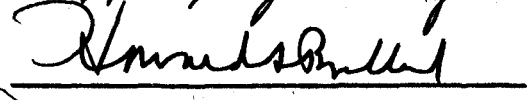
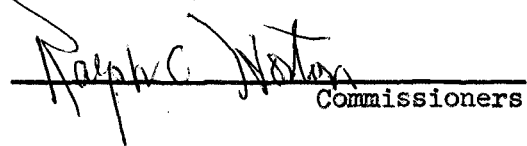
7. This order shall not be construed so as to compel a private carrier by motor vehicle to be or become a motor vehicle common carrier or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

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. This order shall become effective forthwith.

10. 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
24th day of July, 1963.

APPENDIX "A"

Changes effective July 31, 1963

COLORADO MOTOR CARRIERS" ASSOCIATION, AGENT
Local and Joint Freight Tariff No. 12-A
Colorado P.U.C. No. 11

Exceptions To Rules Of The Governing Classification

Item No.

Rule

15th Revised Page No. 57 and 13th Revised Page No. 58

Volume Minimum Weights and Volume Or Truckload Ratings:

Exception To Rule 90 of National Motor Freight Classification.

Amend this item by deleting the participation of:

60

Frederic A. Bethke, d/b/a Bethke Truck Lines and
Navajo Freight Lines, Inc.

Except:

on joint line movements between Bethke Truck Lines on the one hand and on the other Garrett Freight Lines, Inc., Larson Transportation Company, Rio Grande Motor Way, Inc., or Red Ball Motor Freight, Inc. as provided in paragraph ② (A), 13th Revised Page No. 58; i.e. the class rate basis under the column headed "Minimum Weight 5,000 pounds" will be used provided however the shipment is rated lower than class 55.

3rd Revised Page No. 58-A

Volume Minimum Weights and Volume or Truckload Ratings:

Exception To Rule 90 Of National Motor Freight Classification.

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Page
2-a)

The volume or truckload ratings and volume minimum weights as published in the current classification will apply locally on their own lines or jointly among Allen Transfer Co.; / ① Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; Interstate Motor Lines, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company (Will not apply on Colorado Intrastate Joint Line Movements); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / ① Miller Bros., Inc.; / ① Milliken-Johnstown Truck Line, Inc.; / ① Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; / ① John B. Windecker, d/b/a Windecker Truck Line, and Yuma County Transportation Co.

To ascertain rates to apply, refer to pages 126 to 189-D, inclusive, of tariff and determine the class rate basis under the less-than-truckload column. Next, refer to pages 101 to 124 of the tariff and locate the class rate basis in the column headed "Rate Base No.", then the desired class rate will be found opposite that figure.

Where lines "A". "B" and "C" are shown in connection with Rate Base Numbers on pages 101 to 124, rates published opposite line "A" will be used.

When articles are provided in the governing classification with ratings which are subject to minimum weight factors referred to in Rule 115 of the governing classification, or as amended, the ratings shall be subject to

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the minimum weights specified in Table B of Section 3 of Rule 115 of the governing classification.

NOTE: Joint line volume or truckload traffic transported by Frederic A. Bethke, doing business as Bethke Truck Lines, on the one hand and on the other, Garrett Freight Lines, Inc., Larson Transportation Company, Red Ball Motor Freight, Inc., or Rio Grande Motor Way, Inc., will be subject to Item No. 60, paragraph ② (A)

12th Revised Page No. 59

Note 1: Where reference is made to this note, provisions will not apply locally on their own lines or jointly among Allen Transfer Co.; / ① Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; Interstate Motor Lines, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company (Restriction does not apply in connection with Colorado Intrastate joint line traffic); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / ① Miller Bros., Inc.; / ① Milliken-Johnstown Truck Line, Inc.; / ① Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; / ① John B. Windecker, d/b/a Windecker Truck Line, or Yuma County Transportation Co.

Note 2: Where reference is made to this note, provisions will not apply via Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; H. H. Harp, d/b/a Harp Transportation Line; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company; Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / ① Milliken-Johnstown Truck Line, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer or / ① John B. Windecker, d/b/a Windecker Truck Line locally on their own lines or jointly with other carriers named in Note 1 above.

The following "Exception Items" are identified by heading only. See Tariff 12-A for complete items.

12th Revised Page No. 59

110	Automobile Parts	82
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Subject to Note 2 above

12th Revised Page No. 59

120	Beverages, viz.:	55
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Subject to Note 1 above

3rd Revised Page 60

130	Boxes, Fibreboard, other than corrugated, D.K. flat or folded flat (see notes) or partially set up, nested solid.	55
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Subject to Note 1 on Page 59

Item No.	Exceptions To Ratings of The Governing Classification	Class Rating
	7th Revised Page No. 61	
145	Brooms, N.O.I., Handles attached, in packages.	85
	Subject to Note 1 on Page 59	
	7th Revised Page No. 61	
160	Burial Cases (Caskets or Coffins) or Casket Shells, set-up:	See Item In Tariff
	Subject to Note 1 on Page 59	
	7th Revised Page No. 61	
170	Catalogues, L.T.L.	55
	Subject to Note 1 on Page 59	
	8th Revised Page No. 62	
190	Containers, empty, returned, where carrier has received the filled haul in the reverse direction.	27½
	Subject to Note 1 on Page 59	
	8th Revised Page No. 62	
210	Cream or Milk, fresh, in bottles or cartons in cases, or in shipping cans.	70
	Subject to Note 2 on Page 59	
	8th Revised Page No. 62	
255	Crusher Liners, jaws, cheek plates or toggle plates, used having value for reconditioning or salvage only.	50
	Subject to Note 1 on Page 59	
	6th Revised Page No. 63	
265	Engines, internal combustion, N.O.I. other than radial cylinder or jet propulsion type (See Note 1 and 2)	85
	Subject to Note 1 on Page 59	
	6th Revised Page No. 63	
270	Explosives, High, N.O.I.	118
	Subject to Note 1 on Page 59	
	12th Revised Page No. 64	
280	Fertilizer and Fertilizer compounds, viz.:	42
	Subject to Note 2 on Page 59	
	8th Revised Page No. 65	
300	Film, motion picture, exposed, N.O.I.	
	Released to value not exceeding \$1.00 per pound, in boxes	100
	Released to value exceeding \$1.00 per pound but not exceeding \$7.50 per pound, in boxes	200
	Etc.	
	Subject to Note 1 on Page 59	
	8th Revised Page No. 65	
310	Fish, fresh or frozen, as described under that heading in the current classification	70
	Vegetables and/or fruit or vegetable juices, frozen.	
	Etc.	
	Subject to Note 1 on Page 59	

Item No.	Exceptions To Ratings of The Governing Classification	Class Rating
	8th Revised Page No. 65	
320	Fruit, fresh, except cold pack or frozen, packed in accordance with classification.	70
	Subject to Note 1 on Page 59	
	8th Revised Page No. 65	
330	Flowers, fresh cut, N.O.I., in cartons	200
	Subject to Note 1 on Page 59	
	2nd Revised Page No. 65-A	
	Freight, all kinds, except those articles having volume or truckload ratings higher than class 85 as published in the National Motor Freight Classification:	
	Minimum Weight 20,000 pounds per vehicle used.....	37½
	Minimum Weight 25,000 pounds per vehicle used.....	32½
	Minimum Weight 35,000 pounds per vehicle used.....	27½
	Consignor to load; consignee to unload.	
355	Trailers or trucks, single units, to have not less than 1800 cubic feet capacity.	
	When the charges based on the higher rate and actual weight (but not less than the minimum weight specified for the lower rate) exceeds the charge based on the lower rate and the actual weight (but not less than the minimum weight specified for the lower rate), the latter charge will apply.	
	To ascertain rates to apply, refer to Section No. 1 of this tariff and determine the class rate base under the less-than-truckload column. Next, refer to pages 101 to 124 of the tariff and locate the class rate base in the column headed "Rate Base No.". Then the desired class rate will be found opposite that figure.	
	Where lines "A", "B" and "C" are shown in connection with rate base numbers on pages 101 to 124, rates published opposite line "A" will be used.	
	<u>RESTRICTION:</u> The provisions of this item will apply only locally on their own lines or jointly among Allen Transfer Co.; / ® Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; Interstate Motor Lines, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company (does not apply in connection with Colorado intrastate joint line traffic); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / ® Miller Bros. Inc.; / ® Milliken-Johnstown Truck Line, Inc.; / ® Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc., / ® John B. Windecker, d/b/a Windecker Truck Line, or Yuma County Transportation Co.	
	8th Revised Page No. 66	
360	Furniture, all kinds	See Item in Tariff
	Subject to Note 1 on Page 59	

Item No.	Exceptions to Ratings of The Governing Classification	Class Rating
	8th Revised Page No. 66	
370	Gases, compressed, viz.: Subject to Note 1 on Page 59 Original Page No. 67-A	64½
375	Glass, automobile, etc. Subject to Note 1 on Page 59 5th Revised Page No. 68 and 9th Revised Page No. 69	See Item in Tariff
380	Groceries, packed in accordance with classification requirement, viz.: <ul style="list-style-type: none"> (E G) Bags, Paper (E A) Bird Food or Seed (E A) Candles, N.O.I. (E A) Hops (E A) Insecticides or fungicides agricultural, as described under that heading in governing classification (E A) Insecticides or insect repellants, other than agricultural vermin exterminators or animal repellants (E A) Potato Chips (E A) Toothpicks (E A) Wax, laundry compounds. Subject to Note 2 on Page 59 5th Revised Page No. 70	55
390	Gum, chewing, etc. Subject to Note 1 on Page 59 5th Revised Page No. 70	55
400	Household Goods and Office Furniture (used, second-hand) not crated nor packed, etc. Subject to Note 1 on Page 59 3rd Revised Page No. 71	See Item in Tariff
410	Ice Cream, and other frozen confections, packed in containers. Subject to Note 1 on Page 59 3rd Revised Page No. 71	70
420	Ice Cream Mix, etc.. Subject to Note 1 on Page 59 8th Revised Page No. 72	70
440	Meats, fresh, frozen or not frozen, N.O.I. Meats, fresh, salted. Sausage, fresh Subject to Note 1 on Page 59 8th Revised Page No. 72	70
470	Packing House Products and other articles, viz.: Subject to Note 1 on Page 59 7th Revised Page No. 73	55
480	Paints, paint material and other articles, viz.: Subject to Note 1 on Page 59	55

Item No.	Exceptions to Ratings of The Governing Classification	Class Rating
	7th Revised Page No. 73	
490	Paper and Paper articles listed under that heading in classification.	55
	Subject to Note 2 on Page 59	
	7th Revised Page No. 73	
500	Pelts, sheep, green or green salted, loose.	55
	Subject to Note 1 on Page 59	
	7th Revised Page No. 73	
510	Petroleum and Petroleum Products, as described under that heading in the classification, and packed in accordance with the classification.	55
	Subject to Note 1 on Page 59	
	12th Revised Page No. 74	
520	Pipe or culverts, iron or steel, plate or sheet, over 24 inches in diameter, inside measurement, U.S. Standard gauge 16 or heavier, L.T.L.	85
	Subject to Note 2 on Page 59	
	12th Revised Page No. 74	
530	Poultry, dressed, packed in accordance with the classification.	70
	Subject to Note 1 on Page 59	
	12th Revised Page No. 74	
535	Tanks, animal watering, iron or steel, plate or sheet S.U., nested or not nested, exceeding 6½ feet in diameter Tanks, iron or steel, N.O.I., having a liquid capacity of 500 gallons or over.	200
	Subject to Note 1 on Page 59	
	5th Revised Page No. 75	
550	Tractors, loaded and unloaded under own power	55
	Subject to Note 1 on Page 59	
	5th Revised Page No. 75	
560	Vegetables, fresh, except cold pack or frozen rated higher than class 70 and packed in accordance with classification.	70
	Subject to Note 1 on Page 59	
	9th Revised Page No. 76	
570	Wine, valuation not exceeding \$1.15 per gallon and so receipted for, in containers in wicker baskets, barrels or boxes or in bulk in barrels.	55
	Subject to Note 1 on Page 59	
	9th Revised Page No. 76	
580	Wool, in grease, in bales or sacks.	55
	Subject to Note 1 on Page 59	

Rules and Regulations

Item

No.

Application

5th Revised Page 79-A

Alternate Application Of Rates on Shipments Weighing 1,999 pounds or less:

Where the total charges on a shipment of less than 1,000 pounds (10 cents higher than base rates) would be lower if charges were based upon a weight of 1,000 pounds (5 cents higher than base rates), with the deficit in weight charged at the same rate as the lowest rated article in the shipment, such lower charges shall apply.

624

Where the total charges on a shipment of 1,999 pounds or less, but 1,000 pounds or over (5 cents higher than base rates), would be lower if the charges were based upon a weight of 2,000 pounds at the base rates, with the deficit in weight charged at the same rate as the lowest rated article in the shipment, such lower charges shall apply.

RESTRICTION: The provisions of this item will apply only locally on their own lines or jointly among Allen Transfer Co.; / (R) Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company, Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; Interstate Motor Lines, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company (does not apply in connection with Colorado intrastate joint line traffic); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / (R) Miller Bros. Inc., / (R) Milliken-Johnstown Truck Line, Inc.; / (R) Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; / (R) John B. Windecker, d/b/a Windecker Truck Line, or Yuma County Transportation Co.

3rd Revised Page No. 79-B

Application of Rates and Restrictions Via Carriers Named:

Where reference is made to this item, rates and restrictions shown will apply.

LOCALLY ON THEIR OWN LINES AND JOINTLY AMONG THE FOLLOWING CARRIERS, except as otherwise noted:

625
(con-
clu-
ded
on
Page
8-a)

Allen Transfer Co.;
/ (A) Frederic A. Bethke, d/b/a Bethke Truck Lines;
Overland Motor Express, Inc., d/b/a
Boulder-Denver Truck Line;
Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company;
Burlington Truck Lines, Inc.;
Martin Rogell, d/b/a
Byers-Denver Truck Line;
Colorado Cartage Company, Inc.;
Denver Climax Truck Line, Inc.;
Denver-Laramie-Walden Truck Line, Inc.;
Denver-Limon-Burlington Transfer Company (see Note Below);
Denver-Loveland Transportation, Inc.;
C. R. Bryant, d/b/a
Evergreen Freight Line;
H. H. Harp, d/b/a/
Harp Transportation Line;
Interstate Motor Lines, Inc.;
Russell R. Robinson and Mauverdene Robinson, d/b/a
K. & K. Transfer Company (does not apply in connection
with Colorado intrastate joint line traffic);

Rules and Regulations

Item No.	Application
	Thomas D. Lane, d/b/a Lane, Thomas D., Truck Lines; / (A) Miller Bros. Inc.; / (A) Milliken-Johnstown Truck Line, Inc.; / (A) Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.;
625 (Con- clu- ded)	Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.;
	/ (A) John B. Windecker, d/b/a Windecker Truck Line; Yuma County Transportation Co.

NOTE: Increased rates arrived at by use of this item will not apply on traffic transported by Denver-Limon-Burlington Transfer Company between Denver, Colorado, on the one hand, and, on the other, Lamar or Wiley, Colorado

Application of Rates Via Private Carriers:

- 675 Exception: In instances where there are in effect two or more rates for the same service via different common carriers, the lower of such rates shall be considered the minimum rate of competing private carriers.

13th Revised Page No. 93-A

MINIMUM CHARGES:

Exceptions:

(T) The minimum charge for a single shipment from one consignor to one consignee on one Bill of Lading in one day between points locally on their own lines or jointly among Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; (E)(A) Miller Bros., Inc.; (E)(A) John B. Windecker, d/b/a Windecker Truck Line (Except as noted in Paragraph (M) of this rule), or Yuma County Transportation Co., will be \$2.50.

- 930 (V) Except as otherwise provided, the minimum charge for single shipment from one consignor to one consignee on one Bill of Lading in one day between points locally on their own lines or jointly among Allen Transfer Co.; / (A) Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; Interstate Motor Lines, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company (will not apply on Colorado Intrastate joint line movements); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / (A) Miller Bros. Inc.; / (A) Milliken-Johnstown Truck Line, Inc.; / (A) Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc. or / (A) John B. Windecker, d/b/a Windecker Truck Line (Except as noted in Paragraph (M) of this rule), will be \$2.75.

The minimum charge provided in this paragraph will not apply on traffic transported by Denver-Limon-Burlington Transfer Company between Denver, Colorado, on the one hand, and, on the other, Lamar or Wiley, Colorado.

Section No. 1
Class Rate Bases
For application, see Item No. 927
For class rates, see pages 101 to 124

Between		BOULDER, COLORADO				
And						
Index No.	Miles	Less-Than-Truckload	Minimum Weight - Pounds			Route No.
			2,000	5,000	10,000	
730	Estes Park	(A) 37	(A) 174	(A) 169	(A) 164	37
740	Grand Lake	(A) 85	(A) 216	(A) 211	(A) 206	37
750	Longs Peak Inn	(A) 46	(A) 183	(A) 178	(A) 173	37
760	Lyons	(A) 17	(A) 119	(A) 114	(A) 109	37
770	Meadow Dale	(A) 36	(A) 174	(A) 169	(A) 164	37
790	Phantom Valley	69	(A) 203	(A) 198	(A) 193	37
840	Welches	(A) 25	(A) 154	(A) 149	(A) 144	37

Between		DENVER, COLORADO				
And						
Index No.	Miles	Less-Than-Truckload	Minimum Weight - Pounds			Route No.
			2,000	5,000	10,000	
6990	Allenspark	(R) 68	(A) 196	(A) 191	(A) 186	37
7190	Ault	(A) 65	(EA) 136	(A) 151	(A) 146	7
	(Bailey	(EA) 48	(EA) 135	(EA) 129	(EA) 123	(EA) 16
7260	(Bailey	(EA) 48	(EA) 135	(EA) 98	(EA) 62	(EA) 45
	(Bailey	45	179	174	169	/ (A) 16; 21; / (A) 45
	(Brighton	(EA) 19	(EA) 81	(EA) 75	(EA) 69	(EA) 7
7620	(Brighton	20	119	114	109	/ (A) 7; 61
7740	Buffalo	(R) 46	(A) 184	(A) 179	(A) 174	45
	Camp George West	(EA) 14	(EA) 79	(EA) 74	(EA) 68	(EA) 16
	Camp George West	10	106	101	96	/ (A) 16; 43
8160	Conifer	(R) 30	(A) 161	(A) 156	(A) 151	16; 45
8170	Conifer	(EA) 31	(EA) 116	(EA) 85	(EA) 53	(EA) 45
8190	Copeland Lake	(R) 68	(A) 196	(A) 191	(A) 186	37
8350	Deckers	(R) 51	(A) 186	(A) 181	(A) 176	45
8360	Deer Ridge	(R) 77	(A) 204	(A) 199	(A) 194	37
8480	Drake	(R) 68	(A) 192	(A) 187	(A) 182	37
8550	East Lake	14	(A) 111	(A) 106	(A) 101	/ 61
8560	Eaton	(A) 61	(A) 156	(EA) 131	(A) 151	(A) 146
8710	Estes Park	(R) 67	(A) 195	(A) 190	(A) 185	37
8720	Evans	(A) 50	(A) 145	(EA) 119	(A) 140	(A) 135
	Fort Lupton	(EA) 26	(EA) 89	(EA) 83	(EA) 77	(EA) 7
8940	Fort Lupton	28	128	123	118	/ (A) 7; 61
9000	Foxton	40	(A) 175	(A) 170	(A) 165	45
9090	Garden City	(A) 54	(A) 148	(EA) 127	(A) 143	(A) 138
9180	Gilcrest	(A) 42	(A) 141	(EA) 110	(A) 136	(A) 131
9310	Greeley	(A) 54	(A) 148	(EA) 127	(A) 143	(A) 138
	(Henderson	(EA) 14	(EA) 91	(EA) 88	(EA) 80	(EA) 71
9500	(Henderson	15	111	106	101	/ (A) 7; / (A) 16
9680	Hygiene	(R) 41	(A) 141	(A) 136	(A) 131	37
	(Idledale	(EA) 19	(EA) 102	(EA) 97	(EA) 91	(EA) 16
9720	(Idledale	19	148	143	138	2; / (A) 16
9760	Indian Hills	27	(A) 161	(A) 156	(A) 151	16; / (A) 45
9790	Ione	(A) 33	(A) 131	(EA) 100	(A) 126	(A) 121
9850	Johnstown	(A) 49	(A) 145	(A) 140	(A) 135	29
9900	Kersey	(A) 59	(A) 150	(EA) 127	(A) 145	(A) 140
	(Kittredge	(EA) 24	(EA) 107	(EA) 101	(EA) 95	(EA) 16
9960	(Kittredge	23	154	149	144	2; / (A) 16
10090	LaSalle	(A) 49	(A) 145	(EA) 119	(A) 140	(A) 135
10210	Littleton	10	(A) 106	(A) 101	(A) 96	16
10260	Longs Peak Inn	76	(A) 204	(A) 199	(A) 194	37
10340	Lucerne	(A) 58	(A) 150	(EA) 131	(A) 145	(A) 140
10360	Lyons	(R) 47	(A) 145	(A) 140	(A) 135	37
	(Marshdale	(EA) 31	(EA) 118	(EA) 113	(EA) 107	(EA) 16
10450	(Marshdale	30	161	156	151	2; / (A) 16
10470	(C) Martin Marietta Co., Plant Site near Kassler	20	(A) 119	(A) 114	(A) 109	16; 45

Section No. 1
Class Rate Bases
For Application, see Item No. 927
For class rates, see pages 101 to 124

Between		DENVER, COLORADO					
And							
Index No.	Miles	Less-Than-Truckload	Minimum Weight - Pounds			Route No.	
			2,000	5,000	10,000		
10570	Meeker Park	73 (A) 196		(A) 191	(A) 186		37
10630	Milliken	45 (A) 141		(A) 136	(A) 131		29
	(Morrison)	(EA) 15 (EA) 79		(EA) 74	(EA) 69	(EA) 16	
10750	(Morrison)	15 111		106	101	2; / (A) 16; 43	
/10843	Northglenn	11 111		106	101	61	
11090	Peckham	(A) 141	(EA) 114	(A) 136	(A) 131		7
11125	Phantom Valley	(R) 102 (A) 228		(A) 223	(A) 218	/	37
11170	Pine Grove	(R) 43 (A) 179		(A) 174	(A) 169		45
11210	Platteville	(A) 37 (A) 138	(EA) 104	(A) 133	(A) 128		7
11640	Rosedale	(A) 54 (A) 148	(EA) 127	(A) 143	(A) 138		7
	(Shaffers Crossing)	(EA) 37 (EA) 123		(EA) 117	(EA) 112	(EA) 16	
11900	(Shaffers Crossing)	(EA) 37 (EA) 123		(EA) 89	(EA) 55	(EA) 45	
	(Shaffers Crossing)	35 167		162	157	/ (A) 16; 21; / (A) 45	
12090	South Platte	(R) 41 (A) 179		(A) 174	(A) 169		45
12320	Tiny Town	21 (A) 154		(A) 149	(A) 144	16; /	45
12380	Trail Ridge Museum	95 (A) 219		(A) 214	(A) 209		37
12650	Wellington Lake	(R) 54 (A) 189		(A) 184	(A) 179		45
12880	Y.M.C.A.	(R) 72 (A) 198		(A) 193	(A) 188		37

Between		ESTES PARK, COLORADO					
And							
13500	Allenspark	(A) 17 (A) 155		(A) 150	(A) 145		37
13510	Bear Lake	11 (A) 144		(A) 139	(A) 134		37
13520	Grand Lake	(A) 48 (A) 189		(A) 184	(A) 179		37
13530	Holzworth Ranch	37 (A) 179		(A) 174	(A) 169		37
13540	Hygiene	26 (A) 164		(A) 159	(A) 154		37
13550	Longs Peak Inn	9 (A) 138		(A) 133	(A) 128		37
13560	Meadow Dale	5 (A) 126		(A) 121	(A) 116		37
13570	Meeker Park	12 (A) 144		(A) 139	(A) 134		37
13580	Phantom Valley	35 (A) 170		(A) 165	(A) 160		37
13590	Raymond	(A) 23 (A) 159		(A) 154	(A) 149		37
13600	Riverside	(A) 27 (A) 166		(A) 161	(A) 156		37
13610	Trail Ridge Museum	27 (A) 166		(A) 161	(A) 156		37
13620	Wild Basin Lodge	13 (A) 144		(A) 139	(A) 134		37
13630	Wild Spur	24 (A) 159		(A) 154	(A) 149		37

Between		FORT COLLINS, COLORADO					
And							
14010	Estes Park	/ 42 (A) 178		(A) 173	(A) 168		37
14020	Grand Lake	/ 90 (A) 221		(A) 216	(A) 211		37
14030	Longs Peak Inn	/ 51 (A) 187		(A) 182	(A) 177		37
14040	Phantom Valley	/ 77 (A) 211		(A) 206	(A) 201		37
14050	Trail Ridge Museum	/ 69 (A) 203		(A) 198	(A) 193		37

Between		GRAND LAKE, COLORADO					
And							
17000	Granby	(R) 15 144		(A) 139	(A) 134		37
17010	Phantom Valley	12 (A) 144		(A) 139	(A) 134		37
17020	Trail Ridge Museum	20 (A) 155		(A) 150	(A) 145		37

Between		GREELEY, COLORADO					
And							
17290	Estes Park	(R) 50 (A) 182		(A) 177	(A) 172		37
17350	Grand Lake	(R) 98 (R) 225		(A) 220	(A) 215		37
17440	Longs Peak Inn	(R) 59 (R) 189		(A) 184	(A) 179		37
17450	Loveland	(A) 21 (A) 122		(A) 117	(A) 112		37
17530	Phantom Valley	(R) 85 (R) 207		(A) 202	(A) 197		37

Section No. 1
Class Rate Bases
For Application, see Item No. 927
For class rates, see pages 101 to 124

Between		LONGMONT, COLORADO					
And							
Index No.		Miles	Less-Than-Truckload	Minimum Weight - Pounds			Route No.
				2,000	5,000	10,000	
19020	Estes Park	(A) 33	(A) 167		(A) 162	(A) 157	37
19030	Grand Lake	(A) 81	(A) 216		(A) 211	(A) 206	37
19040	Hygiene	(A) 7	(A) 106		(A) 101	(A) 96	37
19050	Longs Peak Inn	(A) 40	(A) 176		(A) 171	(A) 166	37
19070	Lyons	(A) 13	(A) 111		(A) 106	(A) 101	37
19100	Meadow Dale	(A) 32	(A) 167		(A) 162	(A) 157	37
19110	Phantom Valley	(A) 68	(A) 203		(A) 198	(A) 193	37
19120	Trail Ridge Museum	(A) 60	(A) 194		(A) 189	(A) 184	37
19130	Welches	(A) 20	(A) 151		(A) 146	(A) 141	37

Between		LOVELAND, COLORADO					
And							
19300	Estes Park	29	(A) 165		(A) 160	(A) 155	37
19310	Grand Lake	(A) 77	(A) 214		(A) 209	(A) 204	37
19320	Longs Peak Inn	(A) 38	(A) 177		(A) 172	(A) 167	37
19330	Phantom Valley	(A) 62	(A) 201		(A) 196	(A) 191	37
19340	Trail Ridge Museum	(A) 56	(A) 194		(A) 189	(A) 184	37

Between		LYONS, COLORADO					
And							
19500	Deer Ridge	31	(A) 170		(A) 165	(A) 160	37
19510	Estes Park	20	(A) 155		(A) 150	(A) 145	37
19520	Grand Lake	(A) 68	(A) 207		(A) 202	(A) 197	37
19530	Hygiene	6	(A) 106		(A) 101	(A) 96	37
19540	Longs Peak Inn	(R) 27	(A) 166		(A) 161	(A) 156	37
19550	Meadow Dale	(R) 19	(A) 155		(A) 150	(A) 145	37
19560	Phantom Valley	55	(A) 192		(A) 187	(A) 182	37
19570	Trail Ridge Museum	47	(A) 189		(A) 184	(A) 179	37
19580	Welches	(R) 7	(A) 138		(A) 133	(A) 128	37
19590	Y.M.C.A. Area	(R) 25	(A) 159		(A) 154	(A) 149	37

Section No. 1
Table of Distance Class Rate Bases
For Application, See Item No. 927
For Class Rates, See Pages 101 to 124

ⒶⒸ Except as otherwise provided, rates published on this page will apply in connection with traffic transported locally between points on its own line or jointly with other carriers by Red Ball Motor Freight, Inc., except that on joint line movements with The Rio Grande Motor Way, Inc., rates published on Pages 188 and 189 will apply.
Rates published on this page will apply on traffic transported jointly between Frederic A. Bethke, d/b/a Bethke Truck Lines, on the one hand, and, on the other, all carriers parties to this tariff except The Rio Grande Motor Way, Inc., (See Pages 188 and 189) Ⓐ and those carriers named on Pages 189-C and 189-D.

Distance--Miles	#Plains Scale				#Mountain Scale				#Differential Scale			
	Min.Wt. - Lbs.				Min.Wt. - Lbs.				Min.Wt. - Lbs.			
	LTL	2M	5M	10M	LTL	2M	5M	10M	LTL	2M	5M	10M
5 Miles and Under	81	78	69	62	107	104	94	86	26	26	25	24
10 Miles and Over 5	85	83	73	65	113	110	99	90	28	27	26	25
15 Miles and Over 10	91	88	80	71	117	114	105	96	26	26	25	24
20 Miles and Over 15	93	91	81	72	120	116	106	97	26	26	25	24
25 Miles and Over 20	98	95	85	78	125	122	112	103	28	27	26	25
30 Miles and Over 25	102	100	90	81	135	131	121	111	33	32	31	30
35 Miles and Over 30	107	104	94	86	139	136	124	114	32	31	30	29
40 Miles and Over 35	113	110	99	90	148	144	133	123	36	35	33	33
45 Miles and Over 40	117	114	105	96	151	147	135	126	33	32	31	30
50 Miles and Over 45	122	119	108	99	160	156	144	134	38	37	36	35
55 Miles and Over 50	130	127	116	106	169	165	152	143	40	39	38	37
60 Miles and Over 55	135	131	121	111	175	170	158	147	40	39	38	37
65 Miles and Over 60	139	136	124	114	183	178	165	154	44	43	41	40
70 Miles and Over 65	144	140	130	120	189	184	172	161	45	44	42	41
75 Miles and Over 70	150	146	134	124	192	187	174	163	43	41	40	39
80 Miles and Over 75	152	148	137	127	200	195	181	170	47	46	44	43
85 Miles and Over 80	160	156	144	134	210	205	191	180	51	49	48	46
90 Miles and Over 85	164	160	148	138	213	207	193	183	49	48	46	45
95 Miles and Over 90	166	161	149	139	214	208	195	184	49	48	46	45
100 Miles and Over 95	169	165	152	143	217	212	198	186	47	46	44	43
110 Miles and Over 100	175	170	158	147	230	224	210	198	55	54	52	50
120 Miles and Over 110	185	180	167	158	240	234	220	208	55	54	52	50
130 Miles and Over 120	191	186	173	162	245	239	224	211	54	53	51	49
140 Miles and Over 130	194	189	176	166	254	248	232	219	60	58	56	55
150 Miles and Over 140	200	195	181	170	263	256	241	228	63	62	59	58
160 Miles and Over 150	205	199	187	175	266	259	243	231	61	59	57	56
170 Miles and Over 160	212	206	192	182	271	264	248	235	60	58	56	55
180 Miles and Over 170	214	208	195	184	281	273	257	244	67	65	63	61
190 Miles and Over 180	217	212	198	186	285	278	262	249	69	67	65	63
200 Miles and Over 190	225	220	205	193	292	284	268	255	68	66	64	62
210 Miles and Over 200	231	225	212	200	305	297	280	266	72	71	68	66
220 Miles and Over 210	237	231	216	204	307	299	282	268	70	68	66	64
230 Miles and Over 220	240	234	220	208	308	300	283	269	68	66	64	62
240 Miles and Over 230	244	237	222	210	317	309	292	278	74	72	69	67
250 Miles and Over 240	250	243	229	216	324	316	298	284	74	72	69	67
260 Miles and Over 250	254	248	232	219	331	323	305	290	77	75	72	70

Ⓐ Means Thousand. Example: 2M is 2,000.
For explanation of Plains, Mountain, or Differential Scales, See Item No. 810.

Section No. 1
Table of Distance Class Rate Bases
For Application, See Item No. 927
For Class Rates, See Pages 101 to 124

Ⓢ Except as otherwise provided, rates published on this page will apply in connection with traffic transported locally between points on its own line or jointly with other carriers by Red Ball Motor Freight, Inc., except that on joint line movements with The Rio Grande Motor Way, Inc., rates published on Pages 188 and 189 will apply.
Rates published on this page will apply on traffic transported jointly between Frederic A. Bethke, d/b/a Bethke Truck Lines, on the one hand, and, on the other, all carriers parties to this tariff except the Rio Grande Motor Way, Inc., (See Pages 188 and 189) Ⓐ and those carriers named on Pages 189-C and 189-D.

Distance--Miles	#Plains Scale				#Mountain Scale				#Differential Scale			
	Min.Wt. - Lbs.				Min.Wt. - Lbs.				Min.Wt. - Lbs.			
	LTL	2M	5M	10M	LTL	2M	5M	10M	LTL	2M	5M	10M
70 Miles and Over 260	259	252	238	225	337	328	311	296	78	76	73	71
80 Miles and Over 270	265	258	242	230	343	334	315	300	78	76	73	71
90 Miles and Over 280	267	260	245	232	346	337	320	305	79	77	75	72
100 Miles and Over 290	270	263	247	234	352	343	324	309	82	80	77	75
120 Miles and Over 300	283	276	259	247	368	358	339	323	85	83	80	78
140 Miles and Over 320	292	284	268	255	382	372	353	337	90	87	84	82
160 Miles and Over 340	305	297	280	266	393	383	363	347	89	86	83	81
180 Miles and Over 360	308	300	283	269	404	393	373	356	95	93	90	87
200 Miles and Over 380	317	309	292	278	414	403	382	365	97	94	91	88
220 Miles and Over 400	331	323	305	290	430	419	397	380	99	96	93	90
240 Miles and Over 420	338	329	312	297	442	430	408	392	104	101	97	95
260 Miles and Over 440	346	337	320	305	455	444	421	403	108	105	102	99
280 Miles and Over 460	358	348	329	314	465	452	430	412	107	104	100	98
300 Miles and Over 480	363	354	336	320	476	464	441	423	113	110	106	103
320 Miles and Over 500	373	363	345	329	484	472	448	429	112	109	105	102
340 Miles and Over 520	385	375	355	339	503	489	465	447	117	114	110	107
360 Miles and Over 540	396	385	365	349	516	503	478	459	121	118	113	110
380 Miles and Over 560	404	393	373	356	526	512	487	467	122	119	114	111
400 Miles and Over 580	412	401	380	363	532	519	495	475	122	119	114	111
420 Miles and Over 600	417	407	387	370	547	533	508	488	130	127	122	119
440 Miles and Over 620	430	419	397	380	558	543	518	498	129	125	121	118
460 Miles and Over 640	439	428	406	389	572	557	530	509	132	129	124	121
480 Miles and Over 660	452	440	419	401	582	567	543	522	132	129	124	121
500 Miles and Over 680	457	445	422	404	591	576	549	528	135	131	126	123

Means Thousand. Example: 2M is 2,000.
For explanation of Plains, Mountain, or Differential Scales, see Item No. 810.

Section No. 1
Table of Distance Class Rate Bases
For Application, See Item No. 927
For Class Rates, See Pages 101 to 124

Except as otherwise provided, rates published on this page will apply only in connection with traffic transported jointly with other carriers by Ringsby Truck Lines, Inc., and H. H. Harp, d/b/a Harp Transportation Line.

Rates will also apply on traffic transported jointly with other carriers by Larson Transportation Company and Rio Grande Motor Way, Inc., (Except as provided below and on Pages 189-A and 189-B).

EXCEPTION: When joint line movement is in connection with H. H. Harp, d/b/a Harp Transportation Line, Larson Transportation Company, or Ringsby Truck Lines, Inc., on the one hand, and, on the other, (E)A Red Ball Motor Freight, Inc., the rates published on Pages 186 and 187 will apply.

EXCEPTION: When joint line movement is via H. H. Harp, d/b/a Harp Transportation Line, on the one hand, and, on the other, Allen Transfer Co.; (A) Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Fogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; Interstate Motor Lines, Inc.; Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; (A) Miller Bros., Inc.; (A) Milliken-Johnstown Truck Line, Inc.; (A) Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; (A) John B. Windecker, d/b/a Windecker Truck Line, or Yuma County Transportation Co., The rates published on Pages 189-C and 189-D will apply.

Distance--Miles	#Plains Scale			#Mountain Scale			#Differential Scale		
	LTL	Min.Wt. - Lbs.		LTL	Min.Wt. - Lbs.		LTL	Min.Wt. - Lbs.	
		5,000	10,000		5,000	10,000		5,000	10,000
5 Miles and Under	77	70	65	102	96	90	25	25	25
10 Miles and Over 5	81	75	68	108	101	95	26	26	26
15 Miles and Over 10	87	81	75	112	107	100	25	25	25
20 Miles and Over 15	89	83	76	114	108	101	25	25	25
25 Miles and Over 20	94	87	81	120	114	108	26	26	26
30 Miles and Over 25	98	91	85	129	123	117	32	32	32
35 Miles and Over 30	102	96	90	133	127	120	31	31	31
40 Miles and Over 35	108	101	95	142	135	129	34	34	34
45 Miles and Over 40	112	107	100	144	138	132	32	32	32
50 Miles and Over 45	117	110	103	153	146	141	36	36	36
55 Miles and Over 50	124	118	111	162	155	150	39	39	39
60 Miles and Over 55	129	123	117	167	161	154	39	39	39
65 Miles and Over 60	133	127	120	175	168	162	42	42	42
70 Miles and Over 65	138	132	125	180	175	168	43	43	43
75 Miles and Over 70	143	136	130	184	177	171	41	41	41
80 Miles and Over 75	145	140	133	191	185	178	45	45	45
85 Miles and Over 80	153	146	141	201	195	188	48	48	48
90 Miles and Over 85	157	151	144	204	197	191	47	47	47
95 Miles and Over 90	158	152	145	205	199	193	47	47	47
100 Miles and Over 95	162	155	150	208	201	195	45	45	45
110 Miles and Over 100	167	161	154	220	213	208	53	53	53
120 Miles and Over 110	177	171	165	230	224	218	53	53	53
130 Miles and Over 120	183	176	169	234	228	221	52	52	52
140 Miles and Over 130	186	179	174	243	237	230	57	57	57
150 Miles and Over 140	191	185	178	252	245	239	61	61	61
160 Miles and Over 150	196	190	184	254	248	242	58	58	58
170 Miles and Over 160	202	196	190	260	253	246	57	57	57
180 Miles and Over 170	205	199	193	268	262	255	64	64	64
190 Miles and Over 180	208	201	195	273	267	261	66	66	66
200 Miles and Over 190	216	209	202	279	273	267	65	65	65

For Explanation of Plains, Mountain, or Differential Scales, See Item No. 810.

Section No. 1
Table of Distance Class Rate Bases
For Application, see Item No. 927
For Class Rates, See Pages 101 to 124

Except as otherwise provided, rates published on this page will apply only in connection with traffic transported jointly with other carriers by Ringsby Truck Lines, Inc., and H. H. Harp, d/b/a Harp Transportation Line.

Rates will also apply on traffic transported jointly with other carriers by Larson Transportation Company and Rio Grande Motor Way, Inc., (Except as provided below and on Pages 189-A and 189-B).

EXCEPTION: When joint line movement is in connection with H. H. Harp, d/b/a Harp Transportation Line, Larson Transportation Company, or Ringsby Truck Lines, Inc., on the one hand, and, on the other, (E)A Red Ball Motor Freight, Inc., the rates published on Pages 186 and 187 will apply.

EXCEPTION: When joint line movement is via H. H. Harp, d/b/a Harp Transportation Line, on the one hand, and, on the other, Allen Transfer Co.; (A) Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Aramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; Interstate Motor Lines, Inc.; Thomas D. Lane Truck Lines; (A) Miller Bros., Inc.; (A) Milliken-Johnstown Truck Line, Inc.; (A) Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; (A) John B. Windecker, d/b/a Windecker Truck Line, or Yuma County Transportation Co., the rates published on Pages 189-C and 189-D will apply.

Distance--Miles	#Plains Scale			#Mountain Scale			#Differential Scale		
	LTL	Min.Wt. - Lbs.		LTL	Min.Wt. - Lbs.		LTL	Min.Wt. - Lbs.	
		5,000	10,000		5,000	10,000		5,000	10,000
10 Miles and Over 200	221	216	209	292	285	278	69	69	69
20 Miles and Over 210	227	220	213	294	287	281	67	67	67
30 Miles and Over 220	230	224	218	295	288	282	65	65	65
40 Miles and Over 230	233	227	220	304	297	292	70	70	70
50 Miles and Over 240	239	233	227	310	304	297	70	70	70
60 Miles and Over 250	243	237	230	317	310	304	74	74	74
70 Miles and Over 260	248	242	235	322	317	310	75	75	75
80 Miles and Over 270	253	246	241	328	321	315	75	75	75
90 Miles and Over 280	255	250	243	331	326	319	76	76	76
100 Miles and Over 290	259	252	245	337	330	323	78	78	78
20 Miles and Over 300	271	264	259	352	345	339	81	81	81
40 Miles and Over 320	279	273	267	365	360	353	86	86	86
60 Miles and Over 340	292	285	278	376	370	363	85	85	85
80 Miles and Over 360	295	288	282	386	380	373	91	91	91
100 Miles and Over 380	304	297	292	396	389	383	92	92	92
20 Miles and Over 400	317	310	304	411	405	398	95	95	95
40 Miles and Over 420	323	318	311	422	416	410	99	99	99
60 Miles and Over 440	331	326	319	436	429	422	103	103	103
80 Miles and Over 460	342	336	329	444	438	431	102	102	102
100 Miles and Over 480	348	342	336	455	449	443	108	108	108
20 Miles and Over 500	356	351	344	463	457	450	107	107	107
40 Miles and Over 520	369	362	355	481	474	469	112	112	112
60 Miles and Over 540	378	372	365	494	487	481	116	116	116
80 Miles and Over 560	386	380	373	503	496	490	117	117	117
100 Miles and Over 580	394	387	381	509	504	497	117	117	117
20 Miles and Over 600	399	394	387	524	517	512	124	124	124
40 Miles and Over 620	411	405	398	534	528	521	123	123	123
60 Miles and Over 640	420	414	407	547	540	534	127	127	127
80 Miles and Over 660	432	427	420	557	553	547	127	127	127
100 Miles and Over 680	437	430	424	565	559	553	129	129	129

For explanation of Plains, Mountain, or Differential Scales, see Item No. 810.
Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines.

Section No. 1
Table of Distance Class Rate Bases
For Application, See Item No. 927
For Class Rates, See Pages 101 to 124

Except as otherwise provided, rates published on this page will apply only in connection with traffic transported locally between points on their own lines or jointly among Allen Transfer Co.; / (A) Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Evers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; Interstate Motor Lines, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company (Not applicable on Colorado intrastate joint line movements); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / (A) Miller Bros., Inc.; / (A) Milliken-Johnstown Truck Line, Inc.; / (A) Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; / (A) John B. Windecker, d/b/a Windecker Truck Line, or Yuma County Transportation Co.

Distance--Miles	#Plains Scale			#Mountain Scale			#Differential Scale
	LTL	Min.Wt. - Lbs.		LTL	Min.Wt. - Lbs.		ANY QUANTITY
		5,000	10,000		5,000	10,000	
5 Miles and Under	97	92	87	126	121	116	29
10 Miles and Over 5	106	101	96	138	133	128	32
15 Miles and Over 10	111	106	101	144	139	134	33
20 Miles and Over 15	119	114	109	155	150	145	36
25 Miles and Over 20	122	117	112	159	154	149	37
30 Miles and Over 25	128	123	118	166	161	156	38
35 Miles and Over 30	131	126	121	170	165	160	39
40 Miles and Over 35	138	133	128	179	174	169	41
45 Miles and Over 40	141	136	131	183	178	173	42
50 Miles and Over 45	145	140	135	189	184	179	44
55 Miles and Over 50	148	143	138	192	187	182	44
60 Miles and Over 55	150	145	140	195	190	185	45
65 Miles and Over 60	156	151	146	203	198	193	47
70 Miles and Over 65	159	154	149	207	202	197	48
75 Miles and Over 70	161	156	151	209	204	199	48
80 Miles and Over 75	166	161	156	216	211	206	50
85 Miles and Over 80	168	163	158	218	213	208	50
90 Miles and Over 85	173	168	163	225	220	215	52
95 Miles and Over 90	175	170	165	228	223	218	53
100 Miles and Over 95	177	172	167	230	225	220	53
110 Miles and Over 100	184	179	174	239	234	229	55
120 Miles and Over 110	189	184	179	246	241	236	57
130 Miles and Over 120	195	190	185	254	249	244	59
140 Miles and Over 130	198	193	188	257	252	247	59
150 Miles and Over 140	205	200	195	267	262	257	62
160 Miles and Over 150	209	204	199	272	267	262	63
170 Miles and Over 160	215	210	205	280	275	270	65
180 Miles and Over 170	218	213	208	283	278	273	65
190 Miles and Over 180	224	219	214	291	286	281	67
200 Miles and Over 190	228	223	218	296	291	286	68

#For explanation of Plains, Mountain, or Differential Scales, See Item No. 810.

Section No. 1
Table of Distance Class Rate Bases
For Application, See Item No. 927
For Class Rates, See Pages 101 to 124

Except as otherwise provided, rates published on this page will apply only in connection with traffic transported locally between points on their own lines or jointly among Allen Transfer Co.; / (A) Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; Interstate Motor Lines, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company (not applicable on Colorado Intrastate Joint Line movements); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / (A) Miller Bros., Inc.; / (A) Milliken-Johnstown Truck Line, Inc.; / (A) Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard I. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; / (A) John B. Windecker, d/b/a Windecker Truck Line, or Yuma County Transportation Co.

Distance--Miles	#Plains Scale			#Mountain Scale			#Differential Scale
	LTL	Min.Wt. - Lbs.		LTL	Min.Wt. - Lbs.		ANY QUANTITY
		5,000	10,000		5,000	10,000	
210 Miles and Over 200	234	229	224	304	299	294	70
220 Miles and Over 210	237	232	227	308	303	298	71
230 Miles and Over 220	244	239	234	317	312	307	73
240 Miles and Over 230	247	242	237	321	316	311	74
260 Miles and Over 240	255	250	245	332	327	322	77
280 Miles and Over 260	264	259	254	343	338	333	79
300 Miles and Over 280	272	267	262	354	349	344	82
320 Miles and Over 300	281	276	271	365	360	355	84
340 Miles and Over 320	288	283	278	374	369	364	86
360 Miles and Over 340	295	290	285	384	379	374	89
380 Miles and Over 360	303	298	293	394	389	384	91
400 Miles and Over 380	311	306	301	404	399	394	93
420 Miles and Over 400	319	314	309	415	410	405	96
440 Miles and Over 420	324	319	314	421	416	411	97
460 Miles and Over 440	332	327	322	432	427	422	100
480 Miles and Over 460	340	335	330	442	437	432	102
500 Miles and Over 480	347	342	337	451	446	441	104
520 Miles and Over 500	355	350	345	462	457	452	107
540 Miles and Over 520	361	356	351	469	464	459	108
560 Miles and Over 540	367	362	357	477	472	467	110
580 Miles and Over 560	374	369	364	486	481	476	112
600 Miles and Over 580	380	375	370	494	489	484	114
620 Miles and Over 600	387	382	377	503	498	493	116
640 Miles and Over 620	394	389	384	512	507	502	118
660 Miles and Over 640	402	397	392	523	518	513	121
680 Miles and Over 660	408	403	398	530	525	520	122
700 Miles and Over 680	415	410	405	540	535	530	125

For explanation of Plains, Mountain, or Differential Scales, see Item No. 810.

Section No. 2
Commodity Rates

4th Revised Page No. 190

Exception: If the charges accruing under the rates in Section 1 of this tariff are lower than the charges accruing under the rate in this Section on the same shipment over the same route, the charges accruing under the rates in Section 1 will apply locally on their own lines or jointly among Allen Transfer Co.; / (R) Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; Interstate Motor Lines, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company (Will not apply on Colorado intrastate joint line movements); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / (R) Miller Bros., Inc.; / (R) Milliken-Johnstown Truck Line, Inc.; / (R) Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; / (R) John B. Windecker, d/b/a Windecker Truck Line, or Yuma County Transportation Co.

(For application, see Page No. 190 of Tariff)
Rates are in Cents Per 100 Pounds

Item No.	Commodity	From	To	Rate	Route No.
	Commodities in the same item may be shipped in straight or mixed truck loads.				

11th Revised Page No. 197

1430	Canned Goods, edible, subject to a minimum weight of 40,000 pounds.	/ (R) Delta, Colo. Grand Junction, Colo.	Kuner-Empson Warehouse	51	62
			Adjacent to the City Limits of Brighton, Colo.	46	57; 62
			Greeley, Colo.	54	109
			Loveland, Colo.	54	118

6th Revised Page No. 219

2105	Liquors, Alcoholic, NOI, in glass in boxes or crates. Minimum 5 cases per shipment	Denver,	Colo.	Grand Junction, Colo.	\$1.00 Per Case	87
	<u>Wine, NOI, in containers in boxes or crates. Minimum 10 cases per shipment.</u>				\$.60 Per Case	
	/ (R) Beer, in cans or bottles, in cases. Minimum 10 cases per shipment.					

NOTE 1: Rates in this item apply when the following notation is carried on the shipper's bill of lading: "The articles listed on this bill of lading are released to a value not exceeding \$1.15 per gallon."

NOTE 2: The agreed standard weight per box or crate will not exceed 40 pounds per box or crate.

NOTE 3: This item expires with December 31, 1963, unless sooner canceled, changed or extended.

Section No. 2
Commodity Rates
(For application, See Page No. 190 of Tariff)
Rates are in cents per 100 pounds

Item No.	Commodity	From	To	Rate	Route	
	Commodities in the same item may be shipped in straight or mixed truck loads					
Original Page No. 230-A						
	Potato Chips, packed in accordance with the classification	Montrose,	Colo.	See Below.	See Below 87	
2470 ©		To	Rate	To	Rate	
	Alamosa	162	Delta	75	Olathe	61
	Antonito	175	Dove Creek	155	Ouray	75
	Aspen	191	Durango	136	Pagosa Springs	136
	Basalt	188	Fort Garland	175	Paonia	88
	Bayfield	136	Fruita	116	Portland	156
	Buena Vista	147	Glenwood Springs	142	Rifle	131
	Canon City	152	Grand Junction	98	Salida	131
	Carbondale	186	Gunnison	94	Sapinero	75
	Collbran	130	Hotchkiss	83	Silverton	90
	Cortez	130	Ignacio	136	South Fork	183
	Craig	167	Lazear	77	Steamboat Springs	183
	Creede	188	Leadville	152	Wolcott	166
	Crested Butte	108	Monte Vista	164		

Section No. 4
Table of Distances
Points in Colorado

EXCEPTION

As limited below, this exception removes the application of distances between the same points as published on Pages 269 to 274, inclusive.
The following distances will apply locally on their own lines or jointly among Allen Transfer Co.; / Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; Interstate Motor Lines, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K. & K. Transfer Company (not applicable on joint line movements); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; / Miller Bros., Inc.; / Milliken-Johnstown Truck Line, Inc.; / Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Ringsby Truck Lines, Inc.; Richard H. & Lois Mae Eshe, d/b/a South Park Motor Lines; Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; / John B. Windecker, d/b/a Windecker Truck Line, and Yuma County Transportation Co. To or from points for which no mileage is provided in this exception, as limited above, the distance shown in Rand McNally Colorado State Highway Map, 1961 issue, via the shortest practical highway route between origin and destination will be used.

And	Between	Denver	Greeley	Longmont
/ Allenspark		68		
/ Ault		65		
/ Buffalo		46		
/ Conifer		30		
/ Copeland Lake		68		
/ Deckers		61		
/ Deer Ridge		77		
/ Drake		68		
/ East Lake		14		
/ Eaton		61		
/ Estes Park		67	50	33
/ Evans		50		
/ Garden City		54		
/ Gilcrest		42		
/ Greeley		54		
/ Hygiene		41		7
/ Indian Hills		27		
/ Ione		33		
/ Johnstown		49		
/ Kersey		59		
/ LaSalle		49		
/ Longs Peak Inn		76	59	40
/ Lucerne		58		
/ Lyons		47		13
/ Martin Marietta Co.		20		
/ Meeker Park		73		
/ Milliken		45		
/ Northglenn		11		
/ Peckham		45		
/ Phantom Valley		102	85	68
/ Pine Grove		43		
/ Platteville		37		
/ Rosedale		54		
/ South Platte		41		
/ Tiny Town		21		
/ Trail Ridge Museum		95		60
/ Wellington Lake		54		
/ Y.M.C.A.		72		

See Page 21 - as filed in form 6
Dec. 6, 1958

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
PHIL VIGIL, VALDEZ, COLORADO.)

PERMIT NO. M-8988

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Phil Vigil,
Valdez, Colorado
requesting that Permit No. M-8988 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8988, heretofore issued to Phil Vigil,
Valdez, Colorado be,
and the same is hereby, declared cancelled effective June 26, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaichko
Howard S. Bjelland
Ralph E. Johnson
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ANGELO GARLUTZO, 957 WESTERN AVENUE,)
TRINIDAD, COLORADO.)
_____)

PERMIT NO. M-1298

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Angelo Garlutzo,
Trinidad, Colorado
requesting that Permit No. M-1298 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1298, heretofore issued to Angelo Garlutzo,
Trinidad, Colorado be,
and the same is hereby, declared cancelled effective August 31, 1962.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zaehner
Howard S. Bjelland
Ralph Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JAMES H. WRIGHT, DOING BUSINESS AS,)
"CORTEZ GLASS COMPANY", 328 WEST)
MONTEZUMA, CORTEZ, COLORADO.)
-----)

PERMIT NO. M-2709

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from James H. Wright, doing
business as, "Cortez Glass Company", Cortez, Colorado
requesting that Permit No. M-2709 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2709, heretofore issued to James H. Wright, doing
business as, "Cortez Glass Company", Cortez, Colorado be,
and the same is hereby, declared cancelled effective May 8, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaclung
Howard S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LUPITO YOUNG AND PAT MARTINEZ,
DOING BUSINESS AS, "YOUNG AND
MARTINEZ COAL COMPANY", CERRO, NEW
MEXICO.

PERMIT NO. M-9328

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Lupito Young and Pat
Martinez, doing business as, "Young & Martinez Coal Company", Cerro, New Mexico
requesting that Permit No. M-9328 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9328, heretofore issued to Lupito Young and Pat
Martinez, doing business as, "Young & Martinez Coal Company", Cerro, New Mexico be,
and the same is hereby, declared cancelled effective July, 3, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zaehner
Howard S. Bjelland
Ralph Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
RAYMOND L. CAMERON, P. O. BOX 591,)
MONTROSE, COLORADO.)
_____)

PERMIT NO. M-10553

July 13, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Raymond L. Cameron,
Montrose, Colorado
requesting that Permit No. M-10553 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10553, heretofore issued to Raymond L. Cameron,
Montrose, Colorado be,
and the same is hereby, declared cancelled effective June 27, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
PETE T. GAGLIANO AND BONNIE F.)
GAGLIANO, DOING BUSINESS AS, "MAC'S)
INCORPORATED REPRESENTATIVE", 4710)
WEST 10TH AVENUE, DENVER 4, COLORADO.)

PERMIT NO. M-13522

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Pete T. Gagliano and Bonnie F. Gagliano, dba "Mac's Inc. Representative", Denver 4, Colorado requesting that Permit No. M-13522 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13522, heretofore issued to Pete T. Gagliano and Bonnie F. Gagliano, dba "Mac's Inc. Representative", Denver 4, Colorado be, and the same is hereby, declared cancelled effective June 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaichner
Howard S. Bjelland
Robert C. Johnson
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM C. CONGER AND IVAN D. JENSEN,)
DOING BUSINESS AS, "KEENESBURG)
IMPLEMENT COMPANY", P. O. BOX 175,)
KEENESBURG, COLORADO.)

PERMIT NO. M-5556

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from William C. Conger and
Ivan D. Jensen, dba "Keenesburg Implement Company", Keenesburg, Colorado
requesting that Permit No. M-5556 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5556, heretofore issued to William C. Conger and
Ivan D. Jensen, dba "Keenesburg Implement Company", Keenesburg, Colorado be,
and the same is hereby, declared cancelled effective July 25, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaichko
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN HARPER, DOING BUSINESS AS,)
"HARPER'S DAIRY", 1230 NORTH 12TH)
STREET, GRAND JUNCTION, COLORADO.) PERMIT NO. M-10879
-----)

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from John Harper, doing
business as, "Harper's Dairy", Grand Junction, Colorado
requesting that Permit No. M-10879 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10879, heretofore issued to John Harper, doing
business as, "Harper's Dairy", Grand Junction, Colorado be,
and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry E. Zaehner
Howard S. Bjelland
Ralph C. Anderson
Commissioners

Dated at Denver, Colorado,
this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
L. B. HULSLANDER, FRISCO, COLORADO.)

PERMIT NO. M-6563

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from H. B. Hulslander,
Frisco, Colorado

requesting that Permit No. M-6563 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6563, heretofore issued to H. B. Huslander,
Frisco, Colorado be,
and the same is hereby, declared cancelled effective June 28, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zaehner
Howard S. Bjelland
Reuben C. Johnson
Commissioners

Dated at Denver, Colorado,

this 31st day of July , 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HANS JERRY HAGGE, JR., 2480 CAITHNESS)
DENVER 11, COLORADO.)
)
)
-----)

PERMIT NO. M-15763

July 31, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Hans Jerry Hagge, Jr.,
Denver 11, Colorado
requesting that Permit No. M-15763 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-15763, heretofore issued to Hans Jerry Hagge, Jr.,
Denver 11, Colorado be,
and the same is hereby, declared cancelled effective January 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 31st day of July, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE REQUEST OF MAC BICKLING AND)
DOROTHY M. BICKLING, DOING)
BUSINESS AS "BRIGHTON CAB",) CASE NO. 5231
40 SOUTH FIRST STREET, BRIGHTON,)
COLO. TO INCREASE RATES AND CHARGES)

RE INCREASED TAXI FARES AND) INVESTIGATION AND
BAGGAGE CHARGES - BRIGHTON CAB) SUSPENSION DOCKET NO. 504

July 25, 1963

Appearances: George Fischer, Esq., 35 South Main St.,
Brighton, Colo. for Mac Bickling,
d/b/a Brighton Cab.

A. J. Tait and S. J. Philipponne for the
Staff of the Commission

S T A T E M E N T

BY THE COMMISSION:

On October 29, 1962, Mac Bickling, co-partner, Brighton Cab, Brighton, Colorado ^{1/} (applicant), filed its application dated October 26, 1962 requesting permission to put into force and effect increased rates and charges applicable to the transportation of passengers and their hand baggage, in cabs not to exceed five-passengers' capacity, between points in the area within a radius of 10 miles of, and including, the City of Brighton, Colorado, and from points in said radius to Denver, Stapleton airport, Lafayette and Boulder, Colorado and return.

On October 31, 1962, Mac Bickling, owner of Brighton Cab, Brighton, Colorado (respondent), filed his tariff P.U.C. No. 2 naming increased fares and charges for the transportation of passengers and their baggage within the City of Brighton, Colorado, etc. schedules to become effective December 1, 1962.

1/ Tariff No. 1, Colorado P.U.C. No. 1, being the tariff of Mac and Dorothy Bickling, d/b/a Brighton Cab was adopted by Mac Bickling d/b/a Brighton Cab on November 21, 1962 pursuant to Decision No. 59598 dated November 9, 1962.

The application was set for hearing on December 4, 1962 in the Hearing Room of the Commission at Denver, Colorado. At the hearing applicant requested that Case 5231 be continued and to be later re-set for hearing before the Commission. See Decision No. 59826, dated December 10, 1962. The matter was again set for hearing on January 11, 1963, vacated on that date and on February 14, 1963 was set for hearing on March 6, 1963, in the Hearing Room of the Commission at Denver, Colorado.

The operation of the schedule of increased fares and charges, Colorado P.U.C. No. 2 was suspended to and including March 30, 1963 by Decision No. 59741, dated November 30, 1962, and being further suspended to and including September 30, 1963 by Decision No. 60380, dated March 27, 1963. Hearing thereon was set for January 11, 1963, vacated on that date and set for hearing on March 6, 1963, in the Hearing Room of the Commission at Denver, Colorado, pursuant to notice dated February 14, 1963.

On February 18, 1963 the Commission, as provided by law, designated and appointed Edwin R. Lundborg, an employee of the Commission, as an Examiner to conduct the hearing in said matters.

The present owner of Brighton Cab appeared in support of the application and the suspended schedule testifying that he had been in business since 1959, first in a partnership and then as sole owner; that he was employed full time in the operation of Brighton Cab working eighteen hours per day, seven days a week; that traffic conditions brought about considerable delays in handling passengers to and from their origins and destinations; that two cabs are in service with one auxiliary cab; that the proposed fares and charges were comparable to those of Arvada, Boulder and Denver; that two new Checker Cabs and radios had been purchased at a cost of \$8,000; that the City of Brighton and the Chamber of Commerce had been advised of the proposed increases and no complaint had been voiced by those interests; that he would be compelled to go out of business if the increases sought were denied. An exhibit, placed in evidence by the witness, shows revenues and net operating profits to be as follows:

	1959	1960	1961	1962*
Gross Revenue	\$14,696.00	\$17,065.00	\$16,935.00	\$15,266.57
I a. Greyhound Bus Commissions	2,498.45	2,604.41	2,894.70	2,858.74
b. Brighton Cab	12,177.55	14,460.59	14,040.30	12,407.83
II Brighton Cab	12,177.55	14,460.59	14,040.30	12,407.83
" " Expenses	8,765.00	15,314.00	12,896.00	11,219.65
Net Operating Profit	3,412.55 (L)	853.41	1,144.30	1,188.18
Operating Ratio-percent	71.98	105.90	91.85	90.42
(L) Loss				
* From testimony at hearing				

The proposed increase in fares and baggage rates ranges from 11 per cent, increase in flag drop, to 57 per cent, increase in fare per mile. If the increase averages 35 per cent, assuming no loss of traffic and taking the year 1962, for example, the increased revenue for that year would have been \$4,342 (35% of \$12,407). While the record before us is silent as to the lengths of the various trips, it is assumed, for our purposes here, that the preponderance of such trips would be under one mile. If a salary of \$300 per month is used as compensation for the services now performed by the owner, the net operating revenue in 1962 to Brighton Cab would have been \$1930 ((\$12407 + 4342) - (11219 + 3600)) resulting in an operating ratio of 88.46% (\$14819 + 16759). As this operating ratio is merely a forecast, it should not be construed as just and reasonable. If said ratio is attained or bettered, the matter should be given further consideration.

Respondent should issue a supplement cancelling its Tariff No. 1, Colorado P.U.C. No. 1 upon the effective date of the order herein to eliminate conflicting fares and charges.

F I N D I N G S

THE COMMISSION FINDS, That:

1. The application, as amended, in view of finding No. 3 herein, should be denied.
2. Respondent's Tariff No. 1, Colorado P.U.C. No. 1 should be cancelled.
3. The suspended schedules have been justified as to reasonableness and otherwise lawfulness.

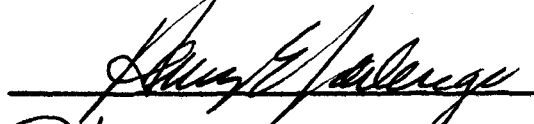
4. That an order should be entered vacating our order of suspension and discontinuing this proceeding.

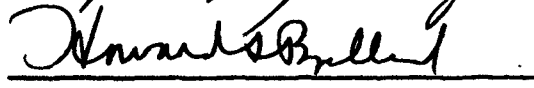
O R D E R

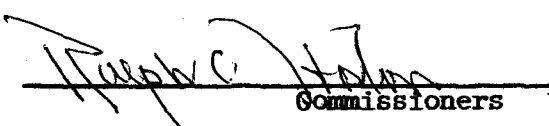
THE COMMISSION ORDERS, That:

1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. The application referred to in the Statement herein be and is hereby denied.
3. Respondent cancel his Tariff No. 1, Colorado P.U.C. No. 1 not later than July 31, 1963 upon one day's notice to the Commission and the general public as provided by law and the regulations of the Commission.
4. The orders heretofore entered in this proceeding (Decisions numbered 59741 and 60380, dated November 30, 1962 and March 27, 1963 respectively) suspending the operation of said schedules be, and they are hereby, vacated and set aside as of July 31, 1963, and that this proceeding be discontinued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado this
25th day of July, 1963.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ANNA GASPERETTI, DOING BUSINESS AS)
"GARDNER-REDWING FREIGHT LINE," 111)
WEST 10TH STREET, WALSENBURG, COLO-)
RADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO OPERATE)
AS A COMMON CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 19902

July 26, 1963

Appearances: Albert J. Tomsic, Esq., Walsen-
burg, Colorado, for Applicant.

S T A T E M E N T

By the Commission:

By the instant application, the applicant seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle in the transportation of freight and general commodities from Walsenburg to Gardner and Redwing, and points between, in Huerfano County, Colorado, on a once-a-week schedule, and to participate in through freight rates with scheduled line haul carriers.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Pueblo, Colorado, July 22, 1963, and at the conclusion of the hearing, the matter was taken under advisement.

Anna Gasperetti testified that she is presently engaged in the trucking business under the name of City Transfer & Storage Co., and that she holds and is the owner of PUC No. 570. She has been in the trucking business for over 20 years. She wishes to establish a scheduled service from Walsenburg to Gardner and Redwing and points

in-between on a once-a-week basis. She states she will add additional scheduled service if and when the volume of business warrants the additional service. There is no common carrier scheduled service presently serving the Redwing-Gardner area. She feels that there is a need for such service in order that through freight rates can be established into this area. At the present time, freight for Gardner and Redwing is delivered in Walsenburg, and the consignees must either come to Walsenburg to pick up such freight, or in the alternative must pay an additional charge to have their freight hauled from Walsenburg. She feels that if she could participate in through freight rates, the people of the Gardner-Redwing area would be benefited.

Roland Timney, an employee of the Mountain States Telephone and Telegraph Company, working out of the construction department of the Pueblo office, states that he is familiar with the telephone operation at Gardner and that the scheduled service which the applicant proposes to render to the Gardner and Redwing area would be of benefit to his company.

Ralph Garcia testified that he is the Manager of a co-operative store in Gardner and that he needs and wants the additional service which applicant proposes to render.

W. H. Martin, the Terminal Manager of Red Ball Motor Freight, Inc., in Pueblo, supported the applicant's proposal. Presently shipments of freight to Gardner over Red Ball Motor Freight, Inc., are shipped to Walsenburg and the consignee must either pick up the freight shipments in Walsenburg or pay an additional charge for local transportation from Walsenburg to the point of destination. He feels that a once-a-week scheduled operation would be profitable and would benefit customers in the Gardner-Redwing area.

An affidavit of the Secretary of the Huerfano Chamber of Commerce was introduced in evidence as Exhibit D, which affidavit supports the application herein under consideration. Certain letters

and bills of lading were admitted in evidence as Exhibits A, B and C.

The applicant further testified in her own behalf that she wished to participate in through freight rates not only with interstate scheduled line-haul carriers, but also with interstate carriers, and the bills of lading submitted as Exhibit C substantiate her position that such service is needed.

It is to be noted, however, that for the applicant to obtain the interstate authority which she desires, it will be necessary for the applicant to follow the procedures necessary before this Commission and the Interstate Commerce Commission.

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 motor vehicle 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:

That public convenience and necessity require the granting of the proposed motor vehicle common carrier service of applicant, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require the proposed common carrier motor vehicle, scheduled service of Anna Gasperetti, doing business as "Gardner-Redwing Freight Line," Walsenburg, Colorado, for the transportation of freight and general commodities from Walsenburg, Colorado, to Gardner and Redwing, Colorado, and intermediate points, in Huerfano County, Colorado, on a schedule of not less than once a week, and this Order shall be taken, deemed, and held to

be a certificate of public convenience and necessity therefor.

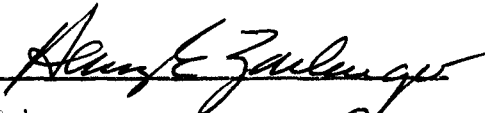
That applicant shall file tariffs of rates, rules and regulations and time and distance schedules as required by the rules and regulations of this Commission within twenty days from date.

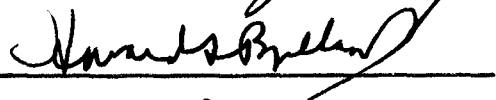
That applicant shall operate her carrier system according to the schedule filed, except when prevented by Act of God, the public enemy or extreme conditions.


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 26th day of July, 1963.

mls

original

(Decision No. 61114)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WESTERN POWER & GAS COMPANY FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO EXERCISE RIGHTS)
UNDER A FRANCHISE GRANTED TO APPLI-)
CANT BY THE BOARD OF TRUSTEES OF)
THE TOWN OF COAL CREEK, FREMONT)
COUNTY, COLORADO.)
-----)

APPLICATION NO. 19832

July 26, 1963

Appearances: Preston & Altman, Esqs.,
Pueblo, Colorado, by
Leo S. Altman, Esq., for
Applicant;
J. M. McNulty, Denver,
Colorado, for the Staff
of the Commission.

S T A T E M E N T

By the Commission:

The above-entitled application was filed with this Commission on June 13, 1963. After due notice to all interested parties, the matter was set for hearing in the District Court Room of the Court House in Pueblo, Colorado, on Monday, July 22, 1963, at ten o'clock A. M. At said time and place the matter was heard by the Commission, and at the conclusion of the hearing, taken under advisement.

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

Applicant is a Delaware corporation, authorized to do business in the State of Colorado, and a copy of its Articles of Incorporation, together with a copy of the Authorization by the Secretary of State of the State of Colorado to do business in said state, issued to said Western Power & Gas Company, has previously been filed with this Commission.

Applicant is a public utility subject to the jurisdiction of this Commission, and is engaged primarily in the generation, transmission, distribution and sale of electric energy at various locations within Pueblo, Otero, Bent, Crowley, El Paso, Fremont, Teller and Custer Counties, in the State of Colorado.

Applicant is presently serving the Town of Coal Creek and its inhabitants with electric service, and has been so doing for sometime past. The rates for said service presently in effect are on file with this Commission. Applicant applied for and obtained from the Board of Trustees of the Town of Coal Creek a franchise authorizing it to render electric service to the Town and its inhabitants. Ordinance No. 175 is entitled as follows:

AN ORDINANCE GRANTING TO WESTERN POWER AND GAS COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT AND FRANCHISE TO FURNISH THE TOWN OF COAL CREEK AND ITS INHABITANTS, ELECTRICITY FOR ILLUMINATING, HEATING, POWER AND OTHER PURPOSES, AND TO ERECT AND MAINTAIN A PLANT AND SYSTEM THEREFOR, AND GRANTING A RIGHT OF WAY OVER, UPON, ALONG, UNDER AND ACROSS THE STREETS, ALLEYS, AND PUBLIC PLACES OF SAID TOWN FOR THE ERECTION OF POLES AND WIRES AND THE LAYING OF CONDUITS THEREFOR.

The Ordinance was approved April 2, 1963, and is for a period of twenty-five years. A copy of the Ordinance was introduced at the hearing as Exhibit A, together with the Acceptance by the Company, together with Certified Transcript of the proceedings relating to the franchise before the Board of Trustees of the Town of Coal Creek submitted as Exhibits "D" and "E", respectively.

Witness on behalf of Applicant testified that the Company has been serving electricity in Coal Creek and in the environs of said Town for many years. The estimated population is 247, and the Company serves 76 customers in the Town. There is no other utility engaged in the distribution of electric energy within the Town or in the area immediately adjacent thereto.

Applicant has steam power plants located at Pueblo in Pueblo County, at Canon City in Fremont County, and at Rocky Ford in

Otero County, and has a hydro-electric plant located at Skaquay in Teller County. These plants are all interconnected by transmission lines, and Coal Creek, in turn, is supplied from this interconnected system. Applicant at present has an investment in the Town and the surrounding area amounting to \$23,645, and anticipates a further expenditure of about \$8,000 during the life of the franchise. Applicant will be charged the minimum fee for the issuance of the certificate sought herein.

In Application No. 15758, Decision No. 49302, of January 13, 1958, this Commission issued a certificate of public convenience and necessity to San Isabel Electric Association, granting inter alia a non-exclusive area for electric service between San Isabel and Western Power & Gas Company. This non-exclusive area includes the area outside the Town limits of Coal Creek. Western Power & Gas Company has asked in the instant application for authority to serve customers outside of the Town and by extension of its lines outside of Town. In our Order to follow, we will grant the request of Applicant, subject to the conditions set forth in Application No. 15758.

The Commission has reviewed the application and the evidence presented by the Applicant in support thereof, and believes the authority sought herein should be granted.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission has jurisdiction of the Applicant herein, Western Power & Gas Company, and of the subject matter involved in the instant application.

That the Commission is fully advised in the premises.

That the foregoing Statement should be made a part hereof by reference.

That public convenience and necessity require, and will require, the exercise by Western Power & Gas Company, of the franchise rights granted in and by Ordinance No. 175 of the Town of Coal Creek, Colorado, dated April 2, 1963, for the generation, transmission,

distribution and sale of electricity in said Town of Coal Creek by Western Power & Gas Company, and to render service to customers on its existing lines contiguous to said Town and to serve customers on extension of said lines outside of Town, in conformance with Decision No. 49302, of January 13, 1958, in Application No. 15758, and that said authority should be granted.

O R D E R

THE COMMISSION ORDERS:

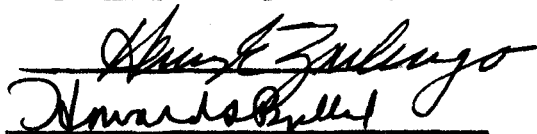

That public convenience and necessity require, and will require, the exercise by Western Power & Gas Company of the franchise rights granted in and by Ordinance No. 175, of April 2, 1963, of the Town of Coal Creek, Fremont County, Colorado, identified as Exhibit "A", and, by reference, made a part hereof, to furnish electricity for illuminating, heating, power, and other purposes, by Western Power & Gas Company in said Town, and to supply customers with electricity for illuminating, heating, power, and other purposes, in the territory adjacent to said Town on existing facilities, and for the extension of said facilities in conformance with Decision No. 49302, of January 13, 1958, in Application No. 15758, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That Western Power & Gas Company shall install, operate and maintain its electric system and supply service in the above designated areas in accordance with its schedules of rates, rules and regulations now on file with this Commission or as the same may be changed according to law and the rules and regulations of this Commission.

That Western Power & Gas Company shall continue to maintain its books and accounts in accordance with the Uniform System of Accounts, and shall at all times comply with the Rules Regulating the Service of Electric Utilities, as prescribed by this Commission.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 26th day of July, 1963.

original

(Decision No. 61115)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF ISSUANCE OF)
TEMPORARY CERTIFICATES OF PUBLIC)
CONVENIENCE AND NECESSITY UNDER)
CHAPTER 115, SESSION LAWS OF)
COLORADO, 1953, FOR EMERGENCY)
MOVEMENT OF PEAS, SNAP BEANS,)
SWEET CORN, TOMATOES, RED BEETS,)
AND PICKLES, IN THE COUNTIES OF)
ADAMS, LARIMER, WELD, MORGAN,)
MESA, AND BOULDER, COLORADO.)
-----)

APPLICATION NO. 19929

July 19, 1963

S T A T E M E N T

By the Commission:

Report has been received by the Commission from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency exists because of shortage of trucks for transportation of peas, snap beans, sweet corn, tomatoes, red beets, and pickles, to canning companies in the Counties of Adams, Larimer, Weld, Morgan, Mesa, and Boulder, State of Colorado, and that said emergency will probably continue for a period of approximately sixty (60) days.

Request is made for an Order of this Commission relative to issuance of temporary certificates of public convenience and necessity for the seasonal transportation of said crops in the counties above set forth.

F I N D I N G S

THE COMMISSION FINDS:

That an emergency exists because of the shortage in certificated trucks for the transportation of peas, snap beans, sweet corn, tomatoes, red beets, and pickles, to canning companies in the Counties of Adams, Larimer, Weld, Morgan, Mesa, and Boulder, Colorado, and that public convenience and necessity require that temporary certificates of

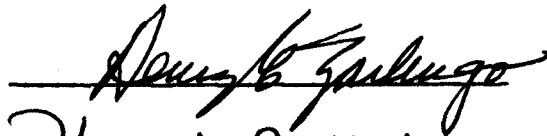
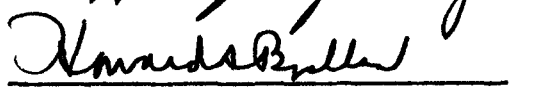

public convenience and necessity should issue for the operation of motor vehicles for transportation of said crops, as provided by Chapter 115, Article 9, Section 4, Session Laws of 1953, said certificates to be effective from July 24, 1963, to and including September 24, 1963.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and are hereby, authorized to be issued for the operation of motor vehicles, for transportation of peas, snap beans, sweet corn, tomatoes, red beets, and pickles, to canning companies, in the Counties of Adams, Larimer, Weld, Morgan, Mesa, and Boulder, Colorado, said certificates to be effective July 24, 1963, and to remain in force up to and including September 24, 1963, no such certificate to issue for transportation of such products by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 19th day of July, 1963.

ea

original

(Decision No. 61116)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE RYE TELEPHONE COMPANY, RYE, COLO-)
RADO, FOR A CHANGE OF RATES AND)
RULES AND REGULATIONS.)

APPLICATION NO. 19891

July 26, 1963

Appearances: Robert T. James, Esq., Colo-
rado Springs, Colorado,
for Applicant;
Wm. H. Adams, Esq., Pueblo,
Colorado, pro se, and for
other subscribers similarly
situated;
Richard D. Robb, Esq., Pueblo,
Colorado, pro se;
M. J. Dykes, Rye, Colorado,
Mayor of Rye, for the Town
of Rye;
J. M. McNulty, Denver, Colo-
rado, for the Staff of the
Commission.

S T A T E M E N T

By the Commission:

The above-entitled application was filed with this Commis-
sion July 5, 1963. The Company, simultaneously with the filing, noti-
fied all of its customers that it had filed the instant application
requesting a rate increase. The notice to the customers set forth the
new rates proposed to be charged by the Company.

This matter was set for hearing by the Commission on Monday,
July 22, 1963, in the District Court Room of the Court House in Pueblo,
Colorado, at ten o'clock A. M. At said time and place the matter was
called for hearing by the Commission and the above appearances were
made. At the conclusion of the hearing, the matter was taken under ad-
visement by the Commission.

The Rye Telephone Company is a public utility under the juris-
diction of this Commission furnishing telephone service in certain spe-

fied areas in Pueblo and Custer Counties and including the Town of Rye, Colorado. The rates, rules and regulations under which this Company operates are on file with the Commission.

Testimony at the hearing revealed that for the year 1962, Applicant had a net operating loss amounting to \$1,661.11. In order to enable the Company to meet its obligations, Applicant has proposed to increase its rates for certain types of service being rendered, including installations, move charges and for color sets. Following are the present and proposed rates:

	<u>Present Rate</u>	<u>Proposed Rate</u>
<u>LOCAL BUSINESS SERVICE</u> (Monthly Charge)		
One Party	\$7.00	\$9.00
Two Party	6.00	8.00
Ten Party	6.00	7.50
Extensions	1.50	2.00
<u>LOCAL RESIDENTIAL SERVICE</u> (Monthly Charge)		
One Party	\$5.50	\$6.50
Two Party	4.50	5.50
Ten Party	3.50	5.00
Extensions	1.00	1.50
Seasonal		Full rate for six months, half rate for six months
<u>GENERAL EXCHANGE SERVICE</u>		
Installation	\$5.00	\$ 6.50
Move Charge	3.00	4.00
Color Set	8.00	10.00

At the present time, the Company is serving 290 subscribers and anticipates in the near future a total of 295 subscribers. At the end of the test year, December 31, 1962, Applicant had invested in telephone plant \$122,775, and after deducting the depreciation reserve and making an allowance for materials and supplies and working capital, the rate base amounts to \$118,205.00. As has been previously stated, Applicant had a net loss for the test year. On a pro forma basis and allowing for the growth in customers, Applicant estimates that it would have

a net operating income, assuming the new rates were effective for one year, in an amount of \$3,180. This would give a rate of return of 2.69% on the rate base.

Witness for Applicant testified that as of August 1, 1963, the Company planned to make additional investment in plant of \$44,000, which would include additions to outside plant as well as new dial equipment in the central office. If the estimated cost of plant is correct, the rate base at the conclusion of the construction period would amount to \$162,205, and a corresponding rate of return on a pro forma basis 1.96%.

Applicant obtains its financing through the telephone division of the Rural Electrification Administration and has signed contracts to borrow up to \$169,000. The loans are at 2% interest for a period of thirty-five years. Applicant has already drawn down \$122,884 upon which it is required to pay interest. Applicant will also have to start paying back principal on part of its loan beginning in 1963.

This Company is owned and operated by Mr. and Mrs. R. R. MacCormack. They do all of the work, including bookkeeping, billing, maintenance and repair of both inside and outside plant. Mr. MacCormack has had over twenty-five years experience in the telephone business.

The accounting staff of the Commission has examined the books of the Company for the year 1962, the test year, and have verified the figures as submitted to the Commission.

It is apparent from the exhibits and testimony submitted herein that Applicant is in need of an increase in rates. Applicant has requested that the proposed new rates become effective August 1, 1963. In our Order to follow, we will permit the rate increase to become effective as requested.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission has jurisdiction of the Applicant herein and of the subject matter of the instant application.

That the Commission is fully informed in the premises.

That the Rye Telephone Company should be permitted to increase its rates and charges to the amounts as set forth in our Order herein.

That the new rates should be permitted to become effective August 1, 1963.

O R D E R

THE COMMISSION ORDERS:

That the Rye Telephone Company be, and it hereby is, authorized to file new rates increasing its charges for local telephone service and General Exchange services as set out below:

LOCAL BUSINESS SERVICE (Monthly Charge)

One Party	\$ 9.00
Two Party	8.00
Ten Party	7.50
Extensions	2.00

LOCAL RESIDENTIAL SERVICE (Monthly Charge)

One Party	\$ 6.50
Two Party	5.50
Ten Party	5.00
Extensions	1.50
Seasonal	Full rate for six months, one-half rate for six months


GENERAL EXCHANGE SERVICE

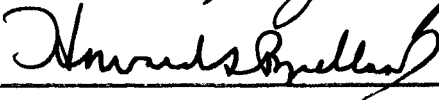
Installations	\$ 6.50
Move Charge	4.00
Color Set	10.00


That the above rates and charges shall become effective August 1, 1963, provided Applicant files said rates with the Commission on the proper forms, not later than July 31, 1963.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 26th day of July, 1963.

mls

original

(Decision No. 61117)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LOUIS VEZZANI, AGUILAR, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE AS)
A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
- - - - -

APPLICATION NO. 19903-PP

- - - - -
July 29, 1963
- - - - -

Appearances: Louis Vezzani, Aguilar,
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 one hundred 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 home and small construction jobs within a radius of one hundred 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 one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials restricted against the use of tank vehicles.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Pueblo, Colorado, July 22, 1963, and at the conclusion of the evidence,

the matter was taken under advisement.

Louis Vezzani, the applicant, testified that he is the owner of two dump trucks which he plans to utilize under the authority which he requests; that he has a net financial worth of over \$24,000; that he is experienced in the operation of trucks; and that if the requested authority is granted, he will comply with the rules and regulations of the Commission.

No one appeared in opposition to the granting of 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 hereby made a part of these Findings by reference.

That authority sought should be granted, as restricted in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Louis Vezzani, Aguilar, Colorado, be, and 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 one hundred 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 home and small construction jobs within a radius of one hundred 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 one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points; the transportation of road-surfacing materials being restricted against the use of tank vehicles, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

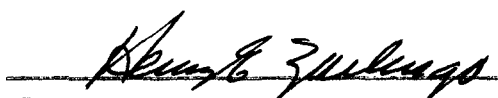


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 authority sheets.

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 29th day of July, 1963.

mls

original

(Decision No. 61118)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ASPEN AIRWAYS, INC., ASPEN, COLORADO,)
FOR COMMON CARRIER AUTHORITY TO)
OPERATE SCHEDULED SERVICE, BY AIR-)
PLANE, EXCEPTING HELICOPTER.)

APPLICATION No. 16761-Extension
SUPPLEMENTAL ORDER

July 29, 1963

Appearances: R. B. Danks, Esq., Denver,
Colorado, for Applicant;
Raymond Wilson, Denver,
Colorado, for the Staff
of the Commission.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By Decisions Nos. 51483 and 53290 of this Commission, the
above-styled applicant was granted a certificate of public conven-
ience and necessity, authorizing operation as a common carrier, by
airplane, excepting helicopter, for the transportation of:

passengers and property, between Aspen, Colo-
rado, and airports in the vicinity thereof,
on the one hand, and Denver, Colorado, and air-
ports in the vicinity thereof, on the other
hand,

it being therein set forth that said applicant shall not set up an
office in any other town or city than Aspen, Colorado, for sollicita-
tion of business, without having first obtained permission from this
Commission so to do.

The Commission is now in receipt of a communication from
said applicant, requesting authority to establish an office at Staple-
ton Airfield, Denver, Colorado.

Recommendation has been made to the Commission by its Air
Carriers Supervisor that said request be granted, subject to certain

restrictions.

The Commission states and finds that authority herein sought should be granted, as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS:

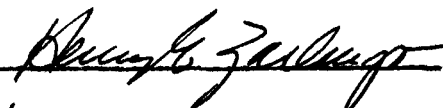

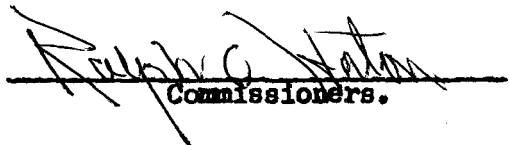
That Decision No. 53290, of date November 3, 1959, be, and the same hereby is, amended, by striking therefrom the second paragraph of the Order contained in said Decision, appearing on Page 3 thereof, and inserting in lieu thereof, the following:

"That Applicant herein shall not set up an office in any other town or city than Aspen, Colorado, and Denver, Colorado, for solicitation of business, said solicitation to be limited to the scheduled intrastate air service of applicant, fares solicited or paid for in the Denver Office to be for passage only between Denver, Colorado, and Aspen, Colorado."

That, except as herein amended, Decision No. 53290 shall remain in full force and effect.

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 29th day of July, 1963.
mls

original

(Decision No. 61119)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
MOUNTAIN CATTLE CO., A COLORADO)
CORPORATION, ROUTE 1, ALAMOSA,)
COLORADO.)

PUC NO. 353

July 29, 1963

S T A T E M E N T

By the Commission:

Mountain Cattle Co., a Colorado Corporation, Alamosa, Colorado, herein seeks authority to mortgage PUC No. 353 to Imogene T. Jones, Alamosa, Colorado, to secure payment of the sum of \$35,000, in accordance with the terms and conditions set forth in Chattel Mortgage, of date March 10, 1963, executed by said Mountain Cattle Co., payable to said Imogene T. Jones, said Mortgage, by reference, being made a part hereof.

F I N D I N G S

THE COMMISSION FINDS:

That authority sought herein should be granted, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Mountain Cattle Co., a Colorado Corporation, Alamosa, Colorado, be, and hereby is, authorized to mortgage all right, title, and interest in and to PUC No. 353 to Imogene T. Jones, Alamosa, Colorado, to secure payment of the sum of \$35,000, as set forth in the Statement preceding, which is made a part of this Order, by reference.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zandberg
Donald B. Keller
Ralph C. Weston
Commissioners.

Dated at Denver, Colorado,
this 29th day of July, 1963.
mls

original

(Decision No. 61120)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ARNOLD M. SATHRE AND JOSEPH F.)	
FRANK, DOING BUSINESS AS "ARNED)	
LIFT TRUCK SERVICE," 3345 WEST 38TH)	APPLICATION NO. 19794-PP-Extension
AVENUE, DENVER, COLORADO, FOR AU-)	<u>AMENDED</u>
THORITY TO EXTEND OPERATIONS UNDER)	
PERMIT NO. B-4965.)	
-----)	

July 29, 1963

Appearances: Frank P. Lynch, Esq.,
Denver, Colorado,
for Applicant;
F. William Goick, Denver,
Colorado, for Weicker
Transfer and Storage
Company.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, applicants herein were authorized to operate as a Class "B" private carrier by motor vehicle for hire (Permit No. B-4965), for the transportation of:

Lift trucks, papers, and magazines, between points in the City and County of Denver, and ashes, trash, and other refuse, between points in the City and County of Denver, and from points in 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 service to be performed for The Denver Post Publishing Company, only, without the right to add to the number of customers served, except upon permission of this Commission first had and obtained.

By application filed with the Commission on June 21, 1963, said permit-holders sought authority to extend operations under said Permit No. B-4965, to include the right to transport, in lift trucks, newsprint paper, papers, magazines, ashes, trash, and other refuse, between points in the City and County of Denver and Counties of Adams, Arapahoe, and Jefferson, for the Denver Post Publishing Company, 650 15th Street, Denver, Colorado, and for Western Farm Life, 616 Washington Street, Denver, Colorado.

Said application was regularly set for hearing before the Commission, July 16, 1963, at two o'clock P. M., at which time and place said application was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the time and place designated for hearing, applicant moved that said application be amended to seek the following authority, to-wit:

(1) Transportation of lift trucks, rolled news-print paper, papers, magazines, ashes, trash, and other refuse, between points in the City and County of Denver and the Counties of Adams, Arapahoe and Jefferson, for the Denver Post Publishing Company, 650 15th Street, Denver, Colorado, only, and

(2) Transportation of lift trucks, papers, magazines, ashes, trash, and other refuse, between points in the City and County of Denver and the Counties of Adams, Arapahoe, and Jefferson, for Western Farm Life, 616 Washington Street, Denver, Colorado, only.

There being no objection thereto, said amendment was allowed.

Arnold M. Sathre, one of applicants herein, appeared at the hearing and testified in support of said application, stating that if the authority herein sought is granted, applicants will enter into special carriage contracts to provide needed and specialized service with The Denver Post Publishing Company and Western Farm Life, who have requested applicants' proposed extended services; that said partnership has ample and suitable equipment, sufficient net worth and operating experience to render the proposed extended service.

The Commission, having considered the record and files herein and the written statement of the Examiner, states and finds that no one protests the granting of authority herein sought; that there is a need for applicants' proposed extended transportation services; that applicants will have sufficient equipment and experience to properly carry on

the proposed operation; that applicants' financial standing is established to the satisfaction of the Commission; that it does not appear that applicants' proposed extended operations will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.


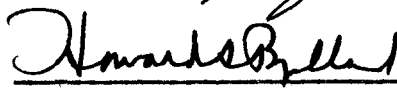
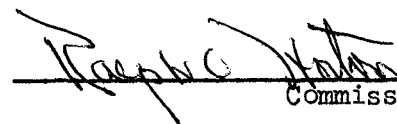
O R D E R

THE COMMISSION ORDERS:

That Arnold M. Sathre and Joseph F. Frank, doing business as "Armed Lift Truck Service," Denver, Colorado, be, and they hereby are, authorized to extend operations under Permit No. B-4965, to include the right to transport lift trucks, rolled newsprint paper, papers, magazines, ashes, trash, and other refuse, between points in the City and County of Denver and the Counties of Adams, Arapahoe and Jefferson, for The Denver Post Publishing Company, 650 15th Street, Denver, Colorado, only; and lift trucks, papers, magazines, ashes, trash, and other refuse, between points in the City and County of Denver and the Counties of Adams, Arapahoe, and Jefferson, for Western Farm Life, 616 Washington Street, Denver, Colorado, only; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

That 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 29th day of July, 1963.

ea

agrad
(Decision No. 61121)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
J. B. SIMONSON AND CHARLES L.)	
RORICK, DOING BUSINESS AS)	
"C & J HOUSE MOVERS," 1509 WEST)	<u>PUC NO. 2100</u>
17TH STREET, PUEBLO, COLORADO.)	
-----)	

July 29, 1963

S T A T E M E N T

By the Commission:

J. B. Simonson and Charles L. Rorick, doing business as "C & J House Movers," Pueblo, Colorado, herein seek authority to mortgage PUC No. 2100 to Robert E. Boyce, Pueblo, Colorado, to secure payment of the sum of \$13,000, in accordance with the terms and conditions set forth in Chattel Mortgage, of date July 23, 1963, executed by said J. B. Simonson and Charles L. Rorick, payable to said Robert E. Boyce, said Mortgage, by reference, being made a part hereof.

F I N D I N G S

THE COMMISSION FINDS:

That authority sought herein should be granted, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That J. B. Simonson and Charles L. Rorick, doing business as "C & J House Movers," Pueblo, Colorado, be, and they hereby are, authorized to mortgage all their right, title, and interest in and to PUC No. 2100 to Robert E. Boyce, Pueblo, Colorado, to secure payment of the sum of \$13,000, as set forth in the Statement preceding, which is made a part of this Order by reference.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Blaine E. Zuluaga
Howard B. Bell
Joseph C. Watson
Commissioners.

Dated at Denver, Colorado,
this 29th day of July, 1963.

ea

original

(Decision No. 61122)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE DEPARTMENT OF HIGHWAYS OF THE)
STATE OF COLORADO FOR AUTHORITY TO)
INSTALL AUTOMATIC FLASHING LIGHT)
SIGNALS WITH SHORT-ARM GATES ON) APPLICATION NO. 19872
STATE HIGHWAY NO. 202 ACROSS)
MULTIPLE TRACKS OF THE ATCHISON,)
TOPEKA AND SANTA FE RAILWAY COM-)
PANY'S MILEPOST 566+682.8 FEET,)
IN ROCKY FORD, OTERO COUNTY, COLO-)
RADO.)
-----)

July 29, 1963

Appearances: Charles E. Shumate,
Deputy Chief Engineer,
Denver, Colorado, by
Adolph Zulian, Plans and
Surveys Engineer, for
Colorado Department of
Highways.

S T A T E M E N T

By the Commission:

On June 24, 1963, The Department of Highways of the State of Colorado (Department), filed its application in accordance with the rules of this Commission, seeking approval for installation of automatic flashing-light signals with short-arm gates at the highway-railroad grade crossing, as noted above.

Other explanatory material as submitted with the instant application includes:

Exhibit A: White print copy of Project Plan Sheet No. 1, to show location of public grade crossing and proposed protection devices.

In addition, Department also provided:

1. Plan Sheet No. 2 - Signal Wiring Plans.
2. Department Standard Drawing M-6-A. Specifications for Crossbucks and Advance Warning Signs.

With reference to the instant application, it appears that State Highway No. 202 is located partially along the westerly City Limits of Rocky Ford at the south side of Santa Fe Railway. At Railway Mile Post 566+682.8 feet, crossing is made over the Main-line track and a Passing track, with the highway then extending north along 2nd Street for approximately one-half block to connect with the east-bound segment of U. S. Highway No. 50.

Present vehicular traffic on State Highway No. 202 amounts to 1500 vehicles per day. Allowable vehicular speed on the highway is 30 miles per hour. Six scheduled trains and numerous switching movements are operated over the crossing daily. Rail speeds are restricted to 12 miles per hour by Rocky Ford City ordinance, but that limit can be adjusted in conformance with other street crossing improvements or closings. Meanwhile, there are the hazards of limited vision at the crossing and with the two tracks involved, there is the possibility that the motorist's view of an approaching train would be obscured by a train on or clearing the crossing.

It appears also that increased school bus traffic is expected as a result of construction of a new high school near the southwest corner of the City of Rocky Ford.

Resulting then from negotiations involving the local agencies affected, the agreement for crossing protection was completed and the instant application is made for Commission approval of the proposed signal protection.

Proposed improvement provides for the installation of automatic flashing light signals supplemented with audible warning device and short-arm gates at the existing grade crossing. Reflectorized advance warning signs will be furnished and installed by Department's Maintenance Forces at no expense to The Atchison, Topeka and Santa Fe Railway Company.

The work to be done and the expenses therefor are covered in Agreement pending between the Department of Highways and The Atchison,

Topeka and Santa Fe Railway Company. Copy of said Agreement is to be made available to the Commission when fully executed. Subject Agreement provides that the Railway will be reimbursed for ninety per cent (90%) of all expenses it incurs incidental to installation of protection devices, paid in accordance with the current Federal and State Rules and regulations applicable thereto. The Atchison, Topeka and Santa Fe Railway Company is participating to the extent of ten per cent (10%). Maintenance, repair and operation of the protection devices at said grade crossing shall be and remain the responsibility of the Railway Company.

Distribution of estimated protection expense is as follows:

\$ 1,580	- By Atchison, Topeka & Santa Fe Railway Co.
<u>15,753</u>	- By Department - (Federal Aid)
\$17,333	- Total

In further review of the proposal, the Commission forwarded a copy of the application, together with a Notice, to interested parties; including also the Board of Otero County Commissioners and Mayor, City of Rocky Ford, to ascertain if any other action was desired within the period of twenty (20) days as designated in said Notice. No reply has been received by the Commission.

After consideration of the instant proposal, it is the belief of the Commission that effectiveness of automatic signal protection is accepted by the utility and the public agencies affected herein. The signal installation will upgrade the crossing protection to meet the hazards of restricted vision, multiple trackage and increased vehicular use. Hence, it is apparent that installation of the safety devices as sought here would be in the public interest and protect traffic on both the highway and the railroad.

It is therefore the belief of the Commission that the proposed change is compatible with the public interest and 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 it is informed in the instant matter, and the foregoing Statement, by reference, is made a part hereof.

That public safety, convenience and necessity require the installation and approval of standard flashing-type automatic crossing signals with short-arm gates at the grade crossing of State Highway No. 202 (2nd Street) over Santa Fe Main-line at Mile Post 566 plus 682.8 feet, being at the westerly City Limits of Rocky Ford, Otero County, Colorado.

That the authority sought in the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

That Applicant, Department of Highways of the State of Colorado, Denver, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to authorize and approve the installation, operation and maintenance of standard automatic flashing-light grade crossing signals with short-arm gates at the grade crossing of State Highway No. 202 (2nd Street), over Santa Fe Main-line at Mile Post 566 plus 682.8 feet, being at the westerly City Limits of Rocky Ford, Otero County, Colorado.

That the work to be done, costs, installation and maintenance of the protection devices, shall be as indicated in the preceding Statement and pending Agreement. Said Statement, Agreement, and Location Exhibits are, by reference, made a part hereof.

That upon full execution of said pending Agreement, copy thereof shall be submitted to the Commission as a "Late Filed Exhibit" by Department of Highways.

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

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Ziegler
Howard S. Miller
Ralph C. Horton
Commissioners.

Dated at Denver, Colorado,
this 29th day of July, 1963.
ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEROLD J. SCHRAMEK, ROUTE 1, BOX)
48-A, FOUNTAIN, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)

APPLICATION NO. 19548-PP-Amended
SUPPLEMENTAL ORDER

July 30, 1963

Appearances: Gerold J. Schramek, Fountain,
Colorado, pro se;
Merle Jessup, Elbert, Colo-
rado, for Elbert Transfer
Company;
Robert R. Hopson, Colorado
Springs, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On January 28, 1963, the Commission entered its Decision No. 60016, granting to applicant herein the right to operate as a Class "B" private carrier by motor vehicle for hire, as therein set forth.

On July 23, 1963, the Commission entered its Decision No. 61066, revoking operating rights granted by said Decision No. 60016, for failure of applicant herein to comply with requirements set forth in said Decision No. 60016.

It now appears that applicant has complied with all requirements of Decision No. 60016, and requests reinstatement of said operating rights.

The Commission states and finds that said request should be granted, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 61066, of date July 23, 1963, revoking operating rights granted to applicant herein by Decision No. 60016,

of date January 28, 1963, be, and the same hereby is, vacated,
set aside, and held for naught, as of said 23rd day of July, 1963,
and operating rights granted by said Decision No. 60016, be, and they
hereby are, restored to active status.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin C. Zulauf
Donald B. Miller
Frederick C. Watson
Commissioners.

Dated at Denver, Colorado,
this 30th day of July, 1963.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

MARIE S. STANION, HAYDEN)
COLORADO.)
-----)

PERMIT NO. A-2493

July 31, 1963

S T A T E M E N T

By the Commission:

On July 24, 1962, the Commission authorized Marie S. Stanion to suspend operations under her Permit No. A-2493, until September 24, 1963.

The Commission is now in receipt of a communication from the above-named permittee requesting that her Permit be reinstated.

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 Permit No. A-2493, should be, and the same hereby is, reinstated as of June 24, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph E. Johnson
Commissioners

Dated at Denver, Colorado,
this 31st day of July, 1963.

hc

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WALTER VIGIL, 3217 QUIVAS STREET,)
DENVER 11, COLORADO.)
-----)

PERMIT NO. M-14274

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Walter Vigil,
Denver 11, Colorado
requesting that Permit No. M-14274 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-14274, heretofore issued to Walter Vigil,
Denver 11, Colorado be,
and the same is hereby, declared cancelled effective April 29, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry E. Ziehlings
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN A. MORRISON, DOING BUSINESS AS,)
"JOHNNY MORRISON POTATO FARMS",)
ROUTE 1 BOX 40, AZTEC, NEW MEXICO.)
-----)

PERMIT NO. M-14100

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from John A. Morrison,
dba, "Johnny Morrison Potato Farms", Aztec, New Mexico
requesting that Permit No. M-14100 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-14100, heretofore issued to John A. Morrison,
dba, "Johnny Morrison Potato Farms", Aztec, New Mexico be,
and the same is hereby, declared cancelled effective July 11, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zuckerman
Howard J. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JACK R. KARISH, 6825 PONTIAC STREET,)
DERBY, COLORADO.)
-----)

PERMIT NO. M-13818

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Jack R. Karish,
Derby, Colorado
requesting that Permit No. M-13818 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13818, heretofore issued to Jack R. Karish,
Derby, Colorado be,
and the same is hereby, declared cancelled effective July 22, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry C. Zaehner
Harold S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,
this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JAMES C. HOADLEY, DOING BUSINESS AS,)
"WILSON SALES COMPANY", P. O. BOX)
512, OLATHE, COLORADO.)
-----)

PERMIT NO. M-13416

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from James C. Hoadley,
doing business as, "Wilson Sales Company", Olathe, Colorado
requesting that Permit No. M-13416 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13416, heretofore issued to James C. Hoadley,
doing business as, "Wilson Sales Company", Olathe, Colorado be,
and the same is hereby, declared cancelled effective June 30, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry E. Zaichko
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
KENDRICK-BELLAMY COMPANY (THE)
CORPORATION, 1641 CALIFORNIA STREET,
DENVER 2, COLORADO.
-----)

PERMIT NO. M-8823

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from The Kendrick-Bellamy Company, Corporation, Denver 2, Colorado requesting that Permit No. M-8823 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8823, heretofore issued to The Kendrick-Bellamy Company, Corporation, Denver 2, Colorado be, and the same is hereby, declared cancelled effective August 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph E. Anderson
Commissioners

Dated at Denver, Colorado,
this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MANUEL BLEA, 3652 GILPIN STREET,
DENVER 5, COLORADO.

PERMIT NO. M-7305

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Manuel Blea,
Denver 5, Colorado
requesting that Permit No. M-7305 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7305, heretofore issued to Manuel Blea,
Denver 5, Colorado be,
and the same is hereby, declared cancelled effective July 19, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry E. Zaehner
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

ALBERT KARSH, DOING BUSINESS AS,
"MIDWEST AUTO SALES", 4135 WEST
COLFAX, DENVER 4, COLORADO.

PERMIT NO. M-7039

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Albert Karsh, doing
business as, "Midwest Auto Sales", Denver 4, Colorado
requesting that Permit No. M-7039 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7039, heretofore issued to Albert Karsh, doing
business as, "Midwest Auto Sales", Denver 4, Colorado be,
and the same is hereby, declared cancelled effective May 10, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaichner
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DELTA FURNITURE, INCORPORATED, P. O.)
BOX 4842, MEMPHIS 7, TENNESSEE.)
-----)

PERMIT NO. M-3601

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Delta Furniture, Inc.,
Memphis 7, Tennessee
requesting that Permit No. M-3601 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3601, heretofore issued to Delta Furniture, Inc.,
Memphis 7, Tennessee be,
and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaclung
Harold S. Bjelland
Ralph C. Anderson
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES E. LEALI, 2550 GILPIN STREET,)
DENVER, COLORADO 80205)

PERMIT NO. M-1080

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Charles E. Leali,
Denver, Colorado 80205
requesting that Permit No. M-1080 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1080, heretofore issued to Charles E. Leali,
Denver, Colorado 80205 be,
and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph G. Norton
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
M. C. ROBERTS AND R. D. ROBERTS,)
DOING BUSINESS AS, "ROBERTS SEED)
COMPANY", P. O. BOX 445, CLOVIS,)
NEW MEXICO.)
-----)

PERMIT NO. M-345

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from M. C. Roberts and R. D. Roberts, dba "Roberts Seed Company", Clovis, New Mexico
requesting that Permit No. M-345 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-345, heretofore issued to M. C. Roberts and R. D. Roberts, dba "Roberts Seed Company", Clovis, New Mexico be,
and the same is hereby, declared cancelled effective July 3, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaclung
Howard S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

original

(Decision No. 61135)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF ISSUANCE OF)	
TEMPORARY CERTIFICATES OF PUBLIC)	
CONVENIENCE AND NECESSITY UNDER)	
CHAPTER 115, SESSION LAWS OF)	<u>APPLICATION NO. 19935</u>
COLORADO, 1953, FOR EMERGENCY)	
MOVEMENT OF CARROTS, ONIONS,)	
POTATOES, AND ENSILAGE.)	
-----)	

July 29, 1963

S T A T E M E N T

By the Commission:

Report has been received by the Commission from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency exists because of shortage of trucks for transportation of carrots, onions, potatoes, and ensilage, from fields, for processing and storage, in the Counties of Adams, Weld, Morgan, Logan, Boulder, and Larimer, State of Colorado, and that said emergency will continue for a period of approximately sixty (60) days hereafter.

Request is made for an Order of this Commission relative to issuance of temporary certificates of public convenience and necessity for seasonal transportation of said crops in the counties above set forth.

F I N D I N G S

THE COMMISSION FINDS:

That an emergency exists because of the shortage in certificated trucks for transportation of carrots, onions, potatoes, and ensilage, from fields for processing and storage, in the Counties of Adams, Weld, Morgan, Logan, Boulder, and Larimer, Colorado, and that public convenience and necessity require that temporary certificates should issue for operation of motor vehicles for transportation of said crops, as provided by Chapter 115, Article 9, Section 4, Session Laws of 1953, said certificates to be effective for a period of sixty (60) days, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and are hereby, authorized to be issued for the operation of motor vehicles, for transportation of carrots, onions, potatoes, and ensilage, from fields, for processing and storage, in the Counties of Adams, Weld, Morgan, Logan, Boulder, and Larimer, Colorado, said certificates to be effective July 30, 1963, and to continue in force up to and including September 27, 1963, no such certificate to issue for transportation of such crops by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zulliger
Donald B. Miller

Ralph C. Hutton
Commissioners.

Dated at Denver, Colorado,
this 29th day of July, 1963.

ea

original

(Decision No. 61136)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF ISSUANCE OF)	
TEMPORARY CERTIFICATES OF)	
PUBLIC CONVENIENCE AND NE-)	
CESSITY UNDER CHAPTER 115,)	<u>APPLICATION NO. 19936</u>
SESSION LAWS OF COLORADO, 1953,)	
FOR EMERGENCY MOVEMENT OF)	
MALTING BARLEY.)	
-----)	

July 29, 1963

S T A T E M E N T

By the Commission:

The Commission has received report from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency exists because of shortage of trucks for transportation of malting barley, from fields to receiving stations, in the Counties of Montrose, Delta, and Mesa, State of Colorado, and that said emergency will continue for a period of thirty (30) days hereafter.

Request is made for an Order of this Commission relative to issuance of temporary certificates of public convenience and necessity for seasonal transportation of said crop in the counties above set forth.

F I N D I N G S

THE COMMISSION FINDS:

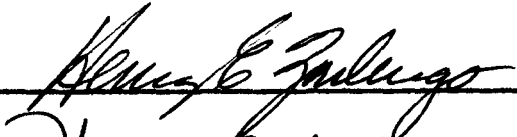
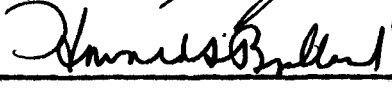
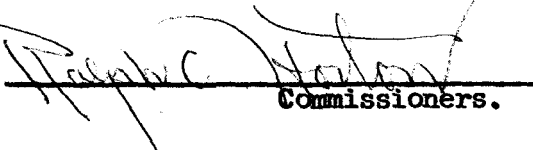
That an emergency exists because of shortage in certificated trucks for transportation of malting barley, from fields to receiving stations, in the Counties of Montrose, Delta, and Mesa, Colorado, and that public convenience and necessity require that temporary certificates should issue for the operation of motor vehicles for transportation of said crop, as provided by Chapter 115, Article 9, Section 4, Session Laws of 1953, said certificates to be effective July 30, 1963, to and including August 28, 1963.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and are hereby, authorized to be issued for operation of motor vehicles, for transportation of malting barley, from fields to receiving stations, in the Counties of Montrose, Delta, and Mesa, Colorado, said certificates to be effective July 30, 1963, and to continue in force up to and including August 28, 1963, no such certificate to issue for transportation of such crop by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 29th day of July, 1963.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE CHANGES ON RATES FOR BRICK)
ARTICLES, PALLETS AND PEAT) CASE NO. 1585
MOSS -----)

August 2, 1963

S T A T E M E N T

BY THE COMMISSION

On July 5, 1963, The Colorado Motor Carriers' Association, Agent, by J. R. Smith, Chief of Tariff Bureau, filed certain schedules referred to in Appendix "A" attached hereto, being published in its Motor Freight Tariff No. 14, Colorado P.U.C. No. 13, scheduled to become effective August 5, 1963.

Under the provisions of Rule 18, Paragraph C-(1)-(A) of the 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.

Mr. Stanley Blunt, President and General Manager for The Southwestern Transportation Company, Canon City, Colorado, has had published for the account of his line, commodity rates as follow: Items Nos. 265 (brick, pouring (mold hot tops)) and 757 pallets, iron, steel or wood; also a change in Item 260 by addition of fire brick shapes and tile.

In support of these changes Mr. Blunt states in a letter dated June 27, 1963 to the Commission that:

"For several years we have transported shipments of brick, pouring (mold hot tops) palletized from Canon City to Minnequa. We have rated these shipments in Tariff 12-A under classification Item 32220 which gave us a rate of 24 cents per cwt. Hot tops are manufactured in two sizes. We designate them as large and small. A full load of small hot tops weigh slightly over 26,000 pounds and a full load of large will weigh slightly over 37,000 pounds. Occasionally we will be given a mixed load weighing somewhere between these two figures. This gives us a return of from 71 cents per running mile to \$1.08 per running mile. This revenue has proven to be very satisfactory to us and the manufacturer Harbison Walker Refractories Co. at Canon City and the consignee the C. F. & I. at Minnequa seem to be pleased with our handling of this somewhat special transportation problem. This service is a little out of the ordinary

because first it takes a special built 49½ foot long trailer in order to load a satisfactory volume of the small hot tops. Second, these hot tops are very fragile and require considerable care in loading, hauling and unloading to prevent excessive damage. Over the past three years we have been able to reduce this damage to a very acceptable minimum.

"Harbison Walker Refractories Co. at Canon City started manufacturing these Hot Tops in 1960 under a contract with Foseco, Inc., who we understand holds a patent on the principal ingredient that goes into their manufacture. Their only use is in pouring molten steel into large ingots. We are informed that Harbison Walker is the only manufacturer and C. F. & I. is the only user in the State of Colorado of this commodity. It is listed in the Classification under the general heading of Bricks, Blocks, Slabs, Tile or Related Articles and under Item 32220 is described as 'Brick, pouring (Mold Hot Tops)'. for the reasons listed herein we believe this commodity should logically be placed in Section 1 of Tariff No. 14 where almost all of its related articles are now rated."

The carrier had, in the past, assessed a rate of 24 cents per cwt. on this commodity, with the shipper and consignee for transportation from Canon City to Minnequa, Colorado and it has appeared to be just and reasonable. The Rate Department however during the period of time of assessing of the 24 cent rate checks the rate to be 34 cents. (Distance rate, Class 35, minimum 26,000 pounds).

Mr. Blunt further stated that:

"In addition to transporting the hot tops to the C. F. & I. at Minnequa we also haul a substantial volume of palletized Fire Brick to them and we seek a rate of 24 cents per 100 pounds for the empty return of these pallets. The empty pallets move at our convenience usually after a considerable number have been accumulated by the shipper. They are loaded and unloaded by fork lift supplied by the customer and 24 cents per 100 pounds is a reasonable and compensatory rate.

"In amending Item No. 260 of Tariff No. 14 we are attempting to show that the rate applies to all of the numerous shapes or forms in which Fire Brick is manufactured and to specifically remove any conflict between Item 200 and Item 260 regarding Tile, Fire Clay."

Item No. 780, peat moss, from Carlton Tunnel to Glenwood Springs and Carbondale and a 15 mile radius thereof is for the account of Ray Fulbright, d/b/a Fulbright Fuel Company, operating under Certificate No. 782. The revenue derived therefrom will be approximately 20 cents per round trip mile based on an 8 ton minimum.

F I N D I N G S

THE COMMISSION FINDS:

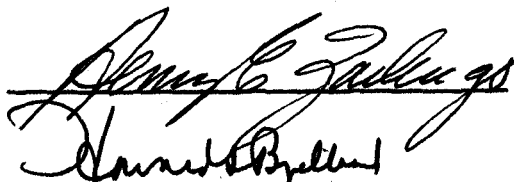
That the provisions, rates and charges as set forth in the Appendix "A" attached hereto appear to represent just, fair and reasonable provisions, rates and charges and should be authorized and an order entered prescribing same.

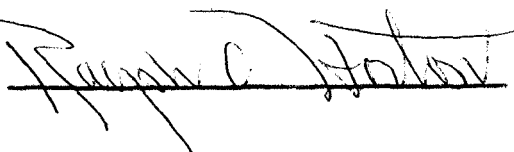
O R D E R

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 rates, rules and regulations and provisions as set forth in the appendix attached hereto shall on August 5, 1963, be the prescribed rates, rules and regulations and provisions of the Commission.
4. All motor vehicle common carriers who are affected by the changes prescribed herein shall publish or cause to be published new tariffs reflecting the changes prescribed herein.
5. 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.
6. 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.
7. 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.
8. Jurisdiction is retained to make such further orders as may be necessary and proper.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


James C. Zullars


Ralph C. Foster

Dated at Denver, Colorado this
2nd day of August, 1963.

APPENDIX "A"

Changes effective August 5, 1963

Colorado Motor Carriers' Association, Agent
Motor Freight Tariff No. 14
Colorado P.U.C. No. 13

Section No. 1				
Commodity Rates				
Rates are in cents per 100 pounds (unless otherwise stated)				
Item No.	Commodity	From	To	Rates
	Commodities in the same item may be shipped in straight or mixed truck loads			
260	Brick, fire, / (R) including fire brick shapes and tile, and/or fire clay (high temperature bonding mortar) minimum weight 30,000 pounds. (Southwestern Transportation Company)	Canon City Colo.	Minnequa Colo.	13
/ 265 (R)	Brick, pouring (mold hot tops), palletized, minimum weight 26,000 pounds Subject to loading by consignor and unloading by consignee (Southwestern Transportation Company)	Canon City Colo.	Minnequa Colo.	24
/ 757 (R)	Pallets, iron, steel or wood, separate or combined, empty, returned, where haul in the reverse direction. The following certificate shall be entered on the bill of lading covering each shipment of empty pallets returned: "The destination of the empty pallets is a point from which the filled pallets moved by Southwestern Transportation Company." (Southwestern Transportation Company)	Minnequa Colo.	Canon City Colo.	24
/ 780 (R)	Peat moss, minimum weight 16,000 pounds	Carlton Tunnel on Frying Pan River	Glenwood Springs and points within a 15 mile radius of Carbondale	\$2.50 per ton of 2000 pounds

/ denotes addition
(R) denotes reduction

(Decision No. 61138)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
G I EXPRESS COMPANY, 1080 YUMA)
STREET, DENVER, COLORADO,)

Respondent.)

CASE NO. 5246
ORDER TO SHOW CAUSE
AND
NOTICE OF HEARING

August 5, 1963

S T A T E M E N T

By the Commission:

The above-named respondent has been heretofore issued a certificate of public convenience and necessity, known as No. 2589 & I, authorizing said respondent to engage in the business of a common carrier by motor vehicle for hire. Said certificate, which is presently in full force and effect, authorizes the following transaction, to-wit:

"Motor vehicle common carrier for hire, on call and demand, for the transportation of 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) miles of said City and County of Denver on the other hand, excluding Arvada and Littleton, and from point to point within said radius. 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.

"9/12/58 INTERSTATE AUTHORITY: Between all points in Colorado and the Colorado state boundary line where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

The files of this Commission disclose that the staff of the Commission has conducted an investigation of operations conducted by said respondent under said certificate, and that the staff has advised the Commission that the investigation disclosed that contrary to and in

violation of the provisions of said Certificate No. 2589 & I, the
G I Express Company has:

- (1) Repeatedly transported commodities which it is
authorized to transport and handle to points and
places outside of the territory granted to it by
the Commission; and
- (2) During the period January 1, 1963, through May
31, 1963, transported some 47 shipments either
from or to points outside of the territory
granted to it by this Commission.

F I N D I N G S

THE COMMISSION FINDS:

That sufficient cause exists for the holding of a hearing
to determine the facts of said matter and to determine what Order or
penalty, if any, should be entered by the Commission.

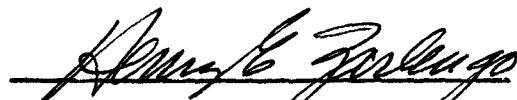

O R D E R

THE COMMISSION ORDERS:

That this Case be, and the same hereby is, set down for hear-
ing before the Commission, at the Hearing Room of the Commission, 532
State Services Building, Denver, Colorado, at 10:00 o'clock A. M., on
August 26, 1963, at which time and place such evidence as is proper
may be introduced.

That Respondent, G I Express, is directed to show cause why
the Commission should not take such action and enter such Order as may
be appropriate, including, but not limited to, a cease and desist Order,
or, if warranted, an Order cancelling and revoking said certificate.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 5th day of August, 1963.

mls


Commissioners.

original

(Decision No. 61139)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEORGE REICHERT, DOING BUSINESS AS)
"DERBY WASTE DISPOSAL," 7091 QUEBEC)
STREET, DERBY (COMMERCE CITY), COLO-) APPLICATION NO. 19890-Extension
RADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY, AUTHORIZ-)
ING EXTENSION OF OPERATIONS UNDER)
PUC NO. 2212.)
- - - - -

- - - - -
August 5, 1963
- - - - -

Appearances: Charles T. Byrne, Esq., Brighton,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, applicant herein was granted a certificate of public convenience and necessity (PUC No. 2212), authorizing operation as a common carrier by motor vehicle for hire, for the transportation, on pick-up and delivery, of:

garbage from point to point within the following area: Commencing at the intersection of the city limits of the City and County of Denver and the South Platte River near 52nd and Franklin Streets in Section 14, T. 3 S., R. 68 W.; thence in a northerly direction following the East Bank of the South Platte River to the intersection of the East Bank of the South Platte River with the North line of Section 1, T. 3 S., R. 68 W.; thence East along the North section lines of Section 1, T. 3 S., R. 68 W., and Sections 6 and 5, T. 3 S., R. 67 W. to the intersection of the North line of Section 5 with U. S. Highway 6; thence North along the East right-of-way line of U. S. Highway 6 to its intersection with the West line of Section 33, T. 2 S., R. 67 W.; thence South along the West line of said Section 33, T. 2 S., R. 67 W. and continuing South along the West lines of Sections 4, 9, 16, T. 3 S., R. 67 W., to the city limits of the City and County of Denver; thence West following the North boundary line of the present City and County of Denver to the point of beginning;

call and demand service for the transportation on pickup and delivery of garbage, trash, ashes, dirt and fertilizer from point to point within the following area: Commencing at the intersection of the city limits of the City and County of Denver and the South Platte River near 52nd & Franklin Streets, in Section 14, T. 3 S., R. 68 W.; thence in a northerly direction following the East bank of the South Platte River to the intersection of the East bank of the South Platte River with the North line of Section 35, T. 1 S., R. 67 W.; thence along the North line of Section 35, T. 1 S., R. 67 W. to the NE corner of Section 32, T. 1 S., R. 66 W.; thence South along the East line of Section 32, T. 1 S., R. 66 W., Sections 5, 8, and 17, T. 2 S., R. 66 W. to 96th Avenue; thence West along 96th Avenue to the intersection of U. S. Highway 6; thence along the East right-of-way of U. S. Highway 6 to the East right-of-way and intersection of Quebec Street with U. S. Highway 6; thence South along the East lines of Section 33, T. 2 S., R. 67 W., and continuing South along the East lines of Sections 4, 9, 16 and 21, T. 3 S., R. 67 W. to the city limits of the City and County of Denver; thence West following the North boundary line of the present City and County of Denver to the point of beginning.

Said certificate-holder now seeks authority to extend operations under said PUC No. 2212, to include the right to transport garbage and trash, including ashes, dirt, fertilizer, and waste materials, in an area set forth in his application.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, July 16, 1963, at ten o'clock A. M., at which time and place hearing was held by an Examiner duly designated, and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record of said proceedings, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the commencement of the hearing, applicant moved to amend his application by adding the following restriction:

"excluding, however, any territory covered under PUC No. 2835 issued to Harvey C. Davis, doing business as 'Brite 'N Best Rubbish Service.'"

The amendment, being restrictive in nature, was allowed.

George Reichert, applicant herein, appeared at the hearing and testified in support of his application, stating that no carrier is now serving a large part of the territory he herein seeks to serve; that said territory is building up, and he has received many requests for his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience to render his proposed extended service.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of authority herein sought; that applicant will have sufficient equipment and experience to properly carry on his proposed extended operations; that applicant's financial standing is established to the satisfaction of the Commission; that public convenience and necessity require applicant's extended motor vehicle common carrier operations under PUC No. 2212, 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 George Reichert, doing business as "Derby Waste Disposal," Derby (Commerce City), Colorado, be, and hereby is, authorized to extend operations under PUC No. 2212, to include the right to transport garbage, trash, ashes, dirt, fertilizer, refuse, and other waste materials, in the following-described area:

"Beginning at the City Limits of the City and County of Denver with its intersection with the East line of the South Platte River, near 52nd Avenue and Franklin Street, in Section 14, Township 3 South, Range 68 West of the 6th P. M.; thence in a northerly direction along the East bank of the South Platte River to a point $3\frac{1}{2}$ miles north of Highway 52, in Weld County, Colorado, which point is also described as the intersection of the East bank of the South Platte River with the North line of Section 19,

Township 2 North, Range 66 West of the 6th P. M.; Thence east along the north line of Sections 19 through 24, both inclusive, in Range 66, and continuing east along the north section lines of Section 19 through 24, both inclusive, in Township 2 North, and Ranges 65, 64, 63, and 62, to the Northeast corner of Section 24, Township 2 North, Range 62 West of the 6th P. M.; thence south 27 miles following along the east line of Sections 24, 25, and 36, in Township 2 North, Range 62 West of the 6th P. M., and the east line of Sections 1, 12, 13, 24, 25, and 36, in Township 1 North, Range 62 West of the 6th P. M., Weld County, Colorado, and continuing south along the east line of Sections 1, 12, 13, 24, 25 and 36, in Townships 1, 2, and 3 South, Range 62, Adams County, Colorado, to the southeast corner of Section 36, Township 3 South, Range 62 West of the 6th P. M.; thence west along the South line of Sections 36, 35, 34, 33, 32, and 31, in Township 3 South, Range 62 West, and along the south line of Section 36, in Township 3 South, Range 63 West of the 6th P. M. to the intersection of the south line of Section 36 with the northerly right-of-way of the Union Pacific Railroad; thence along the northerly right-of-way line of the Union Pacific Railroad, west to its intersection with the east line of Section 25, Township 3 South, Range 67 West of the 6th P. M.; thence north to the centerline of proposed Highway 70; thence west along the northerly boundary line of the City Limits of the City and County of Denver, to the point of beginning,"

excluding, however, any territory covered under PUC No. 2835, issued to Harvey C. Davis, doing business as "Brite 'N Best Rubbish Service," and this ORDER shall be deemed to be, and be, a CERTIFICATE 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

George E. Zerk
James S. Miller
Joseph C. Nelson
Commissioners.

Dated at Denver, Colorado;
this 5th day of August, 1963.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
SAMUEL M. VARDEMAN AND AGNES I.)
VARDEMAN, 1985 WEST BAKER, ENGLEWOOD,)
COLORADO.)
-----)

PERMIT NO. M-9810

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Samuel M. Vardeman and Agnes I. Vardeman, Englewood, Colorado requesting that Permit No. M-9810 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9810, heretofore issued to Samuel M. Vardeman and Agnes I. Vardeman, Englewood, Colorado be, and the same is hereby, declared cancelled effective June 29, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard J. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JACK FREEMAN AND RUSSELL FREEMAN,)
DOING BUSINESS AS "JACK FREEMAN &)
SON," BOX 488, MONTROSE, COLORADO,) APPLICATION NO. 19917-PP-Transfer
FOR AUTHORITY TO TRANSFER PERMIT NO.)
B-5673 TO P. J. HOLZMEISTER, 39 MAIN)
STREET, MONTROSE, COLORADO.)

August 6, 1963

Appearances: Leonard Campbell, Esq., Mont-
rose, Colorado, for P. J.
Holzmeister;
Jack Freeman, Montrose, Colo-
rado, pro se.

S T A T E M E N T

By the Commission:

Jack Freeman and Russell Freeman, doing business as "Jack
Freeman & Son," Montrose, Colorado, are the owners and operators of
Permit No. B-5673, authorizing the transportation of:

forest and sawmill products, consisting of
logs and rough lumber, from and to forests
and railroad loading points, and places of
storage, within a one-hundred mile radius
of Montrose, Colorado, excluding any ser-
vice east of a line drawn north and south
parallel to the Continental Divide, at
Leadville, Colorado;

forest and sawmill products, including fin-
ished lumber, from forests and storage
places, and sawmills, within a radius of 100
miles of Montrose, Colorado, only west of
the Continental Divide, to Denver, Colorado
Springs, and Pueblo, Colorado, for Colorado
Lumber Products, Inc., only; and restricted
to the use of flat-bed equipment only;

and by the instant application seek authority to transfer said Permit
No. B-5673 to P. J. Holzmeister, Montrose, Colorado.

Said application, pursuant to prior setting, after appro-

priate notice to all parties in interest, was heard at the Court House, Montrose, Colorado, August 2, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

P. J. Holzmeister testified that the financial statement which he had submitted, attached to the application for transfer, is still substantially correct other than that he has acquired some further equipment. This financial statement shows that P. J. Holzmeister has a net worth of over \$90,000. He further testified that he has had fourteen years experience in the trucking business and has been operating under Temporary Authority. He will comply with the rules and regulations of the Commission if the transfer is granted.

Jack Freeman testified in support of the transfer and verified the statements made in the application for transfer and in the Exhibits attached thereto.

No one appeared in opposition to the granting of the proposed transfer.

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, if any.

O R D E R

THE COMMISSION ORDERS:

That Jack Freeman and Russell Freeman, doing business as "Jack Freeman & Son," Montrose, Colorado, be, and hereby are, authorized to transfer all their right, title, and interest in and to Permit No. B-5673 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to P. J. Holzmeister, Montrose, 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, 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.

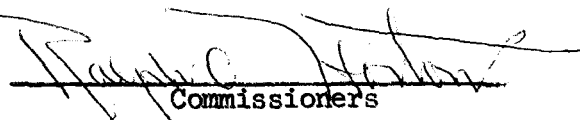
The right of transferee to operate under this Order shall depend upon his compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferors of delinquent reports, if any, covering operations under said permit up to the time of transfer of said 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 6th day of August, 1963.
mls

Original

(Decision No. 61142)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
O. K. LONDBERG, ROUTE 1, BOX 323,)
MONTROSE, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)
(APPLICANT REQUESTS THAT IN THE)
EVENT AUTHORITY HEREIN SOUGHT IS)
GRANTED, OPERATING RIGHTS BE KNOWN)
AS "PERMIT NO. B-5837," BEING THE)
NUMBER OF A PERMIT FORMERLY HELD BY)
HIM.))

APPLICATION NO. 19918-PP

August 6, 1963

Appearances: O. K. Londberg, Montrose,
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, poles, and rough lumber, from forests, to sawmills, storage and loading docks within a radius of 100 miles of said forests, in the State of Colorado, and requests that in the event authority herein sought is granted, operating rights be known as "Permit No. B-5837."

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Montrose, Colorado, August 2, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

O. K. Londberg, Route 1, Box 323, Montrose, Colorado, testified that he is now hauling logs under a Temporary Authority and that he wishes to continue the transportation of such product. He has had five years experience in the trucking business; has a net worth in excess of \$5,000, and will comply with the rules and regulations of the

Commission if granted the requested permit.

He further testified that he had previously been the owner and operator of Permit No. B-5837 issued by the Commission on June 2, 1960, in Decision No. 54411 and if this application is granted, he would like to have the same permit number.

No one appeared in opposition to the granting of 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:

That authority sought should be granted, as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS:

That O. K. Londberg, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and rough lumber, from forests, to sawmills, storage and loading docks within a radius of 100 miles of said forests, in the State of Colorado, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

That operating rights herein granted shall be known as Permit No. B-5837.

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 authority sheets.

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

Henry E. Zulawski

Harold B. Miller

Ralph C. Horton
Commissioners.

Dated at Denver, Colorado,
this 6th day of August, 1963.

mls

original

(Decision No. 61143)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DALE L. WILSON AND BRUCE DAVIS,)
DOING BUSINESS AS "DAVIS AND WILSON,")
1344 HOWARD STREET, DELTA, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE AS)
A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)

APPLICATION NO. 19919-PP

August 6, 1963

Appearances: Dale L. Wilson, Delta,
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 100 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 home and small construction jobs within a radius of 100 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 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; poles, logs, and rough lumber, from forests to sawmills, storage places and loading docks within a radius of 100 miles of said forests, in the State of Colorado; farm produce, excluding livestock, from farms to docks or warehouses within a radius of 50 miles of Delta, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Montrose, Colorado, August 2, 1963, and at the conclusion of the evidence, the matter was taken under advisement.

Bruce Davis, of 1344 Howard Street, Delta, Colorado, testified that he and Dale Wilson are entering into a partnership and that a copy of the partnership agreement will be filed with the Commission within the next week or ten days. The partnership intends to do business under the name of "Davis and Wilson" and they wish the permit to be issued under such partnership name. The net worth of each of the partners is in excess of \$5,000, and each of the partners has had over four years experience in the trucking business. The partnership now owns a caterpillar tractor and two trucks. If the permit is granted, the partnership will comply with the rules and regulations of the Commission.

No one appeared in opposition to the granting of 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 hereby made a part of these Findings by reference.

That authority sought should be granted, as restricted in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Dale L. Wilson and Bruce Davis, doing business as "Davis and Wilson," Delta, Colorado, should be, and 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 100 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 home and small construction jobs within a radius of 100 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 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; the transportation of road-surfacing materials being restricted against the use of tank vehicles; poles, logs, and rough lumber, from forests to sawmills, storage places and loading docks within a radius of 100 miles of said forests, in the State of Colorado; farm produce, excluding livestock, from farms to docks or warehouses within a radius of 50 miles of Delta, Colorado, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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 have secured authority sheets.

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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin C. Zurlungo
James B. Miller

Dated at Denver, Colorado,
this 6th day of August, 1963.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE THE ELIMINATION OF DALBY
TRANSFER & STORAGE, INC., FROM
SECTION 6-A, (HOUSEHOLD GOODS)
MOTOR TARIFF SERVICE NO. 1-A,
COLORADO P.U.C. NO. 3 - - - - -)

INVESTIGATION AND SUSPENSION
DOCKET NO. 507

- - - - -
August 6, 1963
- - - - -

Appearances: Joseph F. Nigro, Esq., McNichols, Nevans,
Wallace and Nigro, Denver Hilton, 1515
Cleveland Place, Denver, Colo., for Dalby
Transfer & Storage, Inc.

A. J. Tait and S. J. Philipponne for the
Staff of the Commission

S T A T E M E N T

BY THE COMMISSION

By 41st revised page No. 5-A to Motor Tariff Service, Colorado Motor Freight
Tariff No. 1-A, Colorado P.U.C. No. 3, filed December 10, 1962, scheduled to
become effective January 10, 1963, the participation of Dalby Transfer &
Storage, Inc. (Dalby or respondent) Colorado Springs, Colorado, operating
under Certificate No. 343, in section 6-A of said tariff, providing rates and
charges for the transportation of household goods and office furniture, used,
second hand, uncrated and unpacked, was to be eliminated. Dalby also is a
participant in the Colorado Transfer and Warehousemen's Association, Agent,
Colorado Movers' Tariff No. 4, Colorado P.U.C. No. 2, naming rates and charges
for the transportation of household goods, furniture, etc. which conflict
with those published in Tariff No. 1-A, as referred to herein. The Commission,
on its own motion, by Decision No. 59906, dated January 8, 1963, suspended
said schedules to an including May 10, 1963. By Decision No. 60651, dated
May 8, 1963, operation of the referenced schedules was further suspended to
and including August 10, 1963. Following due notice, the matter was heard
in the Hearing Room of the Commission on February 20, 1963 and taken under
advisement.

The cancellation of Dalby's participation in section 6-A of Colorado Motor
Freight Tariff No. 1-A (Colorado P.U.C. No. 3 (Tariff 1-A)) will result in

numerous increased rates and charges as provided by Colorado Movers' Tariff No. 4, Colorado P.U.C. No. 2 (Tariff No. 4). Rates, charges and governing rules and regulations proposed to be cancelled are published in 30 items and on Page 226-I of Tariff No. 1-A.

Counsel for respondent, in his opening statement, alluded to the conflict of rates and charges resulting from Dalby's participation in tariffs numbered 1-A and 4, but waived the requesting of a determination of the applicable tariff. However before we may proceed to a conclusion in this matter, it is incumbent upon us to make a determination of the applicable tariff. Our files show that Dalby became a participant in Colorado Motor Freight Tariff No. 1-A, Colorado P.U.C. No. 3 on November 1, 1960, 31st revised page 5-A and that Dalby became a participant in Colorado Movers' Tariff No. 4, Colorado P.U.C. No. 2 on November 12, 1960, third revised page 3. Respondent continues as a participant in both of said tariffs as a result of this proceeding. It is our holding that when, as here, different rates or charges are provided in separate tariffs, to apply over the same route, the lowest charge resulting from the application of either of the rates or charges is the applicable charge. *Chicago I & L Ry. Co. v. International Milling Co.* 33 F (2d) 636, 43 F (2d) 93, *Certiorari denied*, 282 U.S. 885 and *Trinidad Bean & Elevator Co. v. Chicago, B. & Q. R.R. Co.* 185 ICC 188, 192 (1932). Tariff No. 1-A is thus applicable and Tariff No. 4 inapplicable, but for the purpose of this proceeding, providing the proposed rates and charges of respondent.

Respondent's vice-president appeared in support of the proposed rates and charges. The testimony and evidence offered by the witness were directed, in the main, to the proposed hourly charge of \$11.00 and the distance scale charges and rates, per 2000 lbs. and per cwt., for the transportation of household goods, office furniture, etc., transported distances of 30 miles or less and for distances of over 30 miles, respectively, viz an hourly rate prevails in instances where the haul is 30 miles or less and a flat charge per 2000 lbs. plus a rate per cwt. for the excess where the haul is over 30 miles. No justification was offered for the increased rates and charges proposed in connection with the governing rules and regulations set out in Tariff No. 4. No further consideration will be given thereto and we will find said rates and charges to have not been justified and order their cancellation.

Respondent engages in the transportation of household goods, etc., within the City of Colorado Springs and State wide; is an agent for Aero Mayflower lines transporting household goods in interstate commerce therefor under lease arrangements; performs a heavy hauling service within the State; packs and crates household goods, etc., and operates a warehouse in Colorado Springs.

For the fourth quarter of 1962 and the fiscal period ending October 31, 1962, revenues, expenses, profit or loss and operating ratios were as follows:

	October-December 1962	Fiscal 1962
Total operating revenues	\$65,197.16	\$328,414.00
Total operating expenses	<u>67,468.38</u>	<u>319,996.00</u>
Net Operating profit or loss	\$(2,271.22)	8,418.00
Operating Ratio - per cent	103.48	97.44

Hourly costs for truck and 2 men were stated as follows:

Driver and Helper	\$6.288
Truck Cost	4.806
Administrative Cost	<u>4.10</u>
Total Cost	\$15.194
Hourly revenue - Truck & 2 men	<u>8.00</u>
Loss per hour	7.194
Operating ratio - per cent	189.92

The truck and administrative hourly costs were based on the operations for the final quarter of 1962 and may not be considered to be fairly representative of such costs. Further the witness arrived at these costs, in the main, by percentages and various formulae as no cost studies had been made to develop actual costs.

For example, respondent arrived at its truck and administrative expenses in the following manner:

A. Total truck expenses, October-December 1962		\$34,761.67
Less Wages, Drivers and Helpers	\$17,423.54	
Depreciation Expense	4,085.16	
Taxes and Licenses	<u>2,369.48</u>	<u>23,878.18</u>
Truck expense		\$10,883.49
Total truck hours - October-December 1962		2,264.417
Truck expense per hour (\$10,883.49 ÷ 2,264.417)		4.806

B. Total administrative expense, October-December 1962		\$18,029.32
Total Revenue	" " "	65,197.16
Total Man Hours	" " "	1,367.417

Total Truck revenue		
Local household goods moving	\$ 6,470.55	
Long distance freight	7,066.73	
Heavy hauling	4,286.01	
Long distance household goods	1,682.77	
Drayage	<u>775.59</u>	\$20,281.65

$\$20,281.65 + 65,197.16 = 31.112\%$ truck revenue to total revenue

31.112% of $\$18,029.32 = \$5,609.28$ - Total administrative expense

$\$ 5,609.28 + 1,367.417 = \4.10 per hour administrative expense

Thus respondent's costs have been determined on the assumption that these expenses are allocable on a basis of truck man hours when no showing has been made that such costs are directly related to the traffic in the manner shown.

As a consequence of the deficiencies in the cost showing, we will not give consideration to respondent's truck and administrative costs, except to recognize of course for the purpose here, that such costs are a part of the cost of the service performed and that it is obvious the total costs; viz, labor, truck and administrative costs, exceed the difference of \$1.712 per hour between the cost of labor of \$6.288 and the rate of \$8.00. It therefore does not appear to us, on this record, that an hourly rate of \$11.00, as proposed, is excessive or unreasonable.

Total cost per mile assigned by the respondent to Colorado intrastate transportation, for the three month period, October thru December 1962 was \$3.26 per mile, determined as follows:

Total trucking expense	\$17,338.13
Total Wages (Drivers and Helpers Expense)	<u>17,423.54</u>
Total Costs	34,761.67
Less Interstate Expense	<u>9,362.05</u>
Total Intrastate Trucking Expense	25,399.62
Revenue Miles	7791
Truck cost per mile ($\$25,399.62 \div 7791$)	3.26

Cost figures of this kind standing alone are of no value in determining the compensativeness of a given rate or rates. The revenue to be derived from a shipment is dependent on its weight. However it is possible to approximate, only, the compensativeness of rates generally on household goods by resorting to the annual report of respondent for 1962. Using the average haul as 122 miles, the average load as 9480 lbs. and the average rate received by

respondent of \$4.36 per cwt. and a cost of \$3.26 per mile, the following results:

9480 lbs. @ \$4.36	\$413.33
122 miles @ \$3.26 per mile	397.72
Net Profit	\$ 15.61
Operating Ratio - per cent	96.2

The average rate shown here is well above the average rate that would apply on Colorado intrastate traffic for the distance shown if the household goods moved at the normal released value rate of 15 cents per pound and no extra services were performed in conjunction with the handling of said commodity.

Respondent's distance average rate for 122 miles would be --

2,000 lb. charge	\$ 90.00
7,480 lbs. @ \$1.49	111.45
Total charge	\$201.45

Average rate (\$201.45 ÷ 9480) \$ 2.125

If the cost of hauling such a shipment were \$397.72, the operating ratio, based on respondent's present rate and charge, would be 197.42 per cent.

The evidence before us does not justify the approval of the proposed distance commodity rates on household goods, etc., as defined in respondent's tariff. We will find that such rates have not been justified, order their cancellation and discontinue the proceeding.

F I N D I N G S

THE COMMISSION FINDS, That

1. The hourly charge of \$11.00 per hour for the transportation of household goods and office furniture (used, second-hand, uncrated and unpacked) as published in Item No. 430, Column No. 2 of Colorado Transfer and Warehousemen's Tariff No. 4, Colorado P.U.C. No. 2 has been justified.

2. An order should be entered requiring the cancellation of said schedules, except Item 430 of Tariff No. 4, referred to in Finding No. 1, and discontinuing the proceeding.

O R D E R

THE COMMISSION ORDERS, That

1. The Statement and Findings herein be, and they are hereby, made a part hereof.

2. The respondent is hereby notified and required to cancel said schedules, viz; Colorado Motor Freight Tariff No. 1-A, Colorado P.U.C. No. 3, Item 1409-19 and Colorado Transfer and Warehousemen's Association, Agent, Tariff No. 4,

Colorado P.U.C. No. 2 except Item 430, Rate of \$11.00 per hour, Column No. 2, or in the alternative, cancel respondent's participation in the latter tariff and publish the hourly rate of \$11.00 in Tariff No. 1-A, Item 1409-19, Column No. 2, for application over the lines of respondent only, insofar as they may be applicable to the traffic of said respondent, on or before August 9, 1963, upon notice to the Commission and the general public by not less than one day's filing and posting in the manner prescribed by law and the rules and regulations of the Commission and that this proceeding be discontinued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

George J. Ziegler
Donald B. Bell
Ralph C. Horton

Dated at Denver, Colorado this
6th day of August, 1963.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DAVE E. BREICKLER, HUDSON, COLORADO.)

PERMIT NO. M-10749

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Dave E. Breickler,
Hudson, Colorado
requesting that Permit No. M-10749 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10749, heretofore issued to Dave E. Breickler,
Hudson, Colorado be,
and the same is hereby, declared cancelled effective June 24, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry E. Zaehner
David J. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

FAY EARL HIXSON, P. O. BOX 619,
MONTROSE, COLORADO.

PERMIT NO. M-15413

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Fay Earl Hixson,
Montrose, Colorado
requesting that Permit No. M-15413 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-15413, heretofore issued to Fay Earl Hixson,
Montrose, Colorado be,
and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MAURICE M. RABUN, 7890 IDLEWILD,)
DERBY, COLORADO.)
-----)

PERMIT NO. M-15098

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Maurice M. Rabun,
Derby, Colorado

requesting that Permit No. M-15098 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-15098, heretofore issued to Maurice M. Rabun,
Derby, Colorado be,
and the same is hereby, declared cancelled effective July 4, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zaitz
Harold S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
VALLEY OIL COMPANY, INCORPORATED,)
NORTH MAIN, SPRINGFIELD, UTAH.)
-----)

PERMIT NO. M-5202

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Valley Oil Company, Inc.,
Springfield, Utah
requesting that Permit No. M-5202 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5202, heretofore issued to Valley Oil Company, Inc.,
Springfield, Utah be,
and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
David S. Bjelland
Ray C. Norton
Commissioners

Dated at Denver, Colorado,
this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ROY MC MILLAN, BRANSON, COLORADO.)
)
)
)
)
-----)

PERMIT NO. M-12898

August 8, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Roy Mc Millan,
Branson, Colorado
requesting that Permit No. M-12898 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-12898, heretofore issued to Roy Mc Millan,
Branson, Colorado be,
and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 8th day of August, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
FRED FREDRICK, 4440 MORRISON ROAD,)
DENVER 19, COLORADO.)

PERMIT NO. M-8244

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Fred Fredrick,
Denver 19, Colorado

requesting that Permit No. M-8244 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8244, heretofore issued to Fred Fredrick,
Denver 19, Colorado be,
and the same is hereby, declared cancelled effective July 19, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

OF THE STATE OF COLORADO
Henry C. Zeigler
David S. Bjelland
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,
this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HAIGLER CO-OP EQUITY EXCHANGE,)
HAIGLER, NEBRASKA.)

PERMIT NO. M-10648

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Haigler Co-Op Equity Exchange, Haigler, Nebraska requesting that Permit No. M-10648 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10648, heretofore issued to Haigler Co-Op Equity
Exchange, Haigler, Nebraska be,
and the same is hereby, declared cancelled effective July 19, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

OF THE STATE OF COLORADO
Henry C. Jackson
David S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

J. T. HUGHEY, DOING BUSINESS AS,
"HUGHEY SALES COMPANY", 1619 - 11TH
AVENUE, GREELEY, COLORADO.

PERMIT NO. M-12740

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from J. T. Hughey, doing
business as, "Hughey Sales Company", Greeley, Colorado
requesting that Permit No. M-12740 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-12740, heretofore issued to J. T. Hughey, doing
business as, "Hughey Sales Company", Greeley, Colorado be,
and the same is hereby, declared cancelled effective July 29, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zelevansky
Howard S. Bjelland
Raymond C. Johnston
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
GOLDEN DALE DAIRIES, INCORPORATED,)
2301 FORD STREET, GOLDEN, COLORADO.)
80401)
-----)

PERMIT NO. M-13512

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Golden Dale Dairies,
Inc., Golden, Colorado
requesting that Permit No. M-13512 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13512, heretofore issued to Golden Dale Dairies,
Inc., Golden, Colorado be,
and the same is hereby, declared cancelled effective June 30, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. J. [Signature]
Edward S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,
this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES WALDON FOLSOM, ROUTE 3 BOX)
189, DURANGO, COLORADO.)
-----)

PERMIT NO. M-15370

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Charles Waldon Folsom,
Durango, Colorado
requesting that Permit No. M-15370 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-15370, heretofore issued to Charles Waldon Folsom,
Durango, Colorado be,
and the same is hereby, declared cancelled effective July 29, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Ziegler
David S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
PHILIP L. PALMER, DOING BUSINESS AS,)
"PHILIP L. PALMER COMPANY", P. O.)
BOX 1882, COLORADO SPRINGS, COLORADO.)
-----)

PERMIT NO. M-2406

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Philip L. Palmer, doing
business as, "Philip L. Palmer Company", Colorado Springs, Colorado
requesting that Permit No. M-2406 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2406, heretofore issued to Philip L. Palmer, doing
business as, "Philip L. Palmer Company", Colorado Springs, Colorado be,
and the same is hereby, declared cancelled effective July 16, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Ziegler
Edward S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

hc

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WALTER W. COOK, 1274 HILL, MEEKER,
COLORADO.

PERMIT NO. M-2721

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Walter W. Cook,
Meeker, Colorado
requesting that Permit No. M-2721 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2721, heretofore issued to Walter W. Cook,
Meeker, Colorado be,
and the same is hereby, declared cancelled effective July 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Johnson
Edward J. Bjelland

Ralph C. Horton

Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DARRELL M. HILL, 2316 WEST 2ND,
NORTH PLATTE, NEBRASKA.

PERMIT NO. M-5367

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Darrell M. Hill,
North Platte, Nebraska
requesting that Permit No. M-5367 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5367, heretofore issued to Darrell M. Hill,
North Platte, Nebraska be,
and the same is hereby, declared cancelled effective August 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Edward J. Bjelland
Ralph C. Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MRS. C. H. ROSS AND O. E. ROSS,)
DOING BUSINESS AS, "C. H. ROSS LUMBER)
COMPANY", DOLORES, COLORADO.)
-----)

PERMIT NO. M-5593

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Mrs. C. H. Ross and O. E. Ross, dba "C. H. Ross Lumber Company", Dolores, Colorado
requesting that Permit No. M-5593 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5593, heretofore issued to Mrs. C. H. Ross and O. E. Ross, dba "C. H. Ross Lumber Company", Dolores, Colorado be,
and the same is hereby, declared cancelled effective July 15, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Ziehl
Edward J. Bjelland
Ralph G. Johnston
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DAVID R. SANDOVAL, 1108 WEST 12TH,)
PUEBLO, COLORADO.)
-----)

PERMIT NO. M-5849

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from David R. Sandoval,
Pueblo, Colorado
requesting that Permit No. M-5849 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5849, heretofore issued to David R. Sandoval,
Pueblo, Colorado be,
and the same is hereby, declared cancelled effective September 30, 1962.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland

Public Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

hc

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
VERSIE LISTER, 5510 EMERSON STREET,)
DENVER, COLORADO.)
-----)

PERMIT NO. M-10402

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Versie Lister,
Denver, Colorado
requesting that Permit No. M-10402 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10402, heretofore issued to Versie Lister,
Denver, Colorado be,
and the same is hereby, declared cancelled effective July 28, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zeckinger
Howard J. Bjelland
Ralph G. Anderson
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
RUSSELL REESE, B-K TRAILER COURT,)
DILLON, COLORADO.)

PERMIT NO. M-11730

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Russell Reese,
Dillon, Colorado
requesting that Permit No. M-11730 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11730, heretofore issued to Russell Reese,
Dillon, Colorado be,
and the same is hereby, declared cancelled effective July 12, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

OF THE STATE OF COLORADO
Henry C. Ziegler
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 5th day of September , 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
KENNETH H. TANTON AND DOROTHY M.)
TANTON, DOING BUSINESS AS, "K AND D)
MOBILE HOME REPAIR SERVICE", 1799)
SOUTH COLLEGE, FORT COLLINS, COLORADO.)

PERMIT NO. M-12929

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Kenneth H. Tanton and Dorothy M. Tanton, dba "K & D Mobile Home Repair Service", Ft. Collins, Colorado requesting that Permit No. M-12929 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-12929, heretofore issued to Kenneth H. Tanton and Dorothy M. Tanton, dba "K & D Mobile Home Repair Service", Ft. Collins, Colorado be, and the same is hereby, declared cancelled effective July 11, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zeelings
Howard S. Bjelland
Ralph G. Johnson
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
THE IXL CREAMERY COMPANY, DIVISION OF)
CARNATION COMPANY, 310 SOUTH CASCADE)
AVENUE, COLORADO SPRINGS, COLORADO.)
-----)

PERMIT NO. M-4981

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from The IXL Creamery Company,
Div. of Carnation Company, Colorado Springs, Colorado
requesting that Permit No. M-4981 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4981, heretofore issued to The IXL Creamery Company,
Div. of Carnation Company, Colorado Springs, Colorado be,
and the same is hereby, declared cancelled effective May 6, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Jellings
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
GEORGE DOWNING AND EVOGENE DOWNING,)
P. O. BOX 1133, GREELEY, COLORADO.)
-----)

PERMIT NO. M-1566

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from George Downing and
Evogene Downing, Greeley, Colorado
requesting that Permit No. M-1566 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1566, heretofore issued to George Downing and
Evogene Downing, Greeley, Colorado be,
and the same is hereby, declared cancelled effective August 8, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Johnson
Edward J. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

IN THE MATTER OF THE APPLICATION OF)
COLORADO-UTE ELECTRIC ASSOCIATION,)
INC., P.O.Box 178, MONTROSE, COLO-)
RADO, FOR AN ORDER AUTHORIZING IT)
TO EXECUTE A NOTE IN FAVOR OF THE)
UNITED STATES OF AMERICA.)

APPLICATION NO. 19959
Securities

S T A T E M E N T

By the Commission:

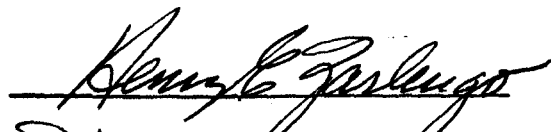
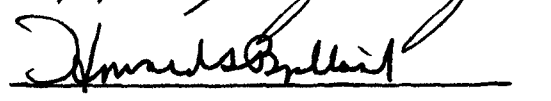
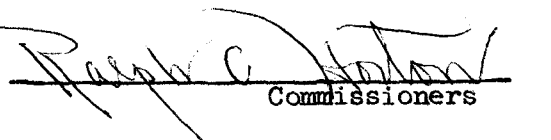
Upon consideration of the application filed August 2, 1963, by Colorado-Ute Electric Association, Inc., a corporation, in the above styled matter:

O R D E R

THE COMMISSION ORDERS:

That a public hearing be held, commencing on August 23, 1963, at 9:30 o'clock A. M., 532 State Services Building, Denver, Colorado, respecting matters involved and issues presented in the proceeding. 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 proceeding. Intervention petitions should be filed with the Commission on or before August 16, 1963, 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 8th day of August, 1963.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MASTIC TILE CORPORATION OF AMERICA,)
2340 EAST ARTESIA STREET, LONG BEACH,)
CALIFORNIA.)
-----)

PERMIT NO. M-5643

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Mastic Tile Corporation
of America, Long Beach, California
requesting that Permit No. M-5643 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5643, heretofore issued to Mastic Tile Corporation of
America, Long Beach, California be,
and the same is hereby, declared cancelled effective March 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zuckerman
Howard S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
TEXIZE CHEMICALS, INCORPORATED, P. O.)
BOX 1820, GREENVILLE, SOUTH CAROLINA.)
-----)

PERMIT NO. M-11688

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Texize Chemicals, Inc.,
Greenville, South Carolina
requesting that Permit No. M-11688 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11688, heretofore issued to Texize Chemicals, Inc.,
Greenville, South Carolina be,
and the same is hereby, declared cancelled effective August 7, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zelevansky
Edward J. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM H. WATSON, DOING BUSINESS AS,)
"HARRY WATSON WELL DRILLING", 201)
5TH STREET, FOWLER, COLORADO.)
-----)

PERMIT NO. M-10856

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from William H. Watson,
doing business as, "Harry Watson Well Drilling", Fowler, Colorado
requesting that Permit No. M-10856 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10856, heretofore issued to William H. Watson,
doing business as, "Harry Watson Well Drilling", Fowler, Colorado be,
and the same is hereby, declared cancelled effective August 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zecher
Harold S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
THOMAS C. ROSSI, PHIPPSBURG, COLORADO)

PERMIT NO. M-15454

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Thomas C. Rossi,
Phippsburg, Colorado
requesting that Permit No. M-15454 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-15454, heretofore issued to Thomas C. Rossi,
Phippsburg, Colorado be,
and the same is hereby, declared cancelled effective July 25, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zelevansky
Arnold S. Bjelland
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
J. A. OSSEN COMPANY (CORPORATION),)
2144 WELTON STREET, DENVER, COLORADO.)
-----)

PERMIT NO. M-15556

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from J. A. Ossen Company
(Corporation), Denver, Colorado
requesting that Permit No. M-15556 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-15556, heretofore issued to J. A. Ossen Company,
(Corporation), Denver, Colorado be,
and the same is hereby, declared cancelled effective July 19, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zedler
Harold S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

RE MOTOR VEHICLE OPERATIONS OF)
ROY SNAVELY, LIMON, COLORADO.)

PERMIT NO. M-4894

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Roy Snavelly,
Limon, Colorado
requesting that Permit No. M-4894 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4894, heretofore issued to Roy Snavelly,
Limon, Colorado be,
and the same is hereby, declared cancelled effective July 11, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Jackson
 Howard J. Bjelland
 Ralph C. Norton
 Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LEONARD DEACON, DOING BUSINESS AS,)
"L AND M VALLEY SUPPLY CENTER", 14)
PARADAY STREET, MONTE VISTA, COLORADO)
-----)

PERMIT NO. M-14201

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Leonard Deacon, doing business as, "L & M Valley Supply Center", Monte Vista, Colorado requesting that Permit No. M-14201 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-14201, heretofore issued to Leonard Deacon, doing business as, "L & M Valley Supply Center", Monte Vista, Colorado be, and the same is hereby, declared cancelled effective August 5, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry B. J. J. J.
Harold L. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HARVEY L. LEI, P. O. BOX 154,
SEDGWICK, COLORADO.

PERMIT NO. M-12969

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Harvey L. Lei,
Sedgwick, Colorado
requesting that Permit No. M-12969 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-12969, heretofore issued to Harvey L. Lei,
Sedgwick, Colorado be,
and the same is hereby, declared cancelled effective July 20, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Harvey L. Lei
Harvey L. Lei
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
COLORADO LANDSCAPE LAWN, INCORPORATED)
ROUTE 1 BOX 136, DERBY, COLORADO.)
-----)

PERMIT NO. M-11311

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Colorado Landscape Lawn, Inc., Route 1 Box 136, Derby, Colorado requesting that Permit No. M-11311 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11311, heretofore issued to Colorado Landscape Lawn, Inc., Route 1 Box 136, Derby, Colorado be, and the same is hereby, declared cancelled effective June 26, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zeckinger
Edward J. Bjelland
Raymond C. Johnson
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
R. T. ECKLES AND T. V. ECKLES, DOING)
BUSINESS AS, "ECKLES TIRE SERVICE",)
112 WASHINGTON, MONTE VISTA, COLORADO)
-----)

PERMIT NO. M-11356

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from R. T. Eckles and T. V. Eckles, dba "Eckles Tire Service", Monte Vista, Colorado requesting that Permit No. M-11356 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11356, heretofore issued to R. T. Eckles and T. V. Eckles, dba "Eckles Tire Service", Monte Vista, Colorado be, and the same is hereby, declared cancelled effective July 15, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Jennings
David S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

original

(Decision No. 61176)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ALVERNE A. JONES, DOING BUSINESS AS)
"MOUNTAIN DISPOSAL SERVICE," 10670)
WEST 47TH PLACE, WHEATRIDGE, COLO-)
RADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY, AUTHOR-)
IZING EXTENSION OF OPERATIONS UNDER)
PUC NO. 2875.)
-----)

APPLICATION NO. 18436-Extension
SUPPLEMENTAL ORDER

August 5, 1963

Appearances: Roy H. McVicker, Jr., Esq.,
Wheatridge, Colorado,
for Applicant;
Bennett S. Aisenberg, Esq.,
Denver, Colorado, for
Mountain View Rubbish
Removal Company, Sam's Ash
and Trash Hauling Service.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On August 15, 1961, Decision No. 57021 was entered by this Commission in the above-styled application, authorizing extension of operations under PUC No. 2875.

On December 17, 1962, "Petition to Vacate and Amend Order" was filed with the Commission by Mountain View Rubbish Removal Company, Sam's Ash and Trash, and Garbage Service, by Gorsuch, Kirgis, Campbell, Walker and Grover, Esqs.

On January 14, 1963, hearing on Petition to Vacate and Amend Order was held.

On April 29, 1963, "Answer Brief of Alverne A. Jones, doing business as 'Mountain Disposal Service,' " was filed with the Commission, by Roy H. McVicker, Jr., Esq.

On May 7, 1963, "Reply Brief of Petitioners in Support of Petition to Vacate and Amend Order" was filed with the Commission, by protestants, by their attorney.

On July 23, 1963, Decision No. 61074 was entered by this Commission in said application, amending Decision No. 57021, as therein set forth.

On July 26, 1963, "Application for Re-Hearing," and "Motion for Stay" were filed with the Commission, by Applicant, by Roy H. McVicker, Jr., Esq.

The Commission has reviewed the record in said application, and has carefully considered "Application for Re-Hearing," and "Motion for Stay" filed herein, and states and finds that said Petition and Motion should be denied.

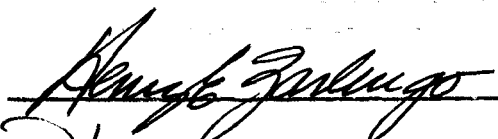
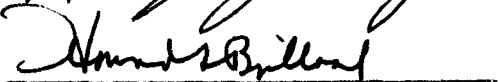
O R D E R

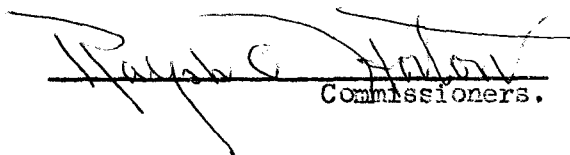
THE COMMISSION ORDERS:

That "Application for Re-Hearing" and "Motion for Stay," filed herein by Applicant, by Roy H. McVicker, Jr., Esq., on July 26, 1963, be, and the same hereby are, denied.

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 August, 1963.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE INCREASED RATES AND CHARGES
APPLICABLE ON HOUSEHOLD GOODS
WITHIN THE CITY LIMITS OF
COLORADO SPRINGS, COLORADO AND
AREAS ADJACENT THERETO

INVESTIGATION AND SUSPENSION
DOCKET NO. 511

August 8, 1963

Appearances: Wm. J. Henson and Eugene A. Mitguard,
Colorado Springs, Colo., for Wandell
& Lowe Transfer and Storage Company

A. J. Tait for the Staff of the Commission

S T A T E M E N T

BY THE COMMISSION

By schedules^① filed to become effective on April 21, 1963, the respondent, The Wandell & Lowe Transfer and Storage Co., Colorado Springs, Colorado, operating under certificate of convenience and necessity P.U.C. No. 342, proposed to establish increased hourly rates and charges for the transportation of household goods within the corporate limits of the city of Colorado Springs, Colorado, and within certain areas adjacent thereto known as Cragmor, Austin Bluff, Knob Hill, Papetown, Ivywild, Cheyenne Canon, Stratton Meadows and Broadmoor. The Commission, on its own motion, by Decision No. 60352, dated March 22, 1963 suspended the operation of said schedules^① to and including August 19, 1963, setting the matter for hearing on April 26, 1963 at Denver, Colorado. Hearing was held, as noticed, and the matter taken under advisement.

① First revised Pages Nos. 1 and 5, Wandell & Lowe Transfer and Storage Co. Local Cartage Tariff No. 2, Colorado P.U.C. No. 2.

The present and proposed hourly rates or charges are as follow:

	<u>Present</u>	<u>Proposed</u>
Helper	\$ 3.00	\$ 4.50
Stake truck or van and 2 men		
(a) Straight time	9.00	12.00
(b) Overtime	12.00	15.00
Each additional man on truck or van		
(a) Straight time	3.00	4.50
(b) Overtime	4.50	6.75
Labor charge when no truck or van is required		
(a) Straight time	3.50	4.50
(b) Overtime	5.25	6.75

The manager for respondent appeared in support of the proposed increased hourly rates and charges and gave testimony and evidence thereon. Hourly wages and various taxes in connection therewith being paid by respondent and to be paid in 1964 are as follow:

	<u>Present</u>	<u>Effective July 1964</u>
Driver Base Wage	262	273
Helper " "	252	263
Various taxes	30	30
Driver Base Wage and Taxes	292	303
Helper Base Wage and Taxes	282	293

Hourly truck cost is computed as being \$4.66 (1962 cost, \$44,851.04÷9630.75 hours of operation). The record fails to disclose what costs make up the total cost of \$44,851.04 or how the hours of operation were determined.

Respondent's witness determined its hourly operating costs to be --

	<u>Present</u>	<u>Effective July 1964</u>
Straight Time		
Cost per truck hour	\$4.66	\$ 4.66
Driver's wage per hour	2.62	2.73
Helper's wage per hour	2.52	2.63
Van and 2 men cost per hour	9.80	10.02
Tariff Rate	9.00	9.00
Operating Ratio - Per cent	108.88	111.00

It will be observed that the item of taxes (30 cents per hour) is omitted from the above computation and if added to the van and 2 men hourly cost, the operating ratio would be higher than shown.

The annual reports, as filed by respondent, show revenues, expenses, profit or loss, and operating ratios, for the years 1960 through 1962, as --

	1960	1961	1962
Total Operating Revenues	\$146,906.76	\$134,947.67	\$169,104.85
Total Operating Expenses	146,237.03	129,976.69	173,859.21
Net Operating Profit	669.73	4,970.98	(4,754.36)
Operating Ratio - Per Cent	99.54	96.32	102.81

Wandell & Lowe Transfer and Storage Company conducts a warehouse and storage business in Colorado Springs, Colorado, breaks up and distributes bulk carload shipments of numerous commodities of various commercial accounts and forwarding companies, distributes air freight, is an agent for United Van Lines, transports household goods within the city of Colorado Springs and throughout the state, crates and packs various commodities, etc. No breakdown of the revenues, expenses or profit or loss pertaining to household goods traffic is of record.

We feel that, based on the labor costs and costs of operating equipment, we should approve an increase in respondent's rates and charges but not to the extent proposed. Such rates and charges should not, in our judgment, exceed the following:

	<u>Per Hour</u>
Helper	\$ 3.75
Stake truck or van and 2 men	
(a) Straight time	11.00
(b) Overtime	14.00
Each additional man on truck or van	
(a) Straight time	3.75
(b) Overtime	5.65
Labor charge when no truck or van is required	
(a) Straight time	3.75
(b) Overtime	5.65

The suspended schedules have not been justified. An order will be entered requiring the cancellation of the suspended schedules and discontinuing this proceeding without prejudice to the filing of new schedules in conformity with the views expressed herein.

F I N D I N G S

THE COMMISSION FINDS, That:

1. The suspended schedules have not been justified.
2. An order should be entered requiring the cancellation of said schedules without prejudice to the filing of new schedules in conformity with the views expressed in the statement herein and discontinuing this proceeding.

O R D E R

THE COMMISSION ORDERS, That:

1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. The respondent is hereby notified and required to cancel said schedules on or before August 16, 1963 upon notice to this Commission and the general

public by not less than one day's filing and posting in the manner prescribed by law and the rules and regulations of the Commission, without prejudice to the filing, upon not less than 10 days notice, of new schedules in conformity with the findings herein and that this proceeding be discontinued.

3. This order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Glenn E. Zerkow
Harold Brun

Ralph C. Hobart
Commissioners

Dated at Denver, Colorado this
8th day of August, 1963.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF AN EMERGENCY)
RATE INCREASE FOR RIO GRANDE) CASE NO. 1585
MOTOR WAY, INC. AND LARSON)
TRANSPORTATION COMPANY)

August 8, 1963

Appearances: Ernest Porter, Esq., 604 Rio Grande Building,
P. O. Box 5482, Denver 17, Colo., for the
Rio Grande Motor Way, Inc. and Larson
Transportation Company.

Ford Strong, 436 North 23rd St., Grand Junction,
Colo., for the Grand Junction Chamber of
Commerce.

Charles L. Thomson, Suite 408-412 Colorado Bldg.,
P. O. Box 697, Pueblo, Colo. for the Manufacturers
and Distributors Division of the Pueblo Chamber
of Commerce.

Howard D. Hicks, Director of Transportation, Denver
Chamber of Commerce, 1301 Welton St., Denver 4,
Colorado, for a copy of the order issued herein.

S T A T E M E N T

BY THE COMMISSION

The Rio Grande Motor Way, Inc., (Rio Grande) and Larson Transportation
Company (Larson) or (applicants), with general offices in Denver, Colorado, filed
an application on July 12, 1963 for an emergency temporary increase in their
rates, applicable to Colorado intrastate traffic, as published in the following
tariffs:

Colorado Motor Carriers' Association, Agent
Tariff No. 12-A, Colorado P.U.C. No. 11

Colorado Motor Carriers' Association, Agent
Tariff No. 14, Colorado P.U.C. No. 13

Rio Grande Motor Way, Inc., Tariff No. 10-I,
Colorado P.U.C. No. 56.

Three witnesses appeared in support of applicants' request for the emergency temporary increase in rates. The executive vice-president testified that costs had been reduced in given areas following the decision in Case 1585, Decision No. 58420, handed down April 19, 1962, where increases in the amount of 10 per cent had been sought and where we granted increases of from 3 to 10 per cent. It was further testified that reductions had been made in clerical forces, peddler schedules, and reductions in the number of storage agencies; new and larger trailers and pick-up equipment had been purchased in an endeavor to lower road and pick-up and delivery costs per unit; an adjustment had been made in the charges for handling mail between Montrose and Grand Junction, resulting in increased revenue. The witness stated an estimated increase of $3\frac{1}{2}$ to 4 per cent was necessary to meet increased labor costs which became effective July 1, 1963.

The general auditor for the applicants offered eight exhibits, which were received in evidence, such exhibits being as follow:

- a. Income account and balance sheet for June 1962 and 1963 and for the six months of 1962 and 1963.
- b. Summary of estimated increase in Contract Pay Roll, Health and Welfare and Pension Costs.
- c. Increased labor costs granted to non-contract personnel as of July 1, 1963.
- d. Economies effected since January 1962.
- e. Statement of net local Intrastate Revenue for the years 1961 and 1962 and period January thru June 1962 and 1963, reduced to reflect Intrastate Revenue based on 53% being Intrastate, and calculated percentage of increase required (For Rio Grande Motor Way, Inc., only).
- f. Statement of recent increases in interstate rates and charges and anticipated interstate increases.
- g. Statement of effect of elimination of Gilsonite haul, period January-June, 1963.

Applicants income accounts show the following:

Rio Grande Motor Way, Inc.

	June		January-June (6 Months)	
	1963	1962	1963	1962
Operating Revenues	\$525,660	\$400,529	\$2,769,325	\$2,147,098
Operating Expenses	<u>520,900</u>	<u>368,794</u>	<u>2,745,948</u>	<u>2,122,613</u>
Net Operating Revenue	4,760	31,735	23,377	24,485
Operating Ratio	99.09	92.08	99.16	98.86

Larson Transportation Company

	June		January-June (6 Months)	
	1963	1962	1963	1962
Operating Revenues	\$ 22,805	\$ 26,177	\$ 112,845	\$ 109,136
Operating Expenses	<u>18,814</u>	<u>18,353</u>	<u>107,046</u>	<u>97,218</u>
Net Operating Revenue	3,991	7,824	5,799	11,918
Operating Ratio	82.50	70.11	94.86	89.08

Note: Amounts of less than 50 cents dropped, 50 cents and over increased to next full dollar.

The estimated monthly increase in wages, beginning with July 1, 1963 is as follows:

	Contract Labor Increases	Per Month
Rio Grande Motor Way, Inc.	July thru December 1963	\$6,921.66
" " " " "	November thru December 1963	640.67
" " " " "	January thru August 1964	1,864.82
" " " " "	September thru December 1964	626.16
Larson Transportation Co.	July thru December 1963	252.74
" " " "	January thru June 1964	52.73
" " " "	June thru December 1964	60.00

Rio Grande Motor Way, Inc.

Non-contract labor - July thru December 1963		\$1,151.70
Increase in Contract labor, Rio Grande Motor Way, Inc.	6 x \$6,921.66	\$41,529.96
	2 x \$ 640.67	<u>1,281.34</u>
Increase July thru December 1963		\$42,811.30
Increase in Non Contract labor, Rio Grande Motor Way, Inc.		
July thru December 1963	6 x \$1,151.70	<u>6,910.20</u>
Total Increase		\$49,721.60
Average Increase Per Month		\$ 8,286.90
Total increase Larson Transportation Co., Contract labor, average per month	6 x \$ 252.74	
Total Increase, July thru December 1963		\$ 1,516.44

The Rio Grande Motor Way, Inc., estimated Colorado intrastate average revenue per month based on 1962 average total revenue per month to be \$174,278.71, using

a factor of 59 per cent of the total average revenue per month, for Colorado intrastate, and an average total revenue per month of \$156,555.45 using a factor of 53 per cent, etc. for Colorado intrastate traffic.

Based on average monthly revenues of \$174,278.71 and \$156,555.45 and average monthly increased labor costs of \$4,889.27 (59% of \$8,286.90) and \$4,392.06 (53% of \$8,286.90) percentage increases, necessary to meet the increased labor costs, would be as follows:

	Amount percentage increase
\$8,286.90 x 59% - \$4,889.27 on \$174,278.71 -----	2.80%
\$8,286.90 x 53% - \$4,392.06 on \$174,278.71 -----	2.52%
\$8,286.90 x 59% - \$4,889.27 on \$156,555.45 -----	3.12%
\$8,286.90 x 53% - \$4,392.06 on \$156,555.45 -----	2.80%

Applicant Rio Grande based its projected increase percentages on the same revenues as set forth above, but used as its increased labor cost the amount of \$11,520.96^{*} for the year 1963. The increased percentages computed by Rio Grande are as follows:

	Amount Proposed Increase Percentages
\$11,520.96 x 59% - \$6,797.37 on \$174,278.71 -----	3.90%
\$11,520.96 x 53% - \$6,106.11 on \$174,278.71 -----	3.50%
\$11,520.96 x 59% - \$6,797.37 on \$156,555.45 -----	4.34%
\$11,520.96 x 53% - \$6,106.11 on \$156,555.45 -----	3.90%

Colorado intrastate revenue for Larson Transportation Company for the year 1962 and the first six months of 1963 is not of record.

The executive vice-president and counsel for the applicants advised the Commission that a cost study of applicants' operations was now in progress and that by the end of the year, an application, based on the cost study, will be filed for the purpose of determining the justness and reasonableness of the presently prescribed rates and charges applied in conjunction with traffic transported over the lines of applicants.

Representatives of the Manufacturers and Distributors Division of the Pueblo Chamber of Commerce and the Grand Junction Chamber of Commerce examined applicants witnesses but gave no evidence or testimony in the matter here before the Commission.

*Average increased labor cost per month.

F I N D I N G S

THE COMMISSION FINDS, That:

1. All rates and charges for line-haul transportation and other services including minimum charges published in the tariffs referred to in the statement herein and applicable severally and jointly over the lines of applicants herein only, should be increased by applying to the total freight charges as shown by the freight bills, the percentage increase of 3 per cent.

2. The increases granted in Finding Number 1 should become effective on August 12, 1963, upon not less than one day's notice to the Commission and the general public.

3. The authority to maintain the increase provided for in Finding Number 1 shall expire January 31, 1964, unless otherwise ordered.

O R D E R

THE COMMISSION ORDERS:

1. The Statement and Findings be, and they are, hereby made a part hereof.

2. The order shall become effective forthwith.

3. The increase provided for in Finding Number 1 shall be the prescribed increase of the Commission and shall apply to all rates and charges heretofore prescribed in Case 1585 and published in the tariffs enumerated in the statement herein and shall become effective on August 12, 1963, upon one day's notice to the Commission and the general public as provided by law and the rules and regulations of the Commission.

4. Call and demand motor common carriers and Class B private carriers by motor vehicle transporting shipments in competition with the applicants named herein shall be subject to the penalty rule of twenty (20) per cent.

5. Class A private carriers by motor vehicle in competition with any of the applicant carriers named herein, shall publish or cause to be published increases which shall not be less than those prescribed in Finding Number 1 and subject to the provisions of ordering Paragraph Number 3 hereof.

6. 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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Samuel J. Feltz
Donald B. Hill
Ralph C. Horton
Commissioners

Dated at Denver, Colorado this
8th day of August, 1963.

original

(Decision No. 61179)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PLATEAU NATURAL GAS COMPANY, 20)
BOULDER CRESCENT, COLORADO SPRINGS,)
COLORADO, FOR AN ORDER AUTHORIZING)
THE ISSUANCE OF \$3,400,000 PRIN-)
CIPAL AMOUNT OF ITS FIRST MORTGAGE)
BONDS.)
-----)

APPLICATION NO. 19914-SECURITIES

August 12, 1963

Appearances: John A. Phillips, Esq.,
of Cool & Phillips,
Colorado Springs, Colo-
rado, for Applicant;
Joseph 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:

Pursuant to Section 115-1-4, Colorado Revised Statutes,
1953, Plateau Natural Gas Company, a Colorado corporation, herein
called "Applicant," filed with the Commission on July 12, 1963, its
application for an order of this Commission authorizing it to issue
and sell \$3,400,000 principal amount of first mortgage bonds to be
designated and known as Applicant's First Mortgage and Collateral
Trust Bonds, Series D, due March 1, 1983, to be dated March 1, 1963,
and to bear interest at the rate of 5% per annum, payable semi-
annually, and to be issued as a new series under and to be secured
by Applicant's Indenture of Mortgage and Deed of Trust to Continental
Illinois National Bank and Trust Company of Chicago and Edward J.
Friedrich, Trustees, dated as of March 1, 1956, and the indentures
supplemental thereto, including a proposed Fourth Supplemental
Indenture to be dated as of March 1, 1963, hereinafter referred to as
"Series D Bonds."

By notice dated July 15, 1963, this Commission ordered that a public hearing be held on said application at 9:30 o'clock A. M., on July 25, 1963, at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. Interested parties, municipalities, representatives of interested consumers or security holders of Applicant, and other persons whose participation in said proceedings may be in the public interest, were invited to intervene in the proceedings. Petitions of intervention were to be filed with the Commission on or before July 19, 1963.

The hearing on the aforesaid application was held at the designated time and place, after due notice to all interested parties, and the matter was heard and taken under advisement. No petitions of intervention were filed with the Commission prior to the hearing and no one appeared at the hearing in opposition to the application.

Applicant is a Colorado corporation with power to purchase, transport, sell and distribute natural gas, and is a public utility operating company, subject to the jurisdiction of this Commission, principally engaged in the purchase, transmission, distribution and sale of natural gas in various cities, towns and communities in the State of Colorado. Applicant is also engaged in the distribution and sale at retail of natural gas in the State of Kansas and in respect of such sales is subject to the jurisdiction of the State Corporation Commission of the State of Kansas.

Applicant's principal executive offices are located in Colorado Springs, Colorado. Applicant is the owner of all the capital stock of Kansas-Colorado Utilities, Inc., a Kansas corporation, which company is engaged principally in the interstate transmission of natural gas and is subject to the jurisdiction of the Federal Power Commission. Kansas-Colorado Utilities, Inc., which is qualified to do business in the State of Colorado, in Application Nos. 18608 and 19463, received authority from this Commission to construct facilities and make sales of gas within the State of Colorado, subject to the jurisdiction of this Commission.

A copy of Applicant's Certificate of Incorporation, as amended, is on file with the Commission. Such Certificate of Incorporation, as amended, provides for an authorized capital stock of \$3,950,000 divided into 6,000 shares of 5½% Cumulative Preferred Stock of the par value of \$100 per share, 5,750 shares of 6% Cumulative Preferred Stock of the par value of \$100 per share, 2,750 shares of 3% Convertible Cumulative Preferred Stock of the par value of \$100 per share, and 2,500,000 shares of Common Stock of the par value of \$1 per share. Of such authorized capital stock, Applicant has issued and there were outstanding at May 31, 1963, 5,100 shares of its 5½% Cumulative Preferred Stock, 5,750 shares of 6% Cumulative Preferred Stock, 2,750 shares of 3% Convertible Cumulative Preferred Stock and 1,395,249 shares of Common Stock. Of the remaining authorized but unissued Common Stock, 50,001 shares are subject to certain common stock warrants outstanding in the hands of the holders of the 5½% Cumulative Preferred Stock, and 275,000 shares of Common Stock are reserved for conversion of the 2,750 shares of 3% Convertible Cumulative Preferred Stock.

Applicant has heretofore issued and as of May 31, 1963, there were outstanding under, and secured by, the Indenture of Mortgage and Deed of Trust, dated March 1, 1956, as supplemented, between Applicant and Continental Illinois National Bank and Trust Company of Chicago and Edward J. Friedrich, as Trustees, \$1,380,000 principal amount of its 4-3/8% Series A First Mortgage and Collateral Trust Bonds, due March 1, 1976, \$1,092,000 principal amount of its 6-1/4% Series B First Mortgage and Collateral Trust Bonds, due March 1, 1979, and \$447,000 principal amount of its 6% Series C First Mortgage and Collateral Trust Bonds, due March 1, 1981. As of May 31, 1963, Applicant had outstanding \$2,450,000 of short term indebtedness.

Applicant proposes to issue and sell \$3,400,000 principal amount of Series D Bonds under and secured by the Indenture dated March 1, 1956, as supplemented, and as further supplemented by a proposed Fourth Supplemental Indenture to be dated as of March 1, 1963,

in substantially the form of the May 24, 1963 proof thereof introduced at the hearing as Exhibit G. The Series D Bonds will be dated March 1, 1963, will mature March 1, 1983, and will bear interest at the rate of 5% per annum, payable semi-annually. These Bonds, except through the operation of sinking fund payment, are not redeemable prior to March 1, 1968 directly or indirectly from the proceeds of or in anticipation of any refunding operation involving the incurring of indebtedness having an interest rate or cost to Applicant of less than 5% per annum.

W. Bruce Fullerton, President of Applicant, testified that arrangements have been made to sell \$3,000,000 of the Series D Bonds at par to Massachusetts Mutual Life Insurance Company and \$400,000 of the Series D Bonds at par to Bankers Life Insurance Co. of Nebraska.

The entire proceeds of the Series D Bonds will be used as follows:

(a) For the retirement, at par, of all issued and outstanding Series A First Mortgage and Collateral Trust Bonds, in the total amount of \$1,380,000.

(b) For the retirement, at par, of short-term bank loans, due December 31, 1963, in the total amount of \$2,020,000,

due December 31, 1963, in the total amount of \$2,020,000.

There are to be no underwriting or other fees incurred by Applicant in respect of the proposed issuance and sale of the Series D Bonds, and the expenses directly allocable to such issuance and sale are estimated by Applicant not to exceed the sum of \$7,500.

In addition to the pro forma Balance Sheet of Applicant at May 31, 1963, and a pro forma Income Statement of Applicant for the twelve months ending the same date which were introduced at the hearing as Exhibits C and D-1, respectively, Applicant's other supporting exhibits included a pro forma Consolidated Balance Sheet and Income Statement of Applicant and its subsidiary, Kansas-Colorado Utilities, Inc. at the same dates which were introduced as Exhibits

C-1 and D, respectively. A Statement of Earned Surplus of Applicant and a Consolidated Statement of Earned Surplus for the five months ending May 31, 1963, also was introduced at the hearing as Exhibit E. Exhibit F was a Statement of Consolidated Capital Structure at May 31, 1963, on both an actual and pro forma basis.

Applicant's witness testified that the present debt and equity ratios (shown below), both actual and pro forma, for Plateau and its wholly-owned subsidiary Kansas-Colorado Utilities Company, Inc. represent interim financing at least insofar as the subordinated promissory notes are concerned. He stated that it is the intention of the company to refund these subordinated notes with permanent securities by the end of the year 1965, and at that time attain a capitalization consisting of 60% mortgage bonds, 25% to 30% common stock equity and the remainder in debenture bonds or preferred stock depending upon authorization by this Commission.

Although the total debt ratio of 63.2% on a consolidated basis and 65.7% on the corporate basis appear high, it seems that the subordinated nature of these promissory notes held by the common stockholders on a basis proportionate to their common stock holdings, be given different weight than for debt liabilities of mortgage bonds. Thus, the Commission considers the total debt ratio for both corporate and consolidated as representing interim conditions and the authority granted in the Order to follow in no way binds the Commission or represents its views as to the amount of debt which may be allowed as a result of long term financing.

Capitalization

	<u>Consolidated (5/31/63)</u>	<u>Actual</u>		<u>Pro Forma</u>
Mortgage Bonds	\$2,919,000	40.0%	\$4,939,000	50.7%
Stockholders Subordinated Notes	<u>972,960</u>	<u>13.3</u>	<u>1,222,960</u>	<u>12.5</u>
Total Debt -	\$3,891,960	53.3%	\$6,161,960	63.2%
Preferred Stock	\$1,360,000	18.6	\$1,360,000	13.9
Common Stock and Surplus	<u>2,047,389</u>	<u>28.1</u>	<u>2,228,639</u>	<u>22.9</u>
Total Equity -	\$3,407,389	46.7%	\$3,588,639	36.8%
Total Capitalization -	<u>\$7,299,349</u>	<u>100.0%</u>	<u>\$9,750,599</u>	<u>100.0%</u>

CapitalizationCorporate (5/31/63)

Mortgage Bonds	\$2,919,000	42.2%	\$4,939,000	52.7%
Stockholders Subordinated Notes	<u>972,960</u>	<u>14.0</u>	<u>1,222,960</u>	<u>13.0</u>
Total Debt -	\$3,891,960	56.2%	\$6,161,960	65.7%
Preferred Stock	\$1,360,000	19.7%	\$1,360,000	14.5%
Common Stock and Surplus	<u>1,671,154</u>	<u>24.1</u>	<u>1,852,404</u>	<u>19.8</u>
Total Equity -	\$3,031,154	43.8%	\$3,212,404	34.3%
Total Capitalization -	<u>\$6,923,114</u>	<u>100.0%</u>	<u>\$9,374,364</u>	<u>100.0%</u>

Applicant's witness testified that the entire proceeds of the sale of the proposed Series D Bonds will be used to retire short-term indebtedness and outstanding Series A Bonds. Therefore, no fee is to be charged by the Commission for the authority to issue the Series D Bonds.

F I N D I N G S

THE COMMISSION FINDS:

That Applicant, Plateau Natural Gas Company, a Colorado corporation, is a public utility as defined by 115-1-3, 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 foregoing Statement be made a part of these Findings by reference;

That the proposed issuance and sale by Applicant of \$3,400,000 principal amount of Applicant's First Mortgage and Collateral Trust Bonds, Series D, due March 1, 1983, as hereinabove set forth, is reasonably required and necessary for the Applicant's proper corporate financing;

That the proposed securities transaction is not inconsistent with the public interest; and that the purpose or purposes thereof are permitted by law and are consistent with the provisions of Chapter 115, Colorado Revised Statutes, 1953, as amended; and

That the Order sought should be issued, and should be made effective forthwith.

O R D E R

THE COMMISSION ORDERS:

That Applicant, Plateau Natural Gas Company be, and it hereby is, authorized and empowered to issue and sell a new series of its First Mortgage and Collateral Trust Bonds, Series D, due March 1, 1983, in the principal amount of \$3,400,000, at 100% of the principal amount thereof plus accrued interest to the date of sale, such Series D Bonds to be dated March 1, 1963, to bear interest at a rate of 5% per annum, and to be issued under and to be secured by the Indenture of Mortgage and Deed of Trust of Applicant to Continental Illinois National Bank and Trust Company of Chicago and Edward J. Friedrich, Trustees, dated March 1, 1956, and the indentures supplemental thereto, including the

Fourth Supplemental Indenture to be dated as of March 1, 1963, substantially in the form of Exhibit G, introduced at the hearing.

That Applicant be, and it hereby is, authorized to use and apply the proceeds derived from the issuance and sale of the Series D Bonds for the retirement of short-term bank loans and all outstanding Series A Bonds;

That the Series D Bonds authorized to be issued and sold hereunder shall bear on the face thereof a serial number for proper and easy identification; and that within ninety (90) days after the issuance and sale of said Bonds, Applicant shall make verified report to this Commission of such serial numbers placed on such Bonds as are initially issued;

That Applicant be, and it hereby is, authorized, in reflecting in its accounts the consummation of the financing outlined above, to make and record the various accounting entries in accordance with the Uniform System of Accounts for Gas Utilities prescribed by this Commission;

That nothing herein shall be construed to imply any recommendation or guaranty of, or any obligation with respect to the Series D Bonds authorized hereunder, or the interest thereon, on the part of the State of Colorado;

That within ninety (90) days after the issuance and sale of said Series D Bonds, Applicant shall file with this Commission a conformed copy of the Fourth Supplemental Indenture to be dated March 1, 1963, covering the issuance of the Bonds authorized to be issued and sold hereunder;

That within ninety (90) days after the issuance and sale of the Series D Bonds, Applicant shall make a verified report to this Commission of the issue and disposition of said Bonds, the fees, commission, and expenses incident to such sale, accompanying such report with a new balance sheet reflecting the issuance and sale of said Bonds;

That the Commission retain jurisdiction of these proceedings to the end that it may make such further order, or orders, in the

premises as to it may seem to be proper and desirable; and

That the authority herein granted shall be exercised from
and after this date, this Order being made effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

George Zerkow
Howard Bell

Joseph C. Hoken
Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1963.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PLATEAU NATURAL GAS COMPANY, 20)
BOULDER CRESCENT, P. O. BOX 1219,)
COLORADO SPRINGS, COLORADO, FOR A)
DETERMINATION OF A FAIR RETURN UPON)
THE VALUE OF ITS GAS PROPERTIES DE-)
VOTED TO PUBLIC USE IN THE STATE OF)
COLORADO, THE GROSS REVENUES TO)
WHICH APPLICANT MAY BE ENTITLED FROM)
ITS OPERATIONS, AND PENDING SUCH DE-)
TERMINATION, THAT THE COMMISSION AU-)
THORIZE THE PLACING IN EFFECT ON)
LESS THAN STATUTORY NOTICE CERTAIN)
RATES BEING THE SAME RATES AS PRE-)
SENTLY CHARGED BY SUCH COMPANY.)

APPLICATION NO. 19511

August 12, 1963

Appearances: Lee, Bryans, Kelly & Stansfield,
Esqs., Denver, Colorado, by
E. A. Stansfield, Esq., Denver,
Colorado, for Applicant;
Harlan Johnson, Esq., Lamar,
Colorado, and
Henry S. Sherman, Esq., Denver,
Colorado, for the City of Lamar
and the Southern Division of
Applicant;
John J. Lefferdink, Esq., Eads,
Colorado, for the Town of Eads,
Colorado, and the Northern Di-
vision of Applicant;
Howard M. Schmidt, Esq., Spring-
field, Colorado, for the Town
of Springfield, Colorado;
John J. Conway, Esq., Denver,
Colorado, for the Staff of the
Commission.

S T A T E M E N T

By the Commission:

On June 21, 1963, Plateau Natural Gas Company (Plateau)
filed a "Motion for Approval of Stipulation of Settlement Rates
Agreed to in Settlement, and for Termination of the Above Captioned
Proceeding," which is a rate proceeding under The Public Utilities
Law of Colorado. As part of the settlement agreement, Plateau has

tendered the consents of eleven of its utility customers. Plateau's motion for approval of settlement is the result of conferences held in Lamar, Colorado, on February 19, 1963, and in Colorado Springs, Colorado, on March 22, 1963, for the purpose of settlement.

The foregoing Motion for Approval of Settlement and Termination of Proceedings in the above entitled matter was set for hearing, after due notice to all interested parties, on July 25, 1963, at 9:30 A. M., in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. No petitions of intervention were filed with the Commission prior to the hearing and no one appeared at the hearing in opposition to the application sought by the aforesaid motion. The hearing on the aforesaid Motion was heard on said date and the matter taken under advisement.

On December 5, 1962, Plateau filed with the Commission its Application No. 19511, for a determination of a fair return upon the value of its gas properties devoted to public use in the State of Colorado, the gross revenues to which Plateau may be entitled from its Colorado operations and proper rates designed to produce such revenues; and pending such determination that the Commission authorize Plateau to place into effect conditionally, upon less than statutory notice, the rate schedules attached to and made a part of said application as Exhibit H.

By Order of the Commission dated January 8, 1963, Decision No. 59921, Plateau was authorized to file conditionally with the Commission the aforesaid rate schedules attached to said application, as Exhibit H, such rates to become effective January 11, 1963, for all gas sold in billing periods on and after said date, subject to Plateau filing with the Commission a surety bond in the sum of \$50,000 or for such other sum as the Commission may require, for the refund of any overcharge in excess of a just and reasonable rate, if any, that the Commission upon proper investigation and hearing might determine.

Pursuant to Decision No. 59921, Plateau heretofore has filed with the Commission the required surety bond, and also the aforesaid rate schedules, which rate schedules became effective on January 11, 1963. Plateau is now making gas service available to its Colorado customers at the rates contained in the aforesaid rate schedules, subject to the terms and conditions of said Decision.

The "Memorandum and Stipulation of Settlement" filed with the Commission sets forth the settlement agreement arrived at in the proceeding as a result of the aforementioned conferences. Representatives of the Commission's Staff were present at each such conference and participated in the negotiations leading to the settlement. The agreement provides that Plateau shall file revised rate schedules embodying the settlement rates set forth in Exhibit A attached to and made a part of such agreement. The revised rate schedules pertain to sales of natural gas by Plateau in Colorado and involve a decrease in its rates and charges from the date such revised rates became effective of approximately \$3,000 per year under the rates being collected by Plateau pursuant to the Order of the Commission dated January 8, 1963, Decision No. 59921.

In consideration of this annual reduction of the rates and charges by Plateau for the future, the parties signatory to the settlement agreement agreed they would make no claim in the nature of reparation or otherwise for the difference between the schedule of rates placed into effect conditionally on January 11, 1963, for the period from the effective date thereof to the effective date of the revised rate schedules set forth in the settlement agreement.

The Stipulation of Settlement sets forth the background to the rate proceedings before this Commission in connection with the rates of Plateau, and contains the revenues which the Commission found by its Order, dated April 19, 1961, Decision No. 56308,

Plateau was entitled to receive from its Colorado operations from each rate schedule and the total revenues for the test year therein involved.

In the Order of the Commission, dated January 8, 1963, Decision No. 59921, the Commission found as follows:

- (1) "Plateau adduced testimony to the effect that it was awarded an increase in its gross annual revenues of some \$70,000 in the year 1960 by this Commission. These rates were distributed between the Northern Division and the Southern Division of Plateau. On appeal, the District Court in and for the County of Prowers, Colorado, reversed said Order.
- (2) "Plateau is now faced with either appealing said Decision or reverting back to its original rates prior to the 1960 Order of this Commission, which would afford Plateau a rate of return of 3.2%.
- (3) "In addition, it was the testimony of Plateau that the rate increase which is now under a cloud is based upon the test year 1959. Rates which the applicant proposes to file are based upon a 1961 test year, which will reflect increased costs, including expense of a two and one-half million dollar construction program. The rates which Plateau proposes to file are exactly the same, in every particular, as the rates currently on file, which have been attacked in the Prowers County District Court."

As previously stated, the settlement rates attached to the Stipulation of Agreement shall apply to future periods commencing with an effective date to be prescribed by this Commission. The Staff of the Commission recommends that the settlement agreement be approved and thereby supports the Motion of Plateau. All parties to the agreement reserve their rights to contest in the future any cost of service, allocation or other principle or procedure underlying or supposed to underlie the results arrived at by the settlement agreement, and are not to be considered to be in any way bound or prejudiced in this respect in agreeing to the settlement agreement. In such settlement agreement, Plateau agrees to treat its Northern Division of operations and its Southern Division of operations separately for rate making purposes, and such agreement sets forth the manner in which Plateau will

present for Commission consideration and others affected rate case information in any future rate change proceedings before this Commission.

Our review of the motion and its various attachments, discussed in part above, indicates that the features of the proposed settlement are in the public interest and will serve to maintain the financial integrity of the Company and its ability to render continuing service to the benefit of its consuming public and to itself.

F I N D I N G S

THE COMMISSION FINDS:

1. That Plateau Natural Gas Company (Plateau) is a public utility as defined in Section 115-1-3, CRS 1953.
2. That the Commission is fully advised in the premises.
3. That the Commission has jurisdiction of Plateau and of the subject matter herein.
4. That the above statement be made a part hereof by reference.
5. That the settlement of these proceedings on the basis of the "Stipulation of Settlement" as moved by Plateau and as consented to by eleven of Plateau's customers participating in the settlement negotiation and as supported by the Staff, subject to the conditions hereinafter ordered, is reasonable, proper and in the public interest.
6. That Plateau's revised rate schedules embodying the settlement rates as agreed upon in the settlement agreement and filed with the Commission on July 25, 1963, as contemplated by the settlement agreement, are just and reasonable and should be accepted for filing to become effective as hereinafter provided.

O R D E R

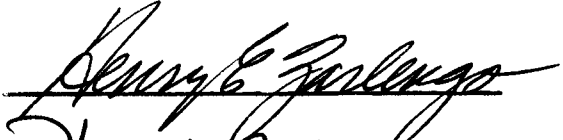
THE COMMISSION ORDERS:


A. That the revised rate schedules of Plateau embodying the settlement rates filed with the Commission on July 25, 1963, as contemplated by the settlement agreement are just, reasonable and proper and are accepted for filing to become effective August 15, 1963, and for all gas sold in billing periods on and after said date.

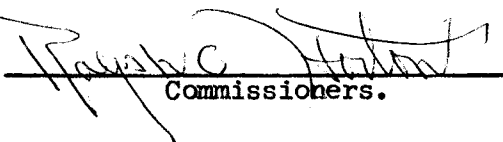
B. That Plateau be, and it hereby is, permitted to withdraw the surety bond now on file with the Commission in compliance with the Order of the Commission dated January 8, 1963, Decision No. 59921, on or after August 15, 1963, the effective date of the above accepted tariff filing.

C. This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1963.

mls

original

(Decision No. 61181)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE OPERATIONS OF COLORADO UTE)
ELECTRIC ASSOCIATION, INC.,)
MONTROSE, COLORADO.)

CASE NO. 5247
SHOW CAUSE ORDER

August 8, 1963

S T A T E M E N T

By the Commission:

Colorado Ute Electric Association, Inc., by virtue of Decision No. 60156, in Application No. 19098, of February 21, 1963, was granted a certificate of public convenience and necessity by this Commission, inter alia, to construct a "69 Kv transmission line from Carbondale-Basalt to Eagle and from Carbondale-Basalt to Aspen with terminal and transformation facilities at each location," said line being authorized to serve members only of Colorado Ute.

On July 29 and 30, 1963, hearing was held on the application of Public Service Company of Colorado, being Application No. 19907-Extension, wherein said Public Service Company of Colorado requested authority to construct and operate a line, extending its 69 Kv transmission system from Carbondale to the City of Aspen, Colorado, for the purpose of delivering wholesale power and energy to the Municipal Electric System of said City of Aspen, Colorado.

During the course of this hearing, substantial evidence was presented indicating that the facts upon which the Commission based its Order in said Decision No. 60156 may have changed. The Commission finds that sufficient cause exists for holding a hearing to determine whether or not the present public convenience and necessity still requires the construction of said line and attendant facilities by Colorado Ute Elec-

tric Association, Inc., from Basalt to Aspen and whether or not the Order granting authority to said Colorado Ute Electric Association to construct said line and attendant facilities should be altered, amended, or rescinded.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission on its own motion should issue a Show Cause Order to Colorado Ute Electric Association, Inc., to determine whether or not the present public convenience and necessity now require the construction by Colorado Ute of a 69 KV transmission line from Basalt to Aspen, together with terminal and transformation facilities at each location and whether or not said authority should be altered, amended, or rescinded regarding said facilities.

That public interest and necessity require that hearing should be held in the within matter, as hereinafter set forth.

O R D E R

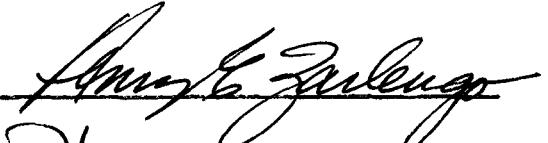
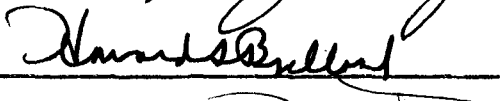
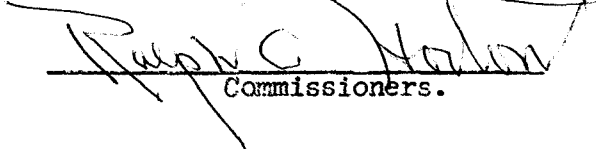
THE COMMISSION ORDERS:

That a Show Cause Order be, and it hereby is, issued to Colorado Ute Electric Association, Inc., Montrose, Colorado, to determine whether or not the present public convenience and necessity now require the construction by Colorado Ute of a 69 KV transmission line from Basalt to Aspen, together with terminal and transformation facilities at each location and whether or not said authority should be altered, amended, or rescinded regarding said facilities.

That this matter be, and it hereby is, set for hearing on Monday, August 19, 1963, at the Court House in Aspen, Colorado, at ten o'clock A. M., Daylight Saving Time, and nine o'clock A. M., Mountain Standard Time.

That a copy of this Order shall be forthwith served on
Colorado Ute Electric Association, Inc., Montrose, Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 8th day of August, 1963.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PUBLIC SERVICE COMPANY OF COLORADO,)
550 FIFTEENTH STREET, DENVER, COLO-)
RADO, FOR AUTHORITY TO CONSTRUCT AND)
OPERATE AN EXTENSION OF ITS 69-KV)
TRANSMISSION SYSTEM TO THE CITY OF)
ASPEN, COLORADO, FOR THE PURPOSE OF)
DELIVERING WHOLESALE POWER AND)
ENERGY TO THE MUNICIPAL ELECTRIC)
SYSTEM OF THE CITY OF ASPEN, COLO-)
RADO.)

APPLICATION NO. 19907-Extension

August 8, 1963

Appearances: Lee, Bryans, Kelly & Stansfield,
Esqs., Denver, Colorado, by
Bryant O'Donnell, Esq., Denver,
Colorado, for Applicant;
Raphael J. Moses, Esq., Boulder,
Colorado, and
J. A. Hughes, Esq., Montrose,
Colorado, for Protestant, Colo-
rado Ute Electric Association,
Inc.;
Parkison & Stewart, Esqs., Glen-
wood Springs, Colorado, by
Willis Parkison, Esq., Glenwood
Springs, Colorado, for Holy
Cross Electric Association, as
its interests may appear;
Clinton B. Stewart, Esq., Aspen,
Colorado, for the City of Aspen,
as its interests may appear;
William R. Dunaway, Aspen, Colo-
rado, pro se, and on behalf of
citizens of Aspen;
Kenneth Balcomb, Esq., Glenwood
Springs, Colorado, for certain
citizens of Aspen;
J. M. McNulty, Denver, Colorado,
for the Staff of the Commission.

S T A T E M E N T

By the Commission:

The above-entitled application was filed by Public Service
Company of Colorado, hereinafter referred to as Public Service, with

the Commission on July 11, 1963, and, because of the emergency allegations contained therein, was set for hearing immediately on July 29th in Aspen, Colorado. On July 25, 1963, Colorado-Ute Electric Association, Inc., hereinafter referred to as Colorado-Ute, filed a protest to such application, alleging, inter alia, that the construction of the proposed line by Public Service Company would duplicate facilities which Colorado-Ute intended to construct under previous Commission authority. The matter proceeded to hearing in Aspen on July 29th and 30th, and at the conclusion of the hearing, the matter was taken under advisement by the Commission.

By the present application, Public Service Company seeks authority to construct a 69-KV transmission line and attendant facilities from Carbondale to the City of Aspen, Colorado. In Decision No. 60156, dated February 21, 1963, this Commission granted to Colorado-Ute Electric Association, Inc., authority to construct a 69-KV transmission line with attendant facilities from Carbondale-Basalt to Aspen. Basalt is a small town located midway between Carbondale and Basalt.

The evidence introduced at the hearing in Aspen on July 29th and July 30th, is wholly and completely insufficient and inadequate for the Commission to make a just determination as to whether a duplication of facilities would exist if the present application is granted; if so, the extent of such duplication; and finally, whether in its discretion, the Commission should require the elimination of such duplication, if any there might be. The Commission now finds (1) that it would be in the public interest, (2) that public convenience and necessity would be served, and (3) that good cause exists, to re-open the said hearing in order that the parties and the Staff of the Commission may present additional evidence to be considered by the Commission, to-wit:

Plan A - Assume Public Service is to build a 69-KV transmission line from the Colorado-Ute substation at Basalt to Aspen and to also furnish a substation at Aspen for delivery of power and energy to the City of Aspen at city distribution system voltage.

1. Public Service to present evidence to show the feasibility of such a plan.
For calculation purposes, assume a 10¢ per kilowatt of monthly demand charge for the use of the Colorado-Ute substation at Basalt.
2. Public Service to present evidence as to a proposed rate to be charged Colorado-Ute for wheeling power from Basalt to Aspen, and to submit a proposed contract for such wheeling service.
3. Colorado-Ute to present evidence as to a proposed rate to be charged Public Service for the use of its Basalt substation, and to submit a proposed contract for such use.
4. Colorado-Ute and/or Holy Cross Electric Association to submit evidence as to whether or not it would be feasible to have power and energy wheeled by Public Service for them from Basalt to Aspen.
5. Colorado-Ute and/or Holy Cross to submit evidence as to whether they would want power delivered at Aspen from the Public Service line, or whether they would plan to supply Holy Cross with power and energy over the existing 24-KV line from Basalt.

Plan B - Assume Colorado-Ute is to build a 69-KV transmission line from its substation at Basalt to Aspen and to also furnish a substation at Aspen for delivery of power and energy to the City of Aspen for the account of Public Service at city distribution system voltage:

1. Colorado-Ute to present evidence as to a proposed rate to be charged Public Service for wheeling power from Basalt to Aspen, and to submit a proposed contract for such service.
2. Public Service to present evidence to show the feasibility of utilizing the wheeling service of Colorado-Ute, based on rates stated by Colorado-Ute in the previous hearing, for the transmission of power from Basalt to Aspen.
3. Colorado-Ute to present evidence as to the route of its proposed line from Basalt to Aspen, the location of its proposed substation in Aspen, the proposed connection between Colorado-Ute's substation and the location at which the City of Aspen desires service, and as to the present construction status of said line, and contracts appertaining thereto.

All of the above evidence to be presented by the parties for the consideration of the Commission at a further hearing to be held in the City of Aspen at the time specified in the Order to follow.

F I N D I N G S

THE COMMISSION FINDS:

That Application No. 19907 should be re-opened for further hearing by the Commission on its own motion.

That Public Service Company of Colorado, Colorado-Ute Elec-

tric Association, Inc., and Holy Cross Electric Association should present evidence and testimony at a hearing to be held at the Court House in Aspen, Colorado, commencing Monday, August 19, 1963, at ten o'clock A. M., Daylight Saving Time, and 9:00 o'clock A. M., Mountain Standard Time, in accordance with the outline set forth in the preceding Statement, said Statement being made a part hereof by reference.

That all parties should also be permitted to present any additional pertinent evidence and testimony in the matter if they so desire.

That public interest and necessity require that hearing should be held in the within matter, as hereinafter set forth.

O R D E R

THE COMMISSION ORDERS:

That the Commission on its own motion hereby re-opens Application No. 19907 for the purpose of taking additional testimony and evidence in said matter.

That Public Service Company of Colorado, Colorado Ute Electric Association, Inc., and Holy Cross Electric Association shall be prepared to present evidence and testimony and present the same as outlined in the preceding Statement, said Statement being made a part of this Order by reference, at a hearing to be held at the Court House, in Aspen, Colorado, starting August 19, 1963, at ten o'clock A. M., Daylight Saving Time, and at nine o'clock A. M., Mountain Standard Time.

That all parties, including Intervenors, also be permitted to present any additional pertinent evidence and testimony at said hearing.

That a copy of this Order be served forthwith on all those parties who made an appearance at the hearing held in Aspen, July 29, and July 30, 1963.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Donald B. Bell

Ralph C. Horton
Commissioners.

Dated at Denver, Colorado,
this 8th day of August, 1963.

mls

CHAIRMAN HENRY E. ZARLENGO DISSENTING:

It is my judgment that, on the record as made, the Commission is in a position to act on the application herein filed and to render a Decision in conformity with the public interest, and in so doing will not be depriving any persons in interest of any rights.


Chairman

Dated at Denver, Colorado,
this 8th day of August, 1963.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE COMMODITY RATES ON PETROLEUM)
AND PETROLEUM PRODUCTS, IN BULK,)
IN TANK TRUCKS AND/OR TANK)
TRAILERS BY MOTOR VEHICLE.)

CASE NO. 1585

RE UTILIZATION OF EQUIPMENT IN)
THE TRANSPORTATION OF PETROLEUM)
PRODUCTS AND LIQUEFIED PETROLEUM)
GAS.)

CASE NO. 5232

August 5, 1963

Appearances: A. J. Meiklejohn Esq.,
526 Denham Building,
Denver 2, Colorado, for
Western Tank Truck Carriers
Conference, Inc., and the
individual members thereof;

Ernest Porter, Esq.,
Rio Grande Building, Denver,
Colorado, for Denver & Rio
Grande Western Railroad Company;

W. L. Peck, Esq., 615 C. A.
Johnson Building, Denver 2,
Colorado, for Chicago, Burlington
and Quincy Railroad Company, and
The Colorado & Southern Railway
Company;

John R. Barry, Esq., 946 Metro-
politan Building, Denver 2,
Colorado, for Groendyke
Transport, Inc.;

John H. Lewis, Esq., 1650 Grant
Street Building, Denver 3,
Colorado, for Colorado Petroleum
Marketers Association;

Ned Looney, Esq., 1700 Broadway
Denver 2, Colorado, for Petroleum
Transport Company;

John J. Conway, Esq., and A. J.
Tait, Denver, Colorado, for the
Staff of the Commission.

S T A T E M E N T

By the Commission:

On December 21, 1962, the Commission entered its Decision No. 59852
setting certain matters in Case No. 5232 for hearing on January 28, 1963.

On December 27, 1962, the Commission issued a Notice vacating the hearing previously scheduled in Case No. 5232 for January 28, 1963, and re-set the matter for hearing at a later date convenient to the Commission. The vacation was upon the request of attorney for certain protestants.

On April 25, 1963, the Commission entered its Decisions No. 60568 and No. 60569 setting certain matters in Case No. 1585 for hearing on May 27, 1963.

On May 9, 1963, the Commission issued a Notice in Case No. 1585 vacating the hearing previously scheduled for May 27, 1963, and re-set the matter for hearing commencing August 5, 1963. The vacation and re-setting was upon the request of attorneys for Western Tank Truck Carriers' Conference, Inc.

On July 10, 1963, the Commission entered its Decision No. 60993 in Case No. 1585 broadening the issues and adding parties to those previously set forth in Decision No. 60569, and advised said parties that the matter had been set for hearing commencing August 5, 1963.

On August 2, 1963, Motion for Continuance Pending Court Proceedings was filed in Case No. 1585 on behalf of Western Tank Truck Carriers' Conference, Inc., and carriers party to tariffs of Western Tank Truck Carriers Conference, Inc.

On August 5, 1963, oral argument on the Motion for Continuance was had before the Commission, and it was also suggested by various counsel that the ruling of the Commission on said motion be also applied in Case No. 5232.

F I N D I N G S

THE COMMISSION FINDS:

That said Motion for Continuance should be granted as hereinafter set forth.

O R D E R

THE COMMISSION ORDERS:

That the Motion for Continuance Pending Court Proceedings filed with the Commission in Case No. 1585 on behalf of Western Tank Truck Carriers' Conference, Inc., and carriers party to tariffs of Western Tank Truck Carriers' Conference, Inc., be, and the same hereby is, granted, and the matters here involved in both Case No. 1585 and Case No. 5232 will be re-set at some

future date to be determined by the Commission after determination by the Denver District Court of Civil Action No. 62606, Consolidated Freightways Corporation et al. v. The Public Utilities Commission.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Samuel E. Zuckerman
Donald B. Bell

Ralph C. [unclear]
Commissioners,

Dated at Denver, Colorado,
this 5th day of August, 1963.

original

(Decision No. 61184)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PLATEAU NATURAL GAS COMPANY, 20)
BOULDER CRESCENT, COLORADO SPRINGS,)
COLORADO, FOR A CERTIFICATE OF PUB-)
LIC CONVENIENCE AND NECESSITY, AU-)
THORIZING THE CONSTRUCTION OF)
NATURAL GAS SYSTEMS FOR THE TRANS-)
MISSION, DISTRIBUTION, AND SALE OF)
NATURAL GAS IN CERTAIN AREAS OF)
ELBERT COUNTY, COLORADO.)
-----)

APPLICATION NO. 19885

August 12, 1963

Appearances: John A. Phillips, Esq.,
of Cool & Phillips, Esqs.,
Colorado Springs, Colo-
rado, for Applicant;
E. R. Thompson, Denver,
Colorado, and
J. M. McNulty, Denver,
Colorado, for the Staff
of the Commission.

S T A T E M E N T

By the Commission:

The Applicant, Plateau Natural Gas Company, filed with this Commission its application requesting a certificate of public convenience and necessity authorizing it to construct, operate and maintain natural gas systems for the transmission, distribution and sale of natural gas in certain areas of Elbert County, Colorado.

The application was set for hearing after due notice to all interested parties on July 25, 1963, in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, and was there heard by the Commission, and at the close of the hearing, taken under advisement. No one appeared at the hearing in opposition to the granting of the application.

Applicant is a corporation organized and existing under and by virtue of the laws of the State of Colorado, with its principal

place of business in the City of Colorado Springs, Colorado, and as such is authorized to do and is doing business in the State of Colorado. Pursuant to its certificate of incorporation, Applicant is authorized and empowered, among other things, to purchase, transport, sell and distribute natural gas, and is a public utility operating company engaged principally in the purchase, transmission, distribution and sale of natural gas in various cities, towns and communities in the States of Colorado and Kansas.

A certified copy of Applicant's Articles of Incorporation, together with all amendments thereto, has heretofore been filed with this Commission.

Applicant seeks authority to construct a natural gas transmission line and distribution systems in and to engage in the business of distributing and selling natural gas in the Towns of Elizabeth and Kiowa, Colorado, and in areas adjacent thereto, and along the route of said natural gas transmission line.

The pipeline proposed by Applicant will commence at a point in the NE/4 of Section 2, Township 8-South, Range 66-West, Douglas County, Colorado, and will terminate at or near the Town of Kiowa, Elbert County, Colorado. Exhibit B introduced at the hearing shows the general route and size of the proposed pipeline.

Applicant showed that on May 14, 1963, the Board of Trustees of the Town of Elizabeth duly passed and adopted Ordinance No. 111 of the town of Elizabeth:

AN ORDINANCE GRANTING A FRANCHISE BY THE TOWN OF ELIZABETH, COLORADO, TO PLATEAU NATURAL GAS COMPANY, ITS SUCCESSORS AND ASSIGNS, TO LOCATE, BUILD, CONSTRUCT, ACQUIRE, PURCHASE, EXTEND, MAINTAIN AND OPERATE INTO, WITHIN AND THROUGH THE TOWN OF ELIZABETH, ELBERT COUNTY, COLORADO, A PLANT OR PLANTS, WORKS, AND SYSTEM OR SYSTEMS, FOR THE PURCHASE, MANUFACTURE, TRANSMISSION AND DISTRIBUTION OF GAS, WHETHER NATURAL, ARTIFICIAL OR MIXED, AND TO FURNISH, SELL AND DISTRIBUTE SUCH GAS TO THE TOWN OF ELIZABETH, AND THE INHABITANTS THEREOF, FOR HEATING, COOKING, OR OTHER PURPOSES BY MEANS OF PIPES, MAINS, CONDUITS, SERVICES AND OTHER NECESSARY STRUCTURES AND APPLIANCES THERETO APPERTAINING, OVER, UNDER, ALONG, ACROSS AND THROUGH ANY AND ALL STREETS, ALLEYS, VIADUCTS, BRIDGES, ROADS, LANES, AND OTHER PUBLIC WAYS AND PLACES IN SAID TOWN OF ELIZABETH, AND FIXING THE TERMS AND CONDITIONS THEREOF.

The term is 25 years. Exhibit H is a copy of the franchise ordinance, which was accepted by Applicant on May 15, 1963. Applicant seeks a certificate of public convenience and necessity from this Commission, authorizing it to exercise said franchise rights, and to construct, operate and maintain a natural gas distribution system within the Town of Elizabeth, and in areas adjacent thereto.

Applicant further seeks a preliminary Order from the Commission declaring that the Commission will issue a final certificate of public convenience and necessity to construct, operate and maintain a natural gas distribution system and to sell natural gas at retail in the Town of Kiowa, and in areas adjacent thereto, if Applicant is able to secure a franchise from said Town.

The various distribution systems will connect to Applicant's proposed gas transmission line, described above.

Applicant has obtained an adequate supply of natural gas to render the proposed service. Applicant will purchase its natural gas requirements from Colorado Interstate Gas Company under a Service Agreement dated April 11, 1963.

Mr. Ralph D. Jacobs, Vice President of Applicant, testified as to the markets for natural gas in the area sought to be served by Applicant. The market data is shown in Exhibit F, introduced at the hearing. In addition, Mr. Earl G. Cruse, a businessman from Kiowa, Colorado, appeared and testified that neither Kiowa nor Elizabeth is now being served with natural gas and that there is a present need and demand for natural gas service in this area.

Applicant proposes to construct facilities costing approximately \$110,200 by the end of 1964, as more fully shown in Exhibit C, introduced at the hearing. This amount will be used as the basis for the fee to be charged for the issuance of the certificate of public convenience and necessity, but will not be binding on the Commission in any subsequent investigation where valuation may be an issue.

Applicant's feasibility studies were introduced as Exhibit G, and these studies show the project to be economically feasible. Applicant's balance sheet, as of December 31, 1962, and profit and loss statement, as of April 30, 1963, were introduced as Exhibits D and E, respectively. The testimony of Mr. Jacobs was that construction work and costs would be paid through Applicant's internally generated funds. The issuance of any additional securities by Applicant will, of course, be subject to further jurisdiction of the Commission.

Natural gas service will be rendered in the area sought to be served by Applicant at Applicant's rates now or hereafter in effect in its Northern Division.

The area for which Applicant seeks a certificate of public convenience and necessity includes the Towns of Elizabeth and Kiowa, Colorado, and areas adjacent thereto, and is shown in Exhibits A and B, introduced at the hearing. It appears from the record that Applicant has no immediate plans to render natural gas service throughout the entire area described in Exhibits A and B, so the certificate of public convenience and necessity granted herein will be limited to the area hereinafter described. There is no other utility engaged in the business of selling and distributing natural gas in this area, and it is clear from all the evidence and testimony that natural gas is in great demand in this area and would be an economic benefit as well as a convenience to the general public involved. The Commission feels that the record in this case adequately establishes the ability of Applicant to render the service proposed by this Application.

F I N D I N G S

THE COMMISSION FINDS:

The above Statement should be made a part hereof by reference.

That Applicant is a Colorado corporation duly qualified to do business in Colorado and has heretofore filed with this Commission a certified copy of its Articles of Incorporation, with all amendments thereto.

The Commission has jurisdiction of said Applicant and the subject matter of this Application.

That the Commission is fully advised in the premises.

That the public convenience and necessity requires and will require the construction, operation and maintenance of a natural gas distribution system in the Town of Elizabeth, Elbert County, Colorado, and in areas adjacent thereto, and the construction of a gas transmission line from a point in the NE/4 of Section 2, Township 8-South, Range 66-West, Douglas County, Colorado, to a point at or near Kiowa, Colorado, as proposed by Applicant, to connect to said distribution system, and the sale and distribution at retail of natural gas to anticipated gas customers in said Town and the areas adjacent thereto, and along said gas transmission line, as requested by Applicant in this Application.

That the public convenience and necessity requires and will require the exercise by Applicant of the gas franchise rights granted in and by Ordinance No. 111 of the Town of Elizabeth for the purchase, manufacture, transmission, distribution and sale of gas, either natural, artificial or mixed, by Applicant in said Town.

That, subject to the conditions hereinafter set forth, the public convenience and necessity requires and will require the construction, operation and maintenance of a natural gas distribution system in the Town of Kiowa, Colorado, and in areas adjacent thereto, as proposed by Applicant in its application, and the sale and distribution at retail of natural gas to anticipated gas customers in said Town and the areas adjacent thereto.

That an Order preliminary to the issuance of a final certificate of public convenience and necessity should be issued to Applicant conditioned upon Applicant's filing with the Commission at a later date, an application for the issuance of a final certificate of public convenience and necessity to construct, operate and maintain the distribution facilities and to sell and distribute natural gas at retail in the Town of Kiowa, Colorado, and in areas adjacent thereto, supported by a showing satisfactory to the Commission that Applicant has

obtained a valid long term franchise to sell and distribute natural gas in said Town of Kiowa.

That the initial rates to be charged appear to be within the range of reasonableness, although this Commission does not specifically make a finding at this time as to the justness, reasonableness and non-discriminatory aspects of said rates.

That the financial responsibility of the Applicant to perform the services required has been established to the satisfaction of the Commission.

O R D E R

THE COMMISSION ORDERS:

That this Order shall be taken, deemed and held to be a certificate of public convenience and necessity to Plateau Natural Gas Company to construct, maintain and operate a natural gas distribution system in the Town of Elizabeth, Colorado, and in areas adjacent thereto, and to construct a gas transmission line, together with the necessary metering and other related facilities required, from a point in the NE/4 of Section 2, Township 8-South, Range 66-West, Douglas County, Colorado, to a point at or near Kiowa, Colorado, as proposed by Applicant, to connect to said distribution system, and to sell and distribute at retail, natural gas to anticipated gas customers in said Town and the areas adjacent thereto, and along said gas transmission line, as requested by Applicant, and further, to exercise the gas franchise rights granted in and by Ordinance No. 111 of the Town of Elizabeth, Colorado, for the purchase, manufacture, transmission, distribution and sale of gas, either natural, artificial, or mixed, by Applicant in said Town.

That there will be issued to Applicant a final certificate of public convenience and necessity to construct, operate and maintain natural gas distribution systems in the Town of Kiowa, Colorado, and areas adjacent thereto, and to distribute and sell natural gas at retail to anticipated gas customers in said Town, and areas adjacent thereto, provided Applicant, within one year from the date hereof,

files with the Commission an application for the issuance of a final certificate of public convenience and necessity and supports such application, in a manner satisfactory to the Commission, by showing that Applicant has obtained a valid long term franchise to sell and distribute natural gas in said Town of Kiowa, Colorado.

That the certificate of public convenience and necessity granted herein covers and embraces the following real property, to-wit:

ELBERT COUNTY



<u>Township</u>	<u>Range</u>	<u>Sections</u>
8 South	65 West	10,11,12,13,14 and 15
8 South	64 West	7,8,9,10,11,12,13,14,15, 16,17,18,23 and 24
8 South	63 West	7,16,17,18,19,20 and 21

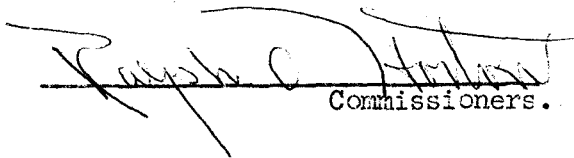
That Applicant shall continue to maintain its books and accounts in accordance with the Uniform System of Accounts as prescribed by this Commission and shall continue to keep its practices in accordance with the Rules Regulating the Service of Gas and Electric Utilities as adopted by this Commission and as the same may be changed according to law.

That this Commission shall retain jurisdiction of this matter to make such further Order or Orders as may be deemed necessary.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1963.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JAMES E. CAULFIELD, 3525 CLAY STREET,)
DENVER 11, COLORADO.)
-----)

PERMIT NO. M-11458

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from James E. Caulfield,
Denver 11, Colorado
requesting that Permit No. M-11458 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11458, heretofore issued to James E. Caulfield,
Denver 11, Colorado be,
and the same is hereby, declared cancelled effective August 6, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zerk
Donald S. Gjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
VAN B. GARDNER, 1460 EAST 84TH PLACE,)
DENVER 29, COLORADO.)
-----)

PERMIT NO. M-12089

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Van B. Gardner,
Denver, 29, Colorado
requesting that Permit No. M-12089 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-12089, heretofore issued to Van B. Gardner,
Denver 29, Colorado be,
and the same is hereby, declared cancelled effective August 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zachary
Edward S. Bjelland
Ralph Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHESTER A. ABBOTT, 1649 MACON STREET,)
AURORA, COLORADO. 80008)
-----)

PERMIT NO. M-13394

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Chester A. Abbott,
Aurora, Colorado
requesting that Permit No. M-13394 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13394, heretofore issued to Chester A. Abbott,
Aurora, Colorado be,
and the same is hereby, declared cancelled effective August 9, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

George E. Johnson
Edward S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 5th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MUNSEY PRODUCTS, INCORPORATED, P. O.)
BOX 4285, LITTLE ROCK, ARKANSAS.)

PERMIT NO. M-9505

September 5, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Munsey Products, Inc.
Little Rock, Arkansas
requesting that Permit No. M-9505 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9505, heretofore issued to Munsey Products, Inc.
Little Rock, Arkansas be,
and the same is hereby, declared cancelled effective August 2, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

OF THE STATE OF COLORADO

Henry C. Jellings
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 5th day of September , 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WYTON OIL AND GAS COMPANY (CORPORA-)
TION), P. O. BOX 22064 DENVER 22,)
COLORADO.)
-----)

PERMIT NO. M-10982

September 12, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Wyton Oil and Gas Company,
Denver 22, Colorado
requesting that Permit No. M-10982 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10982, heretofore issued to Wyton Oil and Gas Company,
Denver 22, Colorado be,
and the same is hereby, declared cancelled effective August 8, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zeclung
Edward J. Bigland
Ralph C. Jordan
Commissioners

Dated at Denver, Colorado,

this 12th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

P. M. WITMAN, DOING BUSINESS AS,
"WITMAN DISTRIBUTING COMPANY", EM
ROUTE, GARDEN CITY, KANSAS.
-----)

PERMIT NO. M-5170

September 12, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from P. M. Witman, doing
business as, "Witman Distributing Company", Garden City, Kansas
requesting that Permit No. M-5170 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5170, heretofore issued to P. M. Witman, doing
business as, "Witman Distributing Company", Garden City, Kansas be,
and the same is hereby, declared cancelled effective July 29, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Howard S. Bjelland
Ralph C. ...
Commissioners

Dated at Denver, Colorado,

this 12th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CASSCO, INCORPORATED, DOING BUSINESS)
AS, "SUNLIGHT STEEL CORPORATION",)
2401 SOUTH DELAWARE, DENVER 23,)
COLORADO.)

PERMIT NO. M-5879

September 12, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Cassco, Inc., doing
business as, "Sunlight Steel Corporation", Denver 23, Colorado
requesting that Permit No. M-5879 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5879, heretofore issued to Cassco, Inc., doing
business as, "Sunlight Steel Corporation", Denver 23, Colorado be,
and the same is hereby, declared cancelled effective August 11, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaichko
Harold J. Bjelland
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,

this 12th day of September, 19 63.

PERMIT NO. M-6997

STATEMENT

FINDINGS

ORDER

Henry C. Zeelings
Howard S. Bjelland
Ralph C. Johnson
Commissioners

hc

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CLAUDE B. HUDGEL, DOING BUSINESS AS,)
"HUDGEL'S FURNITURE MART", 805 PEARL)
STREET, BOULDER, COLORADO.)
-----)

PERMIT NO. M-7279

September 12, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Claude B. Hudgel,
doing business as, "Hudgel's Furniture Mart", Boulder, Colorado
requesting that Permit No. M-7279 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7279, heretofore issued to Claude B. Hudgel,
doing business as, "Hudgel's Furniture Mart", Boulder, Colorado be,
and the same is hereby, declared cancelled effective August 8, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zuckerman
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 12th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CARL L. GRABHER, P. O. BOX 95,
MORRISON, COLORADO.
-----)

PERMIT NO. M-940

September 12, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Carl L. Grabher,
Morrison, Colorado
requesting that Permit No. M-940 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-940, heretofore issued to Carl L. Grabher,
Morrison, Colorado be,
and the same is hereby, declared cancelled effective August 5, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Henry C. Zeilinger
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 12th day of September, 19 63.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

JOHN O'CONNELL)
4523 UTICA STREET)
DENVER, COLORADO 80212)

PERMIT NO. B-2426

August 13, 1963

S T A T E M E N T

By the Commission:

On February 11, 1963, the Commission authorized John O'Connell to suspend operations under his Permit No. B-2426, until August 11, 1963.

The Commission is now in receipt of a communication from the above-named permittee requesting that his Permit be reinstated.

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 Permit No. B-2426, should be, and the same hereby is, reinstated as of August 11, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zeigler
Edward J. Billard
Ralph G. Jordan
Commissioners

Dated at Denver, Colorado,
this 13th day of August, 1963.

original.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
KANSAS-COLORADO UTILITIES, INC., 20)
BOULDER CRESCENT, COLORADO SPRINGS,)
COLORADO, FOR AN ORDER AUTHORIZING) APPLICATION NO. 19915-SECURITIES
THE ISSUANCE OF \$880,000 PRINCIPAL)
AMOUNT OF ITS FIRST MORTGAGE BONDS.)
-----)

August 12, 1963

Appearances: John A. Phillips, Esq., of
Cool & Phillips, Colorado
Springs, Colorado, for
Applicant;
Joseph M. McNulty, Denver,
Colorado, and
E. R. Thompson, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

Pursuant to Section 115-1-4, Colorado Revised Statutes,
1953, Kansas-Colorado Utilities, Inc., a Kansas corporation, herein
called "Applicant," filed with the Commission on July 12, 1963, its
application for an order of this Commission authorizing it to issue
and sell \$880,000 principal amount of first mortgage bonds to be
designated and known as Applicant's First Mortgage Bonds, Series D,
due March 1, 1983, to be dated March 1, 1963, and to bear interest
at the rate of 5% per annum, payable semi-annually, and to be issued
as a new series under and to be secured by Applicant's Indenture of
Mortgage to National Bank of Topeka, Trustee, dated as of May 1, 1945,
and the indentures supplemental thereto, including a proposed Sixth
Supplemental Indenture to be dated as of March 1, 1963, hereinafter
referred to as "Series D Bonds."

By notice dated July 15, 1963, this Commission ordered that
a public hearing be held on said application at 9:30 o'clock A. M.,
on July 25, 1963, at the Hearing Room of the Commission, 532 State

Services Building, Denver, Colorado. Interested parties, municipalities, representatives of interested consumers or security holders of Applicant, and other persons whose participation in said proceedings may be in the public interest, were invited to intervene in the proceedings. Petitions of intervention were to be filed with the Commission on or before July 19, 1963.

The hearing on the aforesaid application was held at the designated time and place, after due notice to all interested parties, and the matter was heard and taken under advisement. No petitions of intervention were filed with the Commission prior to the hearing and no one appeared at the hearing in opposition to the application.

Applicant is a Kansas corporation with power to purchase, transport, sell and distribute natural gas, and is a natural gas pipeline company engaged in the purchase, production, transmission and sale of natural gas at the town borders of various cities, towns and communities in the States of Colorado and Kansas. The interstate portion of Applicant's operations are subject to the jurisdiction of the Federal Power Commission. Applicant, which has qualified to do business within the State of Colorado, in Applications Nos. 18608 and 19463, received authority from this Commission to construct facilities and make sales of natural gas within the State of Colorado, subject to the jurisdiction of this Commission.

Applicant's principal executive offices are located in Colorado Springs, Colorado. Applicant is a wholly-owned subsidiary of Plateau Natural Gas Company, a Colorado corporation.

A copy of Applicant's Certificate of Incorporation, as amended, and Applicant's authority to do business within the State of Colorado, is on file with the Commission. Such Certificate of Incorporation, as amended, provides for an authorized capital stock of \$775,000 divided into 4,000 shares of 5% Cumulative Preferred Stock of the par value of \$100 per share and 75,000 shares of Common Stock of the par value of \$5 per share. Of such authorized capital stock, Applicant has issued and there were outstanding at May 31, 1963, no shares of its 5% Cumulative Preferred Stock and 60,000 shares of Common Stock.

Pursuant to the terms of that certain Indenture of Mortgage dated May 1, 1945, between Applicant and National Bank of Topeka, as Original Trustee, as supplemented and modified by that certain First Supplemental Indenture dated as of May 1, 1948, by that certain Second Supplemental Indenture dated as of May 1, 1949, by that certain Third Supplemental Indenture dated as of February 1, 1950, by that certain Fourth Supplemental Indenture dated as of May 1, 1954, all between Applicant and said Original Trustees, and by that certain Fifth Supplemental Indenture dated as of March 1, 1956, between Applicant and Continental Illinois National Bank and Trust Company of Chicago and Edward J. Friedrich, as Successor Trustees, (hereinafter collectively called "Indenture") Applicant has heretofore issued and there were outstanding as of May 31, 1963, \$322,000 principal amount First Mortgage Bonds, Series A, dated as of May 1, 1948, to mature May 1, 1965, bearing an interest rate of four per cent (4%) per annum, payable semi-annually. A conformed copy of the aforesaid Indenture, and all Supplements thereto, was introduced at the hearing as Exhibit "A." Applicant also has issued pursuant to the terms of the Indenture and there were outstanding as of May 31, 1963, \$132,500 principal amount of First Mortgage Bonds, Series B, dated as of February 1, 1950, to mature May 1, 1969, and bearing interest at the rate of four per cent (4%) per annum, payable semi-annually. Applicant also has issued pursuant to the terms of the Indenture and there were outstanding as of May 31, 1963, \$90,000 principal amount of First Mortgage Bonds, Series C, dated May 1, 1954, to mature May 1, 1969, and bearing interest at the rate of four and one-half per cent ($4\frac{1}{2}\%$) per annum, payable semi-annually. All of such bonds are held by Plateau Natural Gas Company. As of May 31, 1963, Applicant had no outstanding short-term indebtedness.

Applicant proposes to issue and sell \$880,000 principal amount of Series D Bonds under and secured by the Indenture dated May 1, 1945, as supplemented, and as further supplemented by a proposed Sixth Supplemental Indenture to be dated as of March 1, 1963,

in substantially the form of the June 10, 1963 proof thereof introduced at the hearing as Exhibit H, with such changes as may be agreed upon prior to the execution thereof. The Series D Bonds will be dated March 1, 1963, will mature March 1, 1983, and will bear interest at the rate of 5% per annum, payable semi-annually. These Bonds, except through the operation of sinking fund payments, are not redeemable prior to March 1, 1968 directly or indirectly from the proceeds of or in anticipation of any refunding operation involving the incurring of indebtedness having an interest rate or cost to Applicant of less than 5% per annum.

W. Bruce Fullerton, President of Applicant, testified that arrangements have been made to sell all of the Series D Bonds at par to Plateau Natural Gas Company.

The entire proceeds of the Series D Bonds will be used for the purpose of retiring an inter-company obligation to Plateau Natural Gas Company, in the amount of \$296,803 as of May 31, 1963, and for the purpose of reimbursing Applicant's treasury for money expended on plant facilities and improvements through receipt of a note receivable to be executed and delivered to Applicant by said Plateau Natural Gas Company. There are to be no underwriting or other fees incurred by Applicant in respect of the proposed issuance and sale of the Series D Bonds, and the expenses directly allocable to such issuance and sale are estimated by Applicant not to exceed the sum of \$2,000.

In addition to the pro forma Balance Sheet of Applicant at May 31, 1963, and a pro forma Income Statement of Applicant for the twelve months ending the same date which were introduced at the hearing as Exhibits D and E, respectively, Applicant's other supporting exhibits included a Statement of Earned Surplus of Applicant for the five months ending May 31, 1963, introduced at the hearing as Exhibit F. Exhibit G was a Statement of Capital Structure at May 31, 1963, on both an actual and pro forma basis, as shown below:

	<u>Actual</u>	<u>Pro Forma</u>
CAPITALIZATION: (5/31/63)		
First Mortgage and Collateral Trust Bonds:		
Series A, due 1965	\$322,000	\$322,000
Series B, due 1969	132,500	132,500
Series C, due 1969	90,000	90,000
Series D, due 1983	--	880,000
Total First Mortgage Bonds -	<u>\$544,500</u>	<u>\$1,424,500</u>
Common Stock and Surplus:		
Common Stock	300,000	300,000
Premium on capital stock	20,000	20,000
Capital stock expense	(523)	(523)
Earned surplus	<u>1,062,763</u>	<u>1,062,763</u>
Total Common Stock and Surplus -	<u>1,382,240</u>	<u>1,382,240</u>
Total Capitalization -	<u>\$1,926,740</u>	<u>\$2,806,740</u>
CAPITALIZATION RATIOS:		
Mortgage Bonds	28.3%	50.7%
Common stock and surplus	<u>71.7</u>	<u>49.3</u>
Total -	<u>100.0%</u>	<u>100.0%</u>

The basis for the Commission fee for the authority to issue the Series D Bonds will be \$880,000, less the amount of inter-company obligations to Plateau Natural Gas Company, \$296,803.

F I N D I N G S

THE COMMISSION FINDS:

That Applicant, Kansas-Colorado Utilities, Inc., a Kansas corporation, is a public utility as defined by 115-1-3, 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 foregoing Statement be made a part of these Findings by reference;

That the proposed issuance and sale by Applicant of \$880,000 principal amount of Applicant's First Mortgage Bonds, Series D, due March 1, 1983, as hereinabove set forth, is reasonably required and ne-

cessary for the Applicant's proper corporate financing;

That the proposed securities transaction is not inconsistent with the public interest; and that the purpose or purposes thereof are permitted by law and are consistent with the provisions of Chapter 115, Colorado Revised Statutes, 1953, as amended; and

That the Order sought should be issued, and should be made effective forthwith.

O R D E R

THE COMMISSION ORDERS:

That Applicant, Kansas-Colorado Utilities, Inc., be, and it hereby is, authorized and empowered to issue and sell a new series of its First Mortgage Bonds, Series D, due March 1, 1983 in the principal amount of \$880,000, at 100% of the principal amount thereof plus accrued interest to the date of sale, such Series D Bonds to be dated March 1, 1963, to bear interest at a rate of 5% per annum, and to be issued under and to be secured by the Indenture of Mortgage of Applicant to National Bank of Topeka, Trustee, dated May 1, 1945, and the indentures supplemental thereto, including the Sixth Supplemental Indenture to be dated as of March 1, 1963, substantially in the form of Exhibit H, introduced at the hearing.

That Applicant be, and it hereby is, authorized to use and apply the proceeds derived from the issuance and sale of the Series D Bonds for the retirement of an inter-company obligation to Plateau Natural Gas Company, in the amount of \$296,803 as of May 31, 1963, and to reimburse Applicant's treasury for money expended on plant facilities and improvements.

That the Series D Bonds authorized to be issued and sold hereunder shall bear on the face thereof a serial number for proper and easy identification; and that within ninety (90) days after the issuance and sale of said Bonds, Applicant shall make verified report to this Commission of such serial numbers placed on such Bonds as are initially issued;

That Applicant be, and it hereby is, authorized, in reflecting in its accounts the consummation of the financing outlined above, to

make and record the various accounting entries in accordance with the Uniform System of Accounts for Gas Utilities prescribed by this Commission;

That nothing herein shall be construed to imply any recommendation or guaranty of, or any obligation with respect to the Series D Bonds authorized hereunder, or the interest thereon, on the part of the State of Colorado;

That within ninety (90) days after the issuance and sale of said Series D Bonds, Applicant shall file with this Commission a conformed copy of the Sixth Supplemental Indenture to be dated March 1, 1963, covering the issuance of the Bonds authorized to be issued and sold hereunder;

That within ninety (90) days after the issuance and sale of the Series D Bonds, Applicant shall make a verified report to this Commission of the issue and disposition of said Bonds, the fees, commission, and expenses incident to such sale, accompanying such report with a new balance sheet reflecting the issuance and sale of said Bonds;

That the Commission retain jurisdiction of these proceedings to the end that it may make such further order, or orders, in the premises as to it may seem to be proper and desirable; and

That the authority herein granted shall be exercised from and after this date, this Order being made effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Amos B. Zorlengo
Howard B. Bell

Harold C. Hinton
Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1963.

original

(Decision No. 61197)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE ISSUANCE OF)
TEMPORARY CERTIFICATES OF PUBLIC)
CONVENIENCE AND NECESSITY UNDER)
CHAPTER 115, SESSION LAWS OF)
COLORADO, 1953.)

APPLICATION NO. 19982

August 12, 1963

S T A T E M E N T

By the Commission:

The Commission has received report from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, to the effect that an emergency will exist in the matter of trucks for the transportation of vine crops (watermelons, cantaloupes), as well as potatoes and onions, in the Counties of Pueblo, Bent, Otero and Prowers, State of Colorado, and that the emergency will continue for a period of approximately sixty days hereafter.

Request is made for an Order of the Commission relative to the issuance of temporary certificates of public convenience and necessity for the seasonal transportation of said crops in the Counties above set forth.

F I N D I N G S

THE COMMISSION FINDS:

That an emergency will exist because of the shortage in certificated trucks for the transportation of watermelons, cantaloupes, potatoes and onions, in the Counties of Bent, Otero, Prowers, and Pueblo, State of Colorado, and that public convenience and necessity require that temporary certificates should issue for the operation of motor vehicles for transportation of said crops, as provided by Chapter

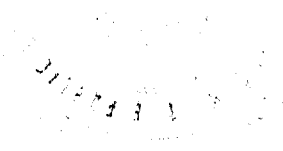


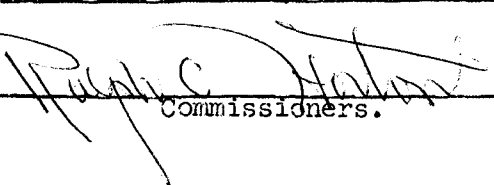
115, Article 9, Section 4, Session Laws of 1953, said certificates to be effective August 12, 1963, to and including October 10, 1963.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and are hereby, authorized to be issued for the operation of motor vehicles, for transportation of watermelons, cantaloupes, potatoes and onions, in the Counties of Bent, Otero, Prowers, and Pueblo, State of Colorado, said certificates to become effective August 12, 1963, and to continue in force up to and including October 10, 1963, no such certificate to issue for the transportation of such crops by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1963.

mls

original

(Decision No. 61198)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE ISSUANCE OF)	
TEMPORARY CERTIFICATES OF PUBLIC)	
CONVENIENCE AND NECESSITY UNDER)	
CHAPTER 115, SESSION LAWS OF)	<u>APPLICATION NO. 19983</u>
COLORADO, 1953.)	

August 12, 1963

S T A T E M E N T

By the Commission:

The Commission has received report from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, to the effect that an emergency will exist in the matter of trucks for the transportation of millet and sorghum crops, in the Counties of Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma, State of Colorado, and that the emergency will continue for a period of approximately sixty days hereafter.

Request is made for an Order of the Commission relative to the issuance of temporary certificates of public convenience and necessity for the seasonal transportation of said crops in the Counties above set forth.

F I N D I N G S

THE COMMISSION FINDS:

That an emergency will exist because of the shortage in certificated trucks for the transportation of millet and sorghum crops, in the Counties of Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma, State of Colorado, and that public convenience and necessity require that temporary certificates should issue for the operation of motor vehicles for transportation of said crops, as provided by Chapter 115, Article 9, Section 4, Session Laws of 1953,



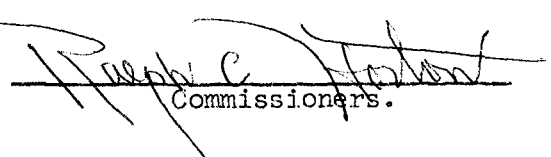
said certificates to be effective August 12, 1963, to and including October 10, 1963.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and are hereby, authorized to be issued for the operation of motor vehicles, for transportation of millet and sorghum crops, in the Counties of Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma, State of Colorado, said certificates to become effective August 12, 1963, and to continue in force up to and including October 10, 1963, no such certificate to issue for the transportation of such crops by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1963.

mls

original

(Decision No. 61199)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WESTWAY MOTOR FREIGHT, INC.,)
4350 KENDRICK STREET, GOLDEN,)
COLORADO.)
Respondent.)

CASE NO. 5248
ORDER TO SHOW CAUSE
AND
NOTICE OF HEARING

August 15, 1963

S T A T E M E N T

By the Commission:

The above-named respondent has been heretofore issued a certificate of public convenience and necessity, known as PUC No. 701, authorizing said respondent to engage in the business of a common carrier by motor vehicle for hire. Said certificate, which is presently in full force and effect, authorizes the following business, to-wit:

Transportation of freight and express as follows:

1. Between Denver, Colorado, and Golden, Colorado, and all intermediate points.
2. From and to all points within a radius of fifteen miles of Golden, Colorado, including Golden, Colorado.
3. From and to all points within said radius, to and from all points in the State of Colorado; provided, however, that all shipments shall originate or terminate west of the west boundary of the City and County of Denver, Colorado.

The files of this Commission disclose that the staff of the Commission has conducted an investigation of operations conducted by said respondent under said certificate, and the staff has advised the Commission that the investigation disclosed that said respondent, contrary to and in violation of the provisions of said PUC No. 701, has in the past and presently is transporting freight from the Western

Slope of Colorado to Denver, Colorado, without proper authority to so do and in violation of the Public Utilities Law, 1953 CRS 115-1-1 et seq.

F I N D I N G S

THE COMMISSION FINDS:

That sufficient cause exists for the holding of a hearing to determine the facts of said matter and to determine what Order or penalty, if any, should be entered by the Commission.

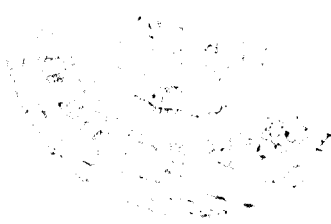
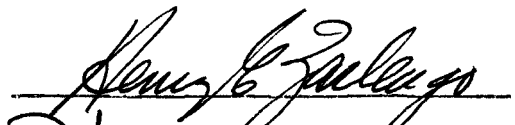
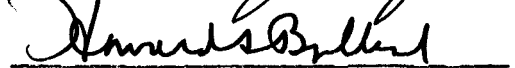
O R D E R


THE COMMISSION ORDERS:

That this Case be, and the same hereby is, set down for hearing before the Commission, at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, at 11:00 o'clock A. M., on September 6, 1963, at which time and place such evidence as is proper may be introduced, and oral arguments, if any, may be made.

That Respondent is directed to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, a cease and desist Order, or, if warranted, an Order cancelling and revoking said certificate.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 15th day of August, 1963.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
THE COLORADO-WYOMING RAILWAY COMPANY)	
FOR AUTHORITY TO WITHDRAW AGENCY)	
STATION AT SEGUNDO, LAS ANIMAS)	
COUNTY AND IN LIEU THEREOF TO OPEN)	<u>APPLICATION NO. 19904</u>
A NEW STATION AT THE ALLEN MINE,)	
LAS ANIMAS COUNTY.)	
- - - - -)	

- - - - -
August 15, 1963
- - - - -

S T A T E M E N T

By the Commission:

Pursuant to Rule No. 6 of this Commission's "Rules and Regulations Pertaining to Railroads and Express Companies Operating in the State of Colorado," The Colorado & Wyoming Railway Company, (Colorado & Wyoming), by C. Kirk, Secretary, filed its Petition requesting authority to close its Railway Agency office in the Town of Segundo, Las Animas County, Colorado, and to therewith open and provide complete railway agency service from a new station and office at Allen Mine, Las Animas County, Colorado.

In support of the instant request, Applicant explains that the reason for this change is the closing of the Frederick Mine, formerly operated by said Company's parent corporation, The Colorado Fuel and Iron Corporation, and the desirability of having the station located at the presently active mine from which substantially all traffic will be handled.

In further accordance with the above Commission rules herein, Colorado & Wyoming posted proper public notice at the Segundo station, describing the proposed change of Agency service, and indicating that public protests should be forwarded to the Public Utilities Commission at least ten (10) days prior to the proposed effective date of August 15, 1963. No protests have been received by the Commission.

Operations of the Colorado & Wyoming railroad in this area are for movement of coal from mine to main-line rail connections at Jansen. Coal moves from Jansen to Pueblo, Colorado, via Colorado & Southern, Atchison, Topeka and Santa Fe, and Rio Grande railroads, on a share-the-traffic basis.

Other freight items of machinery, lubricants, limestone and explosives, as hauled by Colorado & Wyoming Railroad, are either company-owned materials or CF&I merchandise. About twenty-five (25) carloads of cattle move during the year for handling at the Weston stockyards. Hence, service to the public is only a very minor part of the station operations. However, any public needs may be readily handled by the Agent who will be on duty at the Allen Mine Depot office.

In other investigations by the Commission, it was determined that the Station of Segundo was developed in conjunction with the nearby Frederick Mine and the Colorado Fuel & Iron Company miners' town of Valdez, Colorado. Coal mining operations were started in 1904 and continued until exhaustion of the coal supply when the mine was closed on May 8, 1961.

All CF&I mine facilities and housing have been removed, leaving the Town of Valdez practically obliterated. Meanwhile, extensive coal mining operations have been developed at the new Allen Mine some 15 miles to the west, and the railroad was also extended to a terminal at that point.

The former railroad operations of dispatching, car repairing, and equipment maintenance as handled at Segundo will also be transferred to the new facility at the Allen Mine.

By further inquiry, it was learned that coal mining production at the Allen Mine was started in 1951, when coal was being hauled by truck to the rail connection at Weston (9½ miles east). In 1952, the rail line was completed from Weston to the Allen Mine, which is now the main source of coal in the area. Modern mine structures and development are based on coal production for the next 50 years from this point.

Railroad facilities will consist of a new 4-Stall Round House and Maintenance Shop building. Included will be a Superintendent's office, depot office, rooms for crew lockers, showers, and a separate eating area. Public access is readily available by new roads with large auto parking area at the new shop and depot building.

From the above, it may be seen how it now becomes desirable for Applicant to re-locate its station to the active mine location where substantially all traffic will be handled. It appears also that no abandonment of service to the public is involved. Rather, it is only a transfer of location, since all station services will be provided at the more active terminal location.

In addition, the proposed change has received public notice in the area and no protest was received by the Commission; hence, the Commission determined to hear, and has heard, said matter forthwith, without further notice, upon the record and files herein.

F I N D I N G S

THE COMMISSION FINDS:

That it is informed in the instant matter and the foregoing Statement, by reference, is made a part of these Findings.

That public convenience and necessity in the Segundo area does not now justify continuation of a railroad agency office at that location.

That transfer of the Agency services from Segundo to Allen Mine is more in keeping with the current needs of the area.

That authority as sought in the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

That the foregoing Statement and Findings be made a part hereof, by reference.

That The Colorado & Wyoming Railway Company, Denver, Colorado, be, and hereby is, authorized to:

- (a) Withdraw and close its Agency Station in the Town of Segundo, Las Animas County, Colorado, and in lieu thereof, shall:
- (b) Establish, open and maintain a new Agency Station to be known as Allen Mine, Las Animas County, Colorado, for continuation of the former Segundo Agency services.

That the change in service shall be made effective on notice to this Commission and the general public by not less than one (1) day's filing and posting of new schedules in the customary manner.

That the Commission shall retain jurisdiction to make such further order, or orders, as may become necessary in the matter.

This Order shall become effective August 15, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry B. Fulem

Harold B. Bell

Joseph C. Heston
Commissioners.

Dated at Denver, Colorado,
this 15th day of August, 1963.

ea

original

(Decision No. 61201)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF ISSUANCE OF)	
TEMPORARY CERTIFICATES OF)	
PUBLIC CONVENIENCE AND NE-)	
CESSITY UNDER CHAPTER 115,)	<u>APPLICATION NO. 19984</u>
SESSION LAWS OF COLORADO, 1953.)	
-----)	

August 15, 1963

S T A T E M E N T

By the Commission:

The Commission has received report from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, to the effect that an emergency will exist in the matter of trucks for the transportation of corn and sugar beets, in the Counties of Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma, State of Colorado, and that the emergency will continue for a period of approximately sixty days hereafter.

Request is made for an Order of the Commission relative to the issuance of temporary certificates of public convenience and necessity for the seasonal transportation of said crops in the Counties above set forth.

F I N D I N G S

THE COMMISSION FINDS:


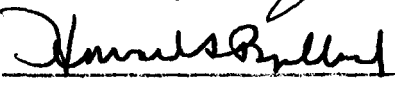
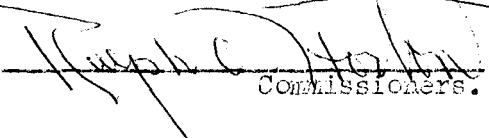
That an emergency will exist because of the shortage in certificated trucks for the transportation of corn and sugar beets, in the Counties of Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma, State of Colorado, and that public convenience and necessity require that temporary certificates should issue for the operation of motor vehicles for transportation of said crops, as provided by Chapter 115, Article 9, Section 4, Session Laws of 1953, said certificates to be effective September 20, 1963, to and including November 18, 1963.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and are hereby, authorized to be issued for the operation of motor vehicles, for transportation of corn and sugar beets, in the Counties of Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma, State of Colorado, said certificates to become effective September 20, 1963, and to continue in force up to and including November 18, 1963, no such certificate to issue for the transportation of such crops by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 15th day of August, 1963.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE CHANGES IN EXCEPTIONS TO THE)
CLASSIFICATION: RULES AND REGULA-)
TIONS AND A COMMODITY ITEM ON)
SULPHURIC ACID -----)

CASE NO. 1585

August 15, 1963

S T A T E M E N T

BY THE COMMISSION:

On July 19 and 24, 1963, The Colorado Motor Carriers' Association, Agent, by J. R. Smith, Chief of Tariff Bureau, filed the schedules referred to in Appendix "A", attached hereto, and published in its Local and Joint Freight Tariff No. 12-A, Colorado P.U.C. No. 11, scheduled to become effective August 23 and 29, 1963.

Under the provisions of Rule 18, Paragraph C-(1)-(A) of the 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.

The various changes are being made for the account of Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line, and Don Ward, Inc. The addition of a new grocery commodity to Item No. 380 is being proposed by Ringsby Truck Lines, Inc.

In support of the addition of pizza pie mix to Item 380, Wayne Lucore, Vice-President-Traffic, Ringsby Truck Lines, Inc., states in a letter dated May 24, 1963 to the Colorado Motor Carriers' Association that:

"The proposed commodity listing is class 60 in NMFC whereas many of the canned foodstuff items presently listed in the tariff are even higher than class 60. This commodity moves in mixed shipments with other canned products named in Item 380 and the transportation of the product is such that it deserves equal treatment with these other articles."
(NMFC denotes National Motor Freight Classification)

Items No. 940 and 1090 are amended to include the participation of Overland Motor Express, d/b/a Boulder-Denver Truck Line. The Chief of

Tariff Bureau for the association, by letter dated July 29, 1963, advised the Commission that said carrier is receiving calls for this type of service and in order that it may have a basis for charging for the service, the proposed publication is necessary.

Don Ward, President, Don Ward, Inc. supporting the reductions in rates on sulphuric acid in bulk in tank trucks, Item 1200, states in a letter dated July 22, 1963 to J. R. Smith, that the roads are now in better shape, particularly from Telluride to Rico, and coupled with this fact the shipper, Rico Argentine Mining had informed him that the rate of \$4.50 per ton is necessary or other arrangements for the transportation would be made. On a basis of 50,000 pounds, the load will produce, based on a round trip of 182 miles, sixty one cents per running mile. In the letter submitted by Ward as justification, the basis was predicated on a load of 50,000 pounds, however the published schedule reflects a minimum weight of 30,000 pounds, which on the 30,000 lb. basis would not sufficiently compensate the carrier. Special permission No. 14746 dated August 13, 1963, has been granted to the association to publish a 50,000 pound minimum weight factor in lieu of the 30,000 pounds.

Also requested in the special permission application was a request to publish a rate of \$6.60 per ton, minimum weight 50,000 pounds, to apply from Rico to Fruita, Colorado. In support of this rate, the application states the only effective rate is the class rate which is too high to attract the traffic. The \$6.60 rate will produce revenues of \$1.02 per loaded mile.

Previous decisions of the Commission prescribing rates on sulphuric acid from Rico, Colorado, are Nos. 45112, 47444, 48828, 50185, 50245 and 50654. The present rate to Uravan is 600 cents per ton of 2,000 pounds.

F I N D I N G S

THE COMMISSION FINDS:

That the provisions, rates and charges as set forth in the appendix hereof appear to represent just, fair and reasonable provisions, rates and charges and should be authorized and an order entered prescribing the same.

O R D E R

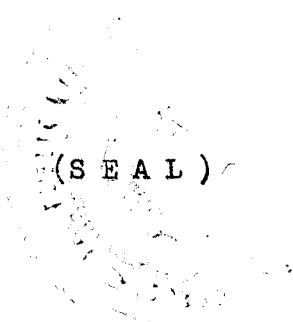
THE COMMISSION ORDERS, That:

1. The Statement and Findings be, and the same are hereby, made a part hereof.
2. This order shall become effective forthwith.
3. The rates, rules, regulations and provisions set forth in the Appendix "A", attached hereto, shall on August 23 and 29, 1963, be the prescribed rates, rules, regulations and provisions of the Commission.
4. All motor vehicle common carriers who are affected by the changes prescribed herein shall publish or cause to be published new tariffs reflecting the changes prescribed herein.
5. 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.
6. On and after August 23 and 29, 1963, all affected motor vehicle common carriers shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein prescribed, provided that call and demand motor vehicle common carriers shall be subject to the penalty rule of twenty (20) per cent, except not applicable in conjunction with Item No. 1200.
7. On and after August 23 and 29, 1963, all private carriers by motor vehicle operating in competition with any motor vehicle common carriers, affected by this order, shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed, provided that Class "B" private carriers shall be subject to the penalty rule of twenty (20) per cent, except not applicable in conjunction with Item No. 1200.
8. 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.
9. 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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Alvin J. Farlango
Harold B. Bell

Joseph E. Horton
Commissioners

Dated at Denver, Colorado
this 15th day of August, 1963.

lhs

APPENDIX "A"

Changes effective August 23, 1963

COLORADO MOTOR CARRIERS' ASSOCIATION, AGENT Local and Joint Freight Tariff No. 12-A Colorado P.U.C. No. 11

Exceptions to Ratings of The Governing Classification		
Item No.	Articles	Class Rating

11th Revised Page No. 69

Groceries, packed in accordance with Classification requirements, viz.: (concluded)

380

/ (R) Pizza pie mix, consisting of flour, sauce and yeast, with or without other ingredients.

55

The provisions of this item will not apply via or in connection with Allen Transfer Co.; Frederic A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Lowell E. Brooks and Wendell B. Brooks, d/b/a Brooks Transportation Company; G. O. Anderson, d/b/a Castle Rock Transfer; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; Interstate Motor Freight Lines, Inc.; Thomas D. Lane. d/b/a Thomas D. Lane Truck Lines; Miller Bros., Inc.; Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; Red Ball Motor Freight, Inc.; Rio Grande Motor Way, Inc. (Subject to Item No. 690); United-Burkingham Freight Lines; Westway Motor Freight, Inc., and Yuma County Transportation Co.

Subject to Note 2 on Page 59

****Various commodities not pertinent hereto

Rules and Regulations		
Item No.	Application	

2nd Revised Page No. 93-B

MORE THAN ONE DELIVERY AT DESTINATION:

Any shipment from one shipper at one point of origin, on one bill of lading, received by the carrier in one day, of the required minimum weight, as indicated in Items No. 60, / (R) 65 or / (R) 355, and on which charges are based on the provisions of Items No. 60, / (R) 65 or / (R) 355 herein, will be allowed one extra delivery at destination subject to the following conditions.

- A charge of \$7.50 for the extra delivery shall be assessed in addition to all other lawful charges;
- Shipper must specify on the shipping order the name of the consignee and delivery address to which the extra delivery is to be made and a description of the quantity to be unloaded at the additional delivery stop;
- The additional delivery stop must be within the corporate or city limits of the destination points;
- All charges must be prepaid or all collected from one consignee at point of destination which must be plainly specified on shipping order.

940

(This item applies only via Frederic A. Bethke, d/b/a Bethke Truck Lines; / (R) Overland Motor Expresss, Inc., d/b/a Boulder-Denver Truck Line; Larson Transportation Company; Red Ball Motor Freight, Inc.; Ringsby Truck Lines, Inc., and Rio Grande Motor Way, Inc.)

Item No.	Rules and Regulations	Application
----------	-----------------------	-------------

5th Revised Page No. 99

STOPPING-IN-TRANSIT:

(Applies only via Frederic A. Bethke, d/b/a Bethke Truck Lines; / (R) Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Denver-Loveland Transportation, Inc.; Larson Transportation Company; North Eastern Motor Freight, Inc.; Red Ball Motor Freight, Inc.; Rio Grande Motor Way, Inc.; Westway Motor Freight, Inc., and Wright Motor Lines, Inc.)

Except as otherwise provided herein, shipments upon which charges are based upon a weight of 10,000 pounds or more, may be stopped in transit at a point, or points, between the point of origin and the point of final destination for the purpose of either partial loading or unloading (but not both at the same point), providing that the stop-off point or points are directly intermediate to the point of final destination via the route over which the rate to such final destination applies, subject to the provisions of paragraphs (A), (B), (C), (D) and (E), below.

1090

(A) The bill of lading shall show at what point, or points, the shipment is to be stopped off for partial loading or partial unloading, the name and address of the party to receive, or to load, the freight at such stop-off point, and a description of that part of the shipment to be loaded or unloaded at the stop-off point.

(B) The charge for each stop-off in transit for partial loading or partial unloading shall be \$7.50 per stop, in addition to all other applicable charges.

(C) Upon shipments stopped off for partial loading, the charges shall be determined on the basis of the minimum weight, or actual weight when greater, of the entire shipment, and at the rate applicable to the final destination point from that point where any portion of the shipment was loaded from which the highest charges are applicable. Upon shipment stopped off for partial unloading, the charges shall be determined on the basis of the minimum weight, or actual weight when greater, of the entire shipment, and at the rate applicable from the original point of origin to that point where any portion of the shipment is delivered to which the highest charges are applicable.

(D) The provisions of this item will not apply to C.O.D. or "Order Notify" shipments.

(E) All charges on shipments moving under this rule must be prepaid.

Changes effective August 29, 1963

SECTION No. 2
Commodity Rates
(For Application, see Page No. 190 of tariff)

Item No.	Commodity	From	To	Rates
17th Revised Page No. 191				
1200	Acid, sulphuric, in bulk in tank trucks, minimum weight 30,000 pounds. ① Rates in cents per ton of 2,000 pounds ② Applies via Don Ward, Inc. ③ Applies via Gunnison Truck Line (Not subject to Item 960) Ⓟ# Subject to Minimum weight 50,000 pounds ****	Rico, Colo.	Durango, Colo.	① 500
			Ⓟ Fruita	#② 660
			Grand Jct.	② 760
			Gunnison Mining Co. Mill located approximately 2 miles southwest of Gunnison, Colo.	② ③ 760
			Ignacio Colo.	② 610
			Maybell Colo.	② 1280
			Naturita Colo.	② 580
			Rifle Colo.	② 880
			Slick Rock Colo.	② 560
			Uravan Colo.	#② ③ 450

****Balance of item not shown as not pertinent

Ⓟ denotes addition

Ⓜ denotes reduction

Ⓟ denotes addition per Special Permission No. 14746 dated August 13, 1963.

IN THE MATTER OF THE APPLICATION OF)
PLATEAU NATURAL GAS COMPANY, 20)
BOULDER CRESCENT, COLORADO SPRINGS,)
COLORADO, FOR AN ORDER AUTHORIZING)
THE ISSUANCE OF \$659,813 OF SUBOR-)
DINATED PROMISSORY NOTES AND 120,000)
SHARES OF ITS COMMON STOCK.)

APPLICATION NO. 19970
Securities

S T A T E M E N T

By the Commission:

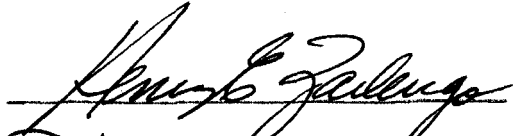

Upon consideration of the application filed
August 8, 1963, by Plateau Natural Gas Company, a corporation,
in the above styled matter:

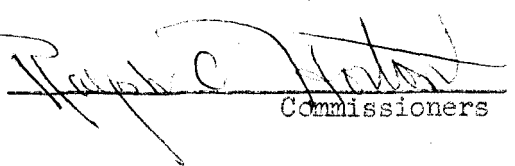
O R D E R

THE COMMISSION ORDERS:

That a public hearing be held, commencing on September 4,
1963, at 10:00 o'clock A. M., 532 State Services Building,
Denver, Colorado, respecting matters involved and issues presented
in the proceeding. Any interested municipality or any representa-
tive 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 proceeding. Inter-
vention petitions should be filed with the Commission on or before
August 29, 1963 , 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 15th day of August, 1963.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
SOUTHERN UNION GAS COMPANY FOR A)
DETERMINATION FOR RATE-MAKING PUR-)
POSES OF THE REASONABLE VALUE OF)
ITS GAS PROPERTIES DEVOTED TO PUB-)
LIC USE, THE FAIR RATE OF RETURN)
THEREON AND THE GROSS REVENUES TO)
WHICH APPLICANT MAY BE ENTITLED.)
-----)

APPLICATION NO. 19407

August 19, 1963

Appearances: Barry and Boyle, Esqs.,
Denver, Colorado, by
John R. Barry, Esq.,
and
A. S. Grenier, Esq.,
Dallas, Texas, and
James R. Wetherbee, Esq.,
Dallas, Texas, for
Applicant;
Emigh and Emigh, Esqs.,
Durango, Colorado,
and
Leonard M. Campbell, Esq.,
Denver, Colorado, for
the City of Durango;
Everett R. Thompson, Denver,
Colorado, and
J. M. McNulty, Denver, Colo-
rado, for the Staff of
the Commission.

S T A T E M E N T

By the Commission:

The Southern Union Gas Company, hereinafter referred to as either "Southern Union" or "Applicant," on October 18, 1962, filed an application with this Commission for a determination for rate-making purposes, of the reasonable value of its gas properties in Durango and La Plata County, Colorado, devoted to public use, the fair rate of return thereon, the gross revenues to which Applicant may be entitled, and to make such further findings and Orders in the premises as might be just and proper.

The matter was set for hearing in Durango, Colorado, on February 26, 1963, after notice had been duly given to all interested parties, including the City of Durango, the Durango Chamber of Commerce, and the Durango Herald in Durango, Colorado. Written protest by the City of Durango was filed with the Commission on February 21, 1963. The protest, as filed, raised the question of jurisdiction of this Commission and this question of jurisdiction was covered in the briefs submitted herein.

The hearing in Durango was held on February 26 and 27, 1963, was then recessed and reconvened in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, on April 2, and continued on the 3rd, and concluded on the 4th day of April, 1963. At the hearing in Durango, Applicant submitted its case in chief. At the hearing in Denver, cross-examination was held on Applicant's case, the Staff of the Commission, hereinafter referred to as "the Staff," presented its evidence, and cross-examination of the Staff and rebuttal by the Company was held and concluded. Applicant submitted and testified to a total of 28 Exhibits, the Staff sponsored a total of 10 Exhibits, and the City of Durango, Protestant, introduced 5 Exhibits. At the conclusion of the hearing in Denver, the matter was taken under advisement, and Applicant and the City of Durango were permitted to file Briefs. The final brief of the City of Durango was filed with the Commission on July 26, 1963.

Applicant is a corporation duly organized and existing under and by virute of the laws of the State of Delaware, and is qualified to do business in the State of Colorado as a foreign corporation. Applicant is a public utility subject to the jurisdiction of this Commission under the laws of the State of Colorado, and is engaged directly or through wholly-owned subsidiaries in the business of producing, purchasing, transporting, distributing and selling natural gas in various communities in the States of Texas, New Mexico, and Arizona, and in and adjacent to the City of Durango and elsewhere

in La Plata County, Colorado. Applicant's principal office is located in the Fidelity Union Tower, Dallas 1, Texas, and a local office is maintained in Durango, Colorado.

Natural gas service was originally started in Durango in the year of 1928. Prior to this time, gas had been discovered in both the Barker Dome and Ute Dome fields, which fields are located in New Mexico, approximately thirty miles south of Durango. The Hope Engineering Company originally contracted to buy gas from the Ute Dome field, and through two subsidiary companies, the Mesa Grande Pipeline Company and the Durango Natural Gas Company initiated gas service to Durango. In about the year 1930, Southern Union acquired both the Mesa Grande Pipeline Company and the Durango Natural Gas Company, and continued to render gas service to Durango and its environs. With the passage of the "Holding Company Act" in 1935, Southern Union sold the stock back to Hope Engineering, thereby divesting itself of any interest in the Mesa Grande and Durango Natural Gas Companies. In November 1951, Hope Engineering sold the properties supplying gas to Durango to Gerald Schlessman of Denver, who operated such properties until 1949, when he, in turn, sold such properties back to Southern Union Gas Company. This Commission approved the acquisition of the Durango Natural Gas Company by Southern Union from the said Gerald Schlessman in Application No. 9923, Decision No. 32408, of April 21, 1949. During the period of Gerald Schlessman's ownership of the Durango Natural Gas Company, gas production from the Ute Dome field declined and Southern Union Gas Company helped supply gas to Durango under a gas loan agreement approved by the Federal Power Commission. At the time that Southern Union took over in 1949, it was necessary to find additional supplies of gas and this was accomplished initially by gas taken from the Barker Dome field. As the amount of available gas from this source was declining rapidly, Southern Union embarked upon a drilling and development program which resulted in the completion of some twenty gas wells in a portion of the Blanco-Mesa Verde gas

field, located in La Plata County, Colorado. Applicant also obtained an additional gas supply in La Plata County for service to Durango. In 1958, Applicant obtained authority from the Federal Power Commission, in Docket No. G-12181, to abandon, as uneconomical, a portion of the gas transmission line connecting Durango with the old and substantially depleted supply of gas from the Ute Dome and Barker Dome fields in New Mexico. At the present time, Applicant and its subsidiaries have a fully integrated and wholly intrastate gas supply operation, serving Durango and environs in La Plata County, Colorado. However, for peaking purposes, if necessary, Applicant can exchange gas with the El Paso Natural Gas Company, an interstate pipeline company, by taking gas in Colorado from said Company and replacing it later to the mutual benefit of both parties.

The production gas properties owned by Applicant have all been transferred to and are now being operated by its wholly-owned subsidiary, Southern Union Production Company, and the related gathering facilities, with minor exceptions, are owned and operated by Southern Union Gathering Company, also a wholly-owned subsidiary of Applicant. The Gathering Company's lines are connected to 25 wells in La Plata County and the gas is transported from the well mouth to points of delivery at or near the southern terminus of Applicant's Durango main line. Four additional wells are connected to such main line by gathering lines owned by Applicant. For the most part, Applicant has life-of-the field contracts for production from the wells.

At the time Applicant re-acquired the Durango property in 1949, there were approximately 1,454 customers being served and the gross original cost of the property was about \$379,000. As of December 31, 1961, the Company was serving about 3,471 customers and the original cost of the property devoted to Durango's service had risen to \$1,629,000. This latter figure does not include an investment of approximately two and one-fourth million dollars by the Production Company in Colorado used for the purposes of supplying gas to Durango.

Durango is classed as a "Home Rule City" and its Home Rule status predates the Public Utilities Commission Act under which this Commission is presently constituted. Prior to the passage of the so-called "Home Rule Amendment" in 1954, this Commission did not regulate the rates and service of the Durango Natural Gas Company within the City of Durango. Subsequent to 1954, however, this Commission has exercised jurisdiction over Applicant. Applicant is operating in Durango by virtue of a franchise, Ordinance No. 790, effective April 22, 1949, for a period of twenty-five years. A copy of the franchise was introduced herein as Exhibit "D" and the Company's acceptance of the franchise was also filed as Exhibit "E". The rates for gas service in Durango are contained in the franchise and these same rates have been on file with this Commission since April 22, 1949, the effective date of the franchise. These rates apply to both residential and commercial customers in Durango and in the adjacent areas outside the corporate limits. Other rates for gas service not covered in the franchise have subsequently been filed by Applicant in accordance with the rules and regulations of this Commission. There has been no change in the rates as filed with this Commission and as covered in the franchise since 1949. No formal determination of the value for rate-making purposes of the properties used and useful of Applicant and its wholly-owned subsidiary dedicated to the rendition of gas service within the State of Colorado has ever been made by this Commission. Applicant and its predecessor, under the ownership of the said Gerald Schlessman, were required to keep the books of account on an original cost basis and in accordance with the Uniform System of Accounts as prescribed by this Commission.

JURISDICTION OF THE COMMISSION

The City of Durango, a home-rule city under the provisions of Article XX of the Constitution of the State of Colorado, entered into a twenty-five-year franchise agreement with the Southern Union Gas Company, which franchise was approved by the qualified voters of Durango on April 12, 1949, and was duly accepted by the Southern Union

Gas Company on April 22, 1949. At the time of the execution of this franchise, Durango, as a home-rule city, had full power to regulate the rates to be charged by the Southern Union Gas Company in the City of Durango. Such power was vested in home-rule cities by the said Article XX. However, the voters of the State of Colorado, on November 2, 1954, passed an amendment to the Constitution of the State (Article XXV), vesting jurisdiction in The Public Utilities Commission of the State of Colorado to regulate the facilities, services and rates and charges therefor of public utilities serving, inter alia, in home-rule cities. This amendment became effective as of the date of passage.

It is the opinion of the Commission, and the Commission so holds, that under the provisions of Article XXV of the Constitution of the State of Colorado, the Commission has jurisdiction in the present proceedings. The protest of the City of Durango to the jurisdiction of the Commission is hereby over-ruled and denied.

RATE BASE

At the hearing, Applicant submitted testimony and exhibits to show that its books of account are kept on an original cost basis, and included as a part of Exhibit No. 3, a letter from the Federal Power Commission dated September 6, 1950, suggesting the book entries Applicant should make on its books as a result of the purchase of the Durango Natural Gas Company in 1949 from the said Gerald Schlessman. The exhibits submitted at the hearing show not only the original cost of the Durango Natural Gas Company, but also the original cost of Southern Union Gathering Company plant located in Colorado and devoted to gas service to supply Durango. These costs are all brought forward to the end of the test year, being December 31, 1961. At the time that Applicant acquired the properties from the said Gerald Schlessman, and in accordance with the Federal Power Commission's letter, Gas Plant Acquisition Adjustment was written off to surplus, and, therefore, is not a part of the proposed rate base herein.

The Company has proposed, in Exhibit No. 9A, a fair value rate base of the properties of the Southern Union Gas Company and Southern Union Gathering Company, the principal elements of which are (1) Net Original Cost, and (2) Reproduction Cost New less Observed Depreciation, with equal weight given to each, to arrive at a total fair value of \$1,667,653.55. Working Capital has also been included in the above figure and we will discuss this element in more detail later herein. The above rate base is predicated on year-end figures rather than an average rate base for the test year. The Staff submitted a rate base predicated on net original cost of plant in service at the end of the test year of the property used and useful for service to Durango, including Southern Union Gas Company properties and that portion of the Southern Union Gathering Company properties used in Colorado. This rate base, together with certain other elements, included therein, is shown on Staff Exhibit 6 A in the amount of \$1,279,956. There is no disagreement between the Staff and the Applicant as to the net original cost of the properties of Applicant and its subsidiary Gathering Company, used and useful in Colorado. The major element of difference between the Applicant and the Staff in the computation of the applicable rate base is that the Staff used original cost alone, whereas Applicant used both original cost and reproduction cost.

To arrive at the reproduction cost, Applicant used the Handy-Whitman Index. The applicable index number was applied to the particular item of property for the year installed in order to arrive at the present day cost. The index number for the Plateau division of the Handy-Whitman Index was used since this is the area that would include Colorado. In certain instances, the index was not used and the reproduction cost was figured from data available from Company records. To arrive at the net plant on Replacement Cost New basis, the witness used "so-called" observed depreciation to arrive at the Percent Condition of the property.

After considering all of the evidence introduced, it appears to the Commission that the evidence submitted by the Applicant as to the Reproduction Cost New of the plant used and useful in the Durango operation is, in reality, no more than an educated guess, and that the evidence as to observed depreciation is simply an office estimate as to the actual physical condition of the plant. On the evidence submitted, it would be impossible for the Commission to make a factual determination of either the Reproduction Cost New or the actual depreciation. Under such circumstances, the Commission will not deviate from its normal procedures in utilizing original cost figures as a major element to determine the applicable rate base.

Other elements considered, both by the Applicant and the Staff, in determining the applicable rate base, consisted of Work in Progress, Materials and Supplies, Prepaid Expenses, Working Capital, Cost of Property Loaned to Customers, Net Deposits, Depreciation and Contributions. The Staff and the Applicant were in agreement on the following items to be included in the rate base and as to the dollar amounts thereof -- Work in Progress, Materials and Supplies, and Prepaid Expenses. The Staff excluded from its rate base entirely the items designated as Property Loaned to Customers and Net Deposits. Both the Staff and the Company has included an item for Working Capital, but there is considerable variation as to the amount of this item.

Property Loaned to Customers in the amount of \$3,017, as stated, was excluded by the Staff. The \$3,017 consists of two items, Materials Loaned to Schools in the amount of \$1,042, and Gas Loan to Producers-Supplier in the amount of \$1,615. Materials loaned to schools are primarily for the purpose of sales promotion, and therefore, not properly a part of Working Capital for rate-making purposes. Consequently, we will not include this item. The second item is more in the nature of a prepaid expense and should be included in the rate base as such. The Company, in effect, paid for the gas and when it is returned, the customers will benefit with no further charge. We will allow this item as a prepayment.

Cash Working Capital has been included by the Staff and this follows the usual form based on forty-five days' expenses, excluding depreciation and taxes with an offset of 50% of State and Federal and property taxes, leaving a net working capital of \$17,022. The Company, in its presentation, considers two items: one, "Cash Working Capital," and two, "Net Deposits." The supporting schedule in Exhibit 8-A, introduced by the Company on Cash Working Capital, takes into account not only a time lag before the receipt of revenues in regard to expenses, but also includes such items as Bank Deposits over Minimum Balance, Accounts Receivable, Interest Receivable, Sinking Fund Deposits, against which have been credited such accounts as Accounts Payable, Accrued Taxes Payable, Accrued Interest Payable, Securities and Dividends Payable, Tax Collection Payable, and Wages Payable. Under the item "Net Deposits," the Company has included minimum Bank Balances, Special Deposits, Petty Cash Deposits, Investments, with a credit for "Contribution by Customers." Both the items "Cash Working Capital" and "Net Deposits" were either assigned directly to Colorado, where applicable, or allocated to Colorado on a pro rata basis.

We believe there should be included in the rate base an element for Cash Working Capital to provide for the payment of current bills necessary in the operation of the gas company prior to the time the Company has received revenues from its customers to take care of these expenses. There was considerable testimony in the record in an endeavor to distinguish between "Cash Working Capital" and "Corporate Working Capital." Without trying to define the distinction, if any, the "Cash Working Capital" to be included in the rate base in the instant proceeding is that amount of money needed by the Company, not provided by the rate payer, to take care of the lag between the time the bills are paid and revenues are received from the customers to pay these expenses. Accordingly, the method used herein by the Staff to compute the proper amount of "Cash Working Capital" to be included in the rate base is correct, and we will accept as "Cash Working Capital" the amount of \$17,022.

There was no disagreement between the Applicant and the Staff in regard to the Depreciation Reserve or Contributions in Aid of Construction to be deducted from the rate base, and we will accept these items.

There are two other items that the Staff did not include in its rate base which we believe merit consideration and which we believe should be included. One item in the amount of \$2,949.60 is a court deposit for the benefit of the Ute Indians for a settlement of damages. This money was deposited to take care of the extent of any damages resulting to the lands owned by the Indians as a result of pipe line installations made by Southern Union on rights-of-way on said lands. The exact amount is as yet to be judicially determined, but when it is, it will be included in the plant accounts as the cost of right-of-way. Since we do not know the exact amount, we will allow for the purpose of this proceeding, \$1,500, and will include it as work in progress in the rate base. The second item represents special deposits made with the Company's insurance agents, advertising agency, and with airlines to obtain the issuance of air travel cards to employees of the Company in the amount of \$551. This item is in the nature of a prepaid expense and will be so included in the rate base. The total amount of the adjustments to be made to the Staff's rate base is \$3,666, which includes the previously mentioned Gas Loaned of \$1,615. Adding the above adjustments to the proposed rate base, as set forth in Exhibit 6A, we arrive at a resulting rate base of \$1,283,622 as being the reasonable value of property of Applicant in Colorado devoted to public use for the supplying of gas service. We have considered all of the items as enumerated by both Applicant and the Staff, and other than those set forth above, we do not feel that they merit inclusion in the rate base and therefore have not included them.

Both the Applicant and the Staff have included as Plant in Service not only the plant of Southern Union Gas Company but also that part of the wholly-owned subsidiary, Southern Union Gathering

Company, plant and equipment devoted to service in Colorado. No plant and equipment has been included in the rate base of the wholly-owned subsidiary, Southern Union Production Company, and the reason therefor will be discussed subsequently.

INCOME AND EXPENSES

Applicant and the Staff submitted exhibits in regard to Income and Expenses. The calendar year 1961 was selected by the Company as the test year and adjustments were made to reflect, with minor exceptions, known changes within this period. After the adjustments made by the Company, the Net Operating Revenue, as shown on Exhibit 12-A, amounted to \$53,760.50. Staff Exhibit 1-A, after adjustments, shows Net Operating Revenues in the amount of \$54,116. The dollar difference between the two exhibits is not significant, but certain of the elements and adjustments that were used to arrive at the Net Operating Revenues as Adjusted must still be examined.

One of the problems in setting rates for a gas company is the element of weather. It can be readily seen that in any particular year, if the weather is extremely cold, the Company will sell more gas than if it is warm. Adjustments have been made for weather by both the Company and the Staff. Two different methods were used for weather "normalization" and there is a difference in dollars of approximately \$9,000 in revenue as between the two methods. The Staff has used a degree day deficiency method based on a ten-year average of degree day deficiency in Durango, while the Company has used a five-year average of actual use per customer. This Commission in other rate proceedings involving gas normalization has utilized the degree day deficiency method, and we are not now adverse to this approach. In the instant matter, however, there is merit to the method used by the Company, and we will accept this method in this proceeding. However, the five-year period selected by the Applicant may be too short a time to arrive at a proper average. We would prefer a ten-year average, but it is evident in this record that the use

of a ten-year average would have involved other variables, since the same type of data was not available for the full ten years as was used in arriving at the five-year average. At best, the problem of normalization is an estimate and the more of the above variables that can be eliminated the more reliable the estimate. In accepting the five-year average proposed by the Applicant herein, we are not thereby setting a precedent. In accepting the amount of \$15,299.52 Sales Revenue Adjustment for weather, as shown on Applicant's Exhibit 11-A, we will also accept the corresponding adjustment for gas purchases on the same Exhibit in the amount of \$2,945.28. The only other item of any magnitude upon which there was a difference between the Staff and the Company, was the revenue adjustment for customers added during 1961 and the corresponding gas expense. Since we are adjusting for known changes in the test year, we will accept this adjustment as made by the Company and as set forth on Exhibit 11-A. On this same Exhibit, the Company has made all the necessary adjustments in other expenses for customers added during 1961, and we also accept these adjustments. The effect on net operating revenue after accepting the adjustments as proposed by the Company for the test year is shown on Exhibit 12-A in the amount of \$53,760.50, and we accept this adjusted figure for the test year. Applying the Net Revenue as Adjusted by the Company to the Rate Base of \$1,283,622 previously determined, we find that the Company had a Rate of Return for the Test year as Adjusted in the amount of 4.19%.

There is one other element that is material in this proceeding and that is the matter of the cost of gas. With the exception of certain exchange gas which Applicant obtains from El Paso Natural Gas Company, the bulk of the gas is purchased from its two wholly-owned subsidiaries, the Southern Union Production Company and Southern Union Gathering Company. The purchase contracts have been introduced in this record as exhibits, and Applicant has also submitted exhibits showing the rate of return earned by the Production Company on its properties located in Colorado. Southern Union Gas purchases from the

Gathering Company and the Production Company at the rate of 13¢ per MCF on the pressure base 15.025 psia. This is the price as set forth in the contracts introduced as evidence herein. None of the contracts submitted herein are subject to the Federal Power Commission since the gas is produced and consumed wholly within the State. As a result of the evidence and testimony in this proceeding, we believe that the price of gas paid by Southern Union Gas Company is fair and reasonable and we accept it as such. As a result of the acceptance of this purchase price, it is not necessary herein to use the "Rate Base" approach on the production property. Because of the low deliverability of production wells in Colorado, Applicant has had trouble in meeting its peak-day demands in Durango and has had occasion to obtain gas from El Paso Natural Gas to meet its commitments. A cost of 15.5¢ per MCF has been agreed to with El Paso for this exchange gas and under the circumstances, we also feel that this is fair and reasonable and will accept it for this proceeding.

At the beginning of the hearing in Durango, it was rumored that the mill of the Vanadium Corporation of America, a large user of gas, which was being supplied by Applicant, might close down. Subsequently, a statement was made for the record that the VCA mill was in fact closing down. Applicant, at the hearing in Durango, stated that the Company might desire to re-open its case in chief to reflect the closing of the Vanadium Mill. Whether to present additional testimony or not was left to the discretion of Applicant and its management.

In a rate case, it is necessary for a test period to be determined in order, inter alia, that the Commission may have a complete picture of the operations of the Applicant. Normally, the test period used is a year, as this covers the complete operation of the utility in question through the four seasons of the year. Again, generally speaking, the calendar year is used as the utilities' annual reports are required by the Commission regulation to be filed

on a calendar year basis. Likewise, audit reports are available, both to the Applicant and the Commission based on a calendar year.

Normally, the test year is adjusted to take care of known changes within said test year to reflect these changes for the entire period of the test year. When something occurs after the test year, it is unfair to the Company or the customer, if a single or a few particular items are adjusted without making adjustments for all changes that have occurred subsequent to the test year. In other words, if an adjustment is to be made out of period, perhaps the fairest method to follow is, in effect, to move the date of the test year to a new period of time and again make all adjustments for known changes in the new period. It can readily be seen that unless a definite time is selected and adjustments made only through that period of time, a rate case could never be concluded, as conditions would continue to change even as the hearing progressed.

Although the closing of the said mill is a fact, it occurred subsequent to the test year herein. We have therefore not considered said factor in the instant case. Furthermore, the Applicant was given an opportunity to elect to re-open its case in chief to reflect all the known changes that had occurred up to and including closing the the mill, but did not choose to do so. Under such circumstances, it is our opinion that we must confine our considerations to the test year upon which Applicant has elected to proceed, namely, the year of 1961.

COST OF MONEY AND RATE OF RETURN

It is apparent that the rate of return for the test year, as adjusted, in the amount of 4.19%, is inadequate for Applicant to continue to meet all of its operating expenses, including depreciation and taxes, to meet the fixed charges on its debt and preferred stock with enough left over to pay dividends on its common stock with some addition to its surplus. Witness for the Company testified at the hearing that Applicant herein had to compete in the money market

in order to raise funds for the business. In order to do this he felt that Southern Union was entitled to a rate of return that would make an investment in Southern Union as attractive as an investment in other enterprises of comparable risk.

An examination of the exhibits submitted by the Company reveals that the cost of capital when related to the fair value investment rate base as proposed by the Company would be 6%. In arriving at the cost of capital, the Company has divided the capital structure into two parts, i. e., 47.37% debt and 52.63% equity. Included in the common equity section by the Company is the Preferred Stock, Convertible Preferred Stock, Common Stock, Surplus and Cash Working Capital. To this total equity section a 10.2% cost of capital was imputed. We feel that this procedure is in error, and in this instance, in at least two particulars. To include preferred stock, which carries a fixed rate, but to imply the overall need of 10%, which is in excess of the requirements for preferred, is to exceed the need for said preferred stock. The second error as we see it is to include in the capital structure the item of cash working capital. This item has already been considered by the Commission in the computation of the rate base. On cross-examination, the witness could give no precedent for this approach, nor, in our opinion, did he support with valid reasons the inclusion of such an item in the capital structure. The Commission is unaware of any accounting theory which would justify the inclusion of cash working capital as an item in the capital structure of a corporation. Cash working capital, of course, may come from the capital structure of the Company, but is not an element of such structure. As a result of the two items mentioned, the cost of the common equity as set forth by the Company is overstated.

The capital structure of the Applicant as of the end of the test year, consists of three elements; namely, Debt, 48.35%, Preferred Stock, 24.45%, and Common Equity, 27.20%. The cost of outstanding debt is 4.5%, and the cost of the preferred stock is 4.9%

on a weighted basis, each as of the end of the test year. Applying these capital ratios to the weighted cost of debt results in an overall cost, of debt in the amount of 2.18%, and of preferred stock in the amount of 1.20%, as shown on Staff Exhibit 9. The element left to be determined by the Commission therefore is the common equity portion in the cost of capital.

Before proceeding with such determination, it is necessary to refer briefly to the fact that a portion of the outstanding preferred stock of Applicant during the test year was convertible to common stock under specified conditions. Testimony introduced at the hearing established that a substantial portion of the convertible preferred stock was, in fact, converted to common stock in the year following the test year. We have not considered this change as it did not occur in the test year. As we have heretofore stated, Applicant selected as a test year the calendar year of 1961. Applicant had the opportunity to re-open but did not do so. Under such circumstances, we again state that we must confine consideration to the factual situation existing in the test year.

As has been mentioned previously, Southern Union Gas Company operates in other states besides Colorado. In fact, the Colorado portion of its total plant investment is only slightly over 1%. However, because its investment in Colorado is a small percent of the total, is not to infer that the Company is not entitled to a fair rate of return on the plant devoted to use in Colorado. Colorado should carry its share, neither expecting a subsidy from the other operations, nor paying a premium.

Southern Union Gas Company in its financing appears as a consolidated company, i. e., including its wholly-owned subsidiaries, Southern Union Production Company and Southern Union Gathering Company. In determining the rate base for gas service in Colorado, we have accepted those properties of the Gathering Company devoted to service in Colorado. We have eliminated from the rate base any properties

operated by the Production Company and in lieu thereof have accepted the cost of gas set by the Production Company.

In arriving at our rate of return, we have considered the testimony of the witness in regard to financing, together with the needs of Applicant, in order for it to pay its fixed charges on its debt; to pay dividends on its preferred stock; and to allow sufficient earnings on the common stock to enable it to attract equity capital. In view of all of these elements, we believe that a rate of return of 6.4% is fair and will enable Applicant to render gas service in Colorado in accordance with the conditions stated.

A rate of return of 6.4% represents a rate on the common equity of 11.10% and will produce earnings of \$1.55 per share on the common stock allocated to Colorado. This overall rate of return when applied to Applicant's capital structure at the end of the test year would give the following cost of capital:

<u>Component</u>	<u>Percent of Capital</u>	<u>Rate</u>	<u>Cost</u>
Debt	48.35%	x 4.50% =	2.18%
Preferred Stock	24.45%	x 4.90% =	1.20%
Common Equity	<u>27.20%</u>	x 11.10% =	<u>3.02%</u>
	100.00%		6.40%

Applying the 6.4% rate of return to the rate base of \$1,283,622 would entitle Applicant to net operating revenues in Colorado of \$82,152. Applicant's adjusted net operating revenue at the end of the test year amounts to \$53,760, and, therefore, in order to earn a fair rate of return of 6.4%, Applicant would need additional net operating revenues of \$28,392. To achieve the additional net operating revenues, taking into account income and franchise taxes, it will be necessary for Applicant to increase its rates for gas service in the amount of \$57,413. By adding the net increase in operating revenues to the existing operating revenues of the test year as adjusted, Applicant will require total operating revenues in the amount of \$600,035. Applicant should be permitted to file rates accordingly.

F I N D I N G S

THE COMMISSION FINDS:

That it has jurisdiction of the Southern Union Gas Company and of the subject matter of the instant application.

That the Commission is fully advised in the premises.

That the reasonable value of property devoted to public use in Colorado of Southern Union Gas Company, including its wholly-owned subsidiary, Southern Union Gathering Company, as of the end of the test year is as follows:

Plant in Service	\$1,636,443	
Work in Progress	2,067	
Materials & Supplies	7,039	
Prepaid Expenses	2,388	
Working Capital	<u>17,022</u>	\$1,664,959
Depreciation Reserve	\$381,082	
Contributions in Aid of Construction	<u>255</u>	381,337
Rate Base		<u>\$1,283,622</u>

That the fair rate of return to which Southern Union Gas Company is entitled to earn on its rate base of \$1,283,622 is 6.4%.

That in order to earn the fair rate of return set forth herein, Southern Union Gas Company should be permitted to file new rates for gas service to increase its gross operating revenues in the amount of \$57,413 annually, to produce a total gross annual operating revenue in the amount of \$600,035.

O R D E R

THE COMMISSION ORDERS:

That the above Findings be, and they hereby are, adopted as the Findings of The Public Utilities Commission of the State of Colorado in the above entitled application.

That Southern Union Gas Company be, and it hereby is, permitted to file a new schedule of gas rates within thirty days

from the effective date of this Order to produce the gross operating revenue, as set forth in the above Findings.

That this Order shall become effective twenty-one (21) days from the date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zullo
Harold Bell

Ralph C. Horton
Commissioners.

Dated at Denver, Colorado,
this 19th day of August, 1963.

ea

(S E A L)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE HOUSEHOLD GOODS AND OFFICE)
FURNITURE, UNCRATED AND UNPACKED)
IN LESS THAN TRUCKLOAD LOTS)
(LESS THAN 2,000 POUNDS -----)

INVESTIGATION AND SUSPENSION
DOCKET NO. 514

August 16, 1963

Appearances: John P. Thompson, Esq., 450 Capitol Life
Building, 16th & Grant Sts., Denver 3,
Colorado for
Boulder Denver Truck Line
Denver-Limon-Burlington Transfer Co.
Denver-Laramie-Walden Truck Line, Inc.
Denver-Loveland Transportation, Inc.
South Park Motor Lines
Denver Climax Truck Line, Inc.

A. J. Tait for the Staff of the Commission

C. R. Bryant, Evergreen, Colorado for
Evergreen Freight Line

S T A T E M E N T

BY THE COMMISSION:

On May 17, 1963, The Colorado Motor Carriers' Association, Agent, (The Association), Denver, Colorado filed Original Page No. 214-A to its Local and Joint Freight Tariff No. 12-A, Colorado P.U.C. No. 11, scheduled to become effective on June 22, 1963, increased and reduced rates and charges, for application over the lines of seven motor vehicle carriers, respondents herein, applicable on Household Goods and Office Furniture, viz.; Uncrated and unpacked, etc., transported from Denver, Colorado to destinations served by respondents. The Commission, on its own motion, suspended the operation of said schedules by Decision No. 60879 dated June 14, 1963, to and including October 20, 1963 and setting the matter for hearing on July 15, 1963 in the Hearing Room of the Commission, Denver, Colorado.

The Commission, on July 8, 1963, as provided by law, designated and appointed Edwin R. Lundborg, an employee of the Commission, as an examiner to conduct the hearing in said matter. Hearing therein was held on July 15, 1963. Subsequent to the Hearing, Examiner Edwin R. Lundborg, submitted a report of the proceeding to the Commission.

The chief of the tariff bureau of the Association appeared and testified briefly concerning the history of proposed rates and charges. Prior to Decision No. 58282*, dated September 14, 1962, effective October 12, 1962 as modified by Decision No. 59399*, dated October 5, 1962, effective October 12, 1962 as to interim increases and effective January 1, 1963, rates were provided on less-than-truckload shipments of household goods, etc. by an exception rating to the governing classification. By the provisions of Decisions numbered 58282 and 59399, which became effective on January 1, 1963, the exception rating on household goods, etc. was cancelled thus requiring that said commodities be packed for shipment in accordance with the governing classification. Carrier respondents have no rates in effect covering the movement of household goods, etc., when shipped unpacked or uncrated as is the case of other carriers against whom the orders in Decisions numbered 58282 and 59399 ran.

The testimony of all witnesses was general in character, being statements, based on the observed time and equipment needed to handle this particular traffic, that the proposed rates and charges were just and reasonable. Cost studies had not been made by any of the respondent carriers. The proposed rates and charges, as revealed by the testimony of the five carrier witnesses, rest solely and wholly upon their experience and observation.

The burden of proof that the proposed rates are just and reasonable rests upon the respondents. Before the proposed rates and charges can be approved, there must be a showing that they would be compensatory for the service to be performed thereunder. This requirement is usually met by the submission of dependable cost data or convincing comparisons of other rates indicating that the proposed rates are on a just and reasonable level. No showing to that effect has been made.

F I N D I N G S

THE COMMISSION FINDS, That:

1. The suspended schedules have not been justified.
2. An order should be entered vacating the order of suspension and discontinuing the proceeding.
3. The report of the examiner on this matter should be approved.



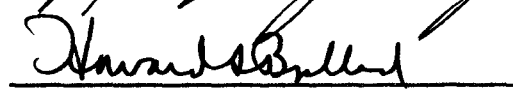
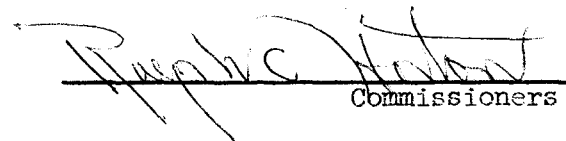
*Case 1585

O R D E R

THE COMMISSION ORDERS. That:

1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. The Report of the Examiner in the instant matter be, and the same is hereby, approved.
3. The respondents are hereby notified and required to cancel Item 2015, original page 214-A of Colorado Motor Carriers' Association, Agent, Tariff No. 12-A, Colorado P.U.C. 11, on or before August 23, 1963 upon notice to the Commission and the general public by not less than one day's filing and posting in the manner prescribed by law and the rules and regulations of the Commission, and that this proceeding be discontinued.
4. This order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado this
16th day of August, 1963.

lhs

original

(Decision No. 61206)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ABLE TRANSFER & STORAGE, INC.,)
115 WEST COLORADO AVENUE, COLO-)
RADO SPRINGS, COLORADO, AND)
ALADDIN TRANSFER AND STORAGE,)
INC., 4900 NORTH NEVADA AVENUE,)
COLORADO SPRINGS, COLORADO.)
-----)
Respondents.)
-----)

CASE NO. 5249
ORDER TO SHOW CAUSE
AND
NOTICE OF HEARING

August 16, 1963

S T A T E M E N T

By the Commission:

The files of this Commission disclose that the staff of the Commission has conducted an investigation of operations conducted by said respondents, and the staff has advised the Commission that the investigation disclosed that contrary to and in violation of the Public Utilities Law, 1953 CRS 115-1-1- et seq., said Respondents, in conjunction with the operations of their respective warehouses, are engaged in transporting household goods in the Colorado Springs area from residences to their respective warehouses in intrastate commerce without first obtaining authority from this Commission to perform this transportation service.

F I N D I N G S

THE COMMISSION FINDS:

That sufficient cause exists for the holding of a hearing to determine the facts of said matter and to determine what Order, if any, should be entered by the Commission.

O R D E R

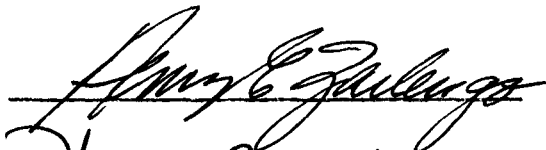

THE COMMISSION ORDERS:

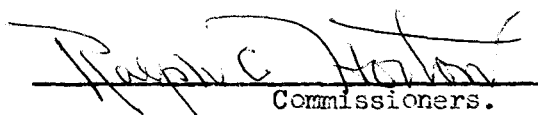
That this Case be, and the same hereby is, set down for hearing before the Commission, at the Auditorium, County Office Building,

27 East Vermijo Street, Colorado Springs, Colorado, at 9:30
o'clock A. M., on September 16, 1963, at which time and place
such evidence as is proper may be introduced, and oral arguments,
if any, may be made.

That Respondents, and each of them, are directed to
show cause why the Commission should not take such action and enter
such Order as may be appropriate, including but not limited to,
a Cease and Desist Order, pending the obtaining of such authority
as is necessary from this Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners.

Dated at Denver, Colorado,
this 16th day of August, 1963.

ea

(S E A L)



BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE INCREASED FARES FOR THE TRANSPORTATION
OF PASSENGERS IN SIGHTSEEING, BUS SERVICE
AND TAXI ----- }

INVESTIGATION AND SUSPENSION
DOCKET NO. 515

August 16, 1963

S T A T E M E N T

BY THE COMMISSION:

On July 19, 1963, the Colorado Transportation Company, doing business as Rocky Mountain Motor Company, by its president, I. B. James, filed revised pages to its Local and Through and Sightseeing Fares Tariff No. 212, Colorado P.U.C. No. 213, and scheduled to become effective October 1, 1963.

The increased fares are published on various revised pages from page No. 4 to 19 and are shown in the Appendix "A", attached hereto, along with the present fares.

The increased fares, may if permitted to become effective, result in increases which may be in violation of the Public Utilities Law. It is the opinion of the Commission that the operation of the said schedules should be suspended and an investigation instituted upon the Commission's own motion concerning the lawfulness of the rates and charges contained therein.

F I N D I N G S

THE COMMISSION FINDS, That:

Upon its own motion, without formal pleading, the schedules as referred to in the statement herein should be suspended and that it enter upon a hearing concerning the lawfulness thereof.

O R D E R

THE COMMISSION ORDERS, That:

1. The Statement and Findings be, and they are hereby made a part hereof.
2. It shall, upon its own motion enter upon a hearing concerning the

lawfulness of the rates and charges resulting from the amendments proposed by Colorado Transportation Company in its Tariff No. 212, Colorado P.U.C. No. 213, as published on the following revised pages scheduled to become effective October 1, 1963:

	2nd Revised	Page	No.	
First	"	"	"	4
"	"	"	"	5
"	"	"	"	6
"	"	"	"	7
2nd	"	"	"	8
First	"	"	"	10
"	"	"	"	11
"	"	"	"	12
"	"	"	"	13
"	"	"	"	14
"	"	"	"	15
2nd	"	"	"	16
"	"	"	"	17

3. The operation of the said schedules be and are hereby suspended, and the use thereof be deferred to and including January 28, 1964, unless otherwise ordered by the Commission.

4. Neither the schedules hereby suspended nor those sought to be altered hereby shall be changed until this proceeding has been disposed of or until the period of suspension or any extension thereof has expired, unless otherwise ordered by the Commission.

5. Seven days prior to the hearing date, respondents shall provide the Secretary of the Commission with copies of any and all exhibits which respondents intend to introduce in evidence in support of their case.

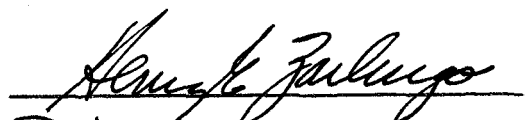
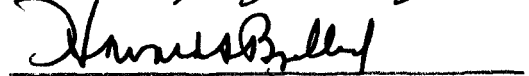

6. A copy of this order shall be filed with the schedules in the office of the Commission and also be served upon I. B. James, President, Colorado Transportation Company, doing business as Rocky Mountain Motor Company, 1805 Broadway, Denver 2, Colorado.

7. This Investigation and Suspension Docket No. 515 be, and the same are hereby assigned for hearing before the Commission at a future date to be determined by the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

(SEAL)

Dated at Denver, Colorado this
16th day of August, 1963.




Commissioners

APPENDIX "A"

Changes to become effective October 1, 1963

Colorado Transportation Company
d/b/a
Rocky Mountain Motor Company

Local and Through and Sightseeing Fares Tariff No. 212
Colorado P.U.C. No. 213

Estes Park - Rocky Mountain National Park Section			
Rocky Mountain National Park Circle Tours			
June 15 - September 15			
Tour No.		Present Rates	Proposed Rates
1	Motor Transportation from Denver via Big Thompson Canyon or South St. Vrain Canyon, Estes Park, Rocky Mountain National Park, Trail Ridge Road across the Continental Divide to Grand Lake, thence via Berthoud Pass, Continental Divide, Clear Creek Canyon, and Idaho Springs, to Denver Fare Parties of twenty-seven (27) or more traveling together	\$16.00 12.80 net	\$18.00 14.40 net
2	Motor transportation from Denver to Estes Park, Rocky Mountain National Park, Trail Ridge Road, Fall River Pass, Estes Park, South St. Vrain Canyon, Ward, Central City, Idaho Springs, Lookout Mountain, to Denver. Limited to parties of twenty-seven (27) or more traveling together. Fare	16.00	18.00
6	Motor transportation from Denver via Big Thompson Canyon or South St. Vrain Canyon, Estes Park, Rocky Mountain National Park, Trail Ridge Road across the Continental Divide to Grand Lake; thence to Granby. Fare Parties of twenty-seven (27) or more traveling together	16.00 12.80 net	18.00 14.40 net
6A	Motor transportation Granby, Grand Lake, Rocky Mountain National Park, Trail Ridge Road across the Continental Divide, Estes Park, Big Thompson Canyon, Denver. Fare Parties of twenty-seven (27) or more traveling together	16.00 12.80 net	18.00 14.40 net
SIDE TRIPS			
Limited to parties of twenty-seven (27) or more			
Side Trip -	to Idaho Springs - Echo Lake via Chicago Creek-thence via Squaw Pass to Bergen Park Junction	2.50	2.50
Side Trip -	to Central City via Ward and Nederland when returning via Estes Park	2.66	3.00
Side Trip -	to Idaho Springs - Mount Evans via Chicago Creek - thence via Squaw Pass to Bergen Park Junction	4.00	4.50
Side Trip -	to Clear Creek Canyon - Central City via North Clear Creek Canyon and Blackhawk, returning same route	1.50	2.00

SIDE TRIPS		
Limited to parties of twenty-seven (27) or more		
	Present Rates	Proposed Rates
Side Trip - from any adjacent highway thru Park of the Red Rocks	.50	1.00
Side Trip - via Mt. Vernon Canyon or Clear Creek Canyon over Lookout Mountain - returning to Clear Creek Canyon or Mount Vernon Canyon	.50	1.00
Round Trip- between Denver and Estes Park via Big Thompson or North or South St. Vrain Canyon, or diverse route, including any canyons limit one or more days during season	8.00	9.00
Round Trip- between Denver and Longs Peak District and intermediate points, return limit September 15, via South St. Vrain Canyon route.	8.00	9.00
RAIL GATEWAYS AND ESTES PARK, COLORADO - BUS FARES		
Round Trip- Between Longmont, Lyons, Loveland, Boulder, Fort Collins, Greeley, and Estes Park, Colo.	8.00	9.00
Complete Trip - Estes Park to Bear Lake and Return	2.00	2.50
SPECIAL BUS SERVICE		
From Estes Park		
Devil's Gulch and Upper Big Thompson Canyon, round trip, minimum eight (8) passengers.		
Fares	2.00	2.50

BUS FARES						
Estes Park, Colorado and Grand Lake, Colorado						
June 15 to September 15						
via Trail Ridge Road						
	Estes Park		Horseshoe Park		Grand Lake	
	Miles 1-way	R. T.	Miles 1-Way	R.T.	Miles 1-Way	R.T.
Estes Park	0				49	(8.00) 9.00
Fall River Pass	27	(5.00) 5.50	(4.00) 4.50		22	(5.00) 5.50
Poudre Lakes	31		(4.50) 5.00		38	(4.00) 4.50
Holzwarth Ranch	39	(7.00) 7.50	(5.50) 6.00		10	
Grand Lake	49	(8.00) 9.00	(7.00) 8.00		0	

BUS FARES

Trail Ridge, Fall River Pass and High Drive, Colorado

June 15 to September 15

This interesting trip up Trail Ridge to Fall River Pass, returning via the High Drive back of Deer Mountain, is a scenic wonder.

Stops at scenic points enroute. The morning schedule operates via Moraine Park and will pick up and deliver passengers at regular rate.

Complete Trip	5.00	5.50
---------------	------	------

BUS FARES						
Grand Lake, Colorado and Denver, Colorado						
via Berthoud Pass						
Between Grand Lake Lodge or Grand Lake Village and Denver one way				no change		
Grand Lake Lodge and Grand Lake Village one-way		.25		.50		
TAXI FARES -- GRAND LAKE						
Between:	Grand Lake Lodge	Number of Passengers				
	or	1	2	3	4	5 6
	Grand Lake Village	no change				
and	Camp Chief Ouray					
	Granby	no change				
Round Trip Fares - Return trip may be made at no additional charge to the above one-way fares						
Between Grand Lake Lodge and Grand Lake Village (0.25)		0.50 per passenger, each way				
Waiting time		no change				

figures in () parenthesis are the present rates.

Tour No.	SIGHTSEEING SECTION	Fare	
		Present	Proposed
18	<u>Denver-Estes Park</u> Denver, Estes Park via Big Thompson Canyon or South St. Vrain Canyon or North St. Vrain Canyon; return via same route or diverse route	\$ 8.00	\$ 9.00
19	<u>Estes Park-Grand Lake and return</u> 98 miles round trip Estes Park, Trail Ridge Road to Grand Lake and return to Estes Park	8.00	9.00
20	<u>Estes Park - Trail Ridge - Fall River Pass</u> 52 miles round trip Estes Park, Trail Ridge Road to Fall River Pass returning via High Drive to Estes Park	5.00	5.50
21	<u>Estes Park - Rocky Mountain National Park Scenic Circle</u> 16 miles round trip Estes Park through scenic hotel circle area and return to Estes Park	3.60	4.00
22	<u>Royal Gorge - Suspension Bridge Trip</u> 270 miles round trip Denver via U.S. Highway 85 and 87 to Colorado Springs, via highway 115 to Canyon City, to Junction with highway 50; thence highway 50 to Royal Gorge Suspension Bridge; returning via same route in reverse; Side trips over skyline Drive, Will Rogers Memorial Shrine on Cheyenne Mountain and Broadmoor Area and return to Denver #Minimum five (5) full fares	16.00	18.00
23	<u>Estes Park-Bear Lake Trip</u> 24 miles round trip Estes Park to Bear Lake and return	2.00	2.50
25	<u>Mount Evans Trip</u> 135 miles round trip #Minimum five (5) full fares	7.00	8.00
26	<u>Summit Lake Trip</u> 125 miles round trip #Minimum five (5) full fares	6.50	7.00
27	<u>Denver Mountain Parks Trip</u> 64 miles round trip	4.00	4.50
28	<u>Denver City Trip</u> 23 miles round trip	2.00	2.50
28A	<u>Denver Night Tour</u> To various points in the City of Denver Approximately five (5) hours #Minimum five (5) full fares	3.00	3.50
29	<u>Lookout Mountain-Park of the Red Rocks Trip</u> 47 miles round trip #Minimum five (5) full fares	3.00	3.50
29B	<u>Lookout Mountain Trip</u> 30 miles round trip #Minimum five (5) full fares	2.50	3.00
30	<u>Echo Lake Trip</u> 105 miles round trip Denver via Squaw Pass to Echo Lake, return via Chicago Creek to Denver #Minimum five (5) full fares	6.00	7.00

Tour No.	SIGHTSEEING SECTION	Fare	
		Present	Proposed
31	<u>Summit of Pikes Peak-including Air Force Academy, Garden of the Gods, and Broadmoor area</u> 230 miles round trip	\$12.00	\$14.00
32	<u>Mount Evans-Central City Trip</u> 153 miles round trip #Minimum five (5) full fares	8.00	9.00
33	<u>Summit Lake-thru Denver Mountain Parks-Idaho Springs and Central City Trip</u> 143 Miles Round Trip #Minimum five (5) full fares	7.50	8.50
34	<u>Echo Lake-Thru Denver Mountain Parks-Idaho Springs, and Central City Trip</u> 123 miles round trip #Minimum five (5) full fares	7.00	8.00
35	<u>Denver Mountain Parks-Idaho Springs, and Central City Trip</u> 105 miles round trip #Minimum five (5) full fares	6.00	7.00
38	<u>United States Air Force Academy Trip</u> 127 miles round trip #Minimum five (5) full fares	7.00	8.00
38A	<u>United States Air Force Academy, Garden of the Gods, Broadmoor area, Colorado Springs Trip</u> 165 miles round trip #Minimum five (5) full fares	8.00	9.00
38B	<u>United States Air Force Academy, Garden of the Gods, Colorado Springs District Trip</u> 150 miles round trip #Minimum five (5) full fares	7.00	8.00
39	<u>Gold Patch Trip</u> 112 miles round trip Denver, Boulder, Nederland, Rollinsville, Central City, Nevadaville, Idaho Springs, Golden, Denver #Minimum five (5) full fares	8.00	9.00
40	<u>Jarre Canyon Trip</u> 162 miles round trip Denver, Sedalia, Devils Head, Woodland Park, Deckers, Shaffers Crossing, U.S. Highway 8, Denver #Minimum five (5) full fares	8.00	9.00
41	<u>Leadville Trip</u> 318 miles round trip - 2 day tour Denver, Bergen Park, Echo Lake, Mount Evans, Idaho Springs, Leadville, Dillon, Fairplay, U.S. 285 to Denver #Minimum five (5) full fares	16.00	18.00
42	<u>Peak to Peak Trip</u> 411 miles round trip - 2 or 3 day tour Denver, Loveland, Estes Park, Central City, Idaho Springs, Mount Evans, Bergen Park, Shaffers Crossing, Deckers, Woodland Park, Pikes Peak, Colorado Springs, U.S. 85 to Denver #Minimum five (5) full fares	20.00	22.00
43	<u>Mesa Verde Trip</u> Over 1000 miles round trip - 6 day tour. Denver, Sedalia, West Creek, Florissant, Cripple Creek, Canon City, Iola, South Fork, Mesa Verde National Park, Durango, Montrose, Delta, Glenwood Springs, Wolcott, Kremmling, Granby, Grand Lake, Idaho Springs, Golden, Denver. Minimum five (5) full fares	60.00	67.00
44	<u>Pikes Peak Trip</u> 223 Miles round trip. Denver, Sedalia, Devils Head, Colorado Springs, Cascade, Pikes Peak, Colorado Springs, U.S. 85 to Denver. Minimum (5) full fares	12.00	14.00

SIGHTSEEING SECTION		Fare	
Tour No.		Present	Proposed
GROUP RATES			
Rates for groups traveling together on trips made in one day, with no stop-overs. Rates are for full fares or equivalent. When the number of full fares or equivalent at group rates from twenty-five (25) to thirty-nine (39) incl. exceed the group rate cost for forty (40) or more, the rate for forty (40) or more will apply. Group rates are not commissionable.			
18	<u>Denver-Estes Park Trip</u> Parties of twenty-five (25) to thirty-nine (39) incl. Parties of forty (40) and over	\$6.00 4.00	\$6.75 4.50
25	<u>Mount Evans Trip</u> Parties of twenty-five (25) or more	6.30	7.20
27	<u>Denver Mountain Parks Trip</u> Parties of twenty-five (25) to thirty-nine (39) incl. Parties of forty (40) and over	3.00 2.00	3.40 2.25
30	<u>Echo Lake Trip</u> Parties of twenty-five (25) to thirty-nine (39) incl. Parties of forty (40) and over	4.50 3.00	5.25 3.50
31	<u>Summit of Pikes Peak Trip</u> Parties of twenty (20) or more	10.80	12.60
32	<u>Mount Evans-Central City Trip</u> Parties of twenty-five (25) to thirty-nine (39) incl.	7.20	8.10
33	<u>Summit Lake-thru Denver Mountain Parks - Idaho Springs and Central City Trip</u> Parties of twenty-five (25) or more	6.75	7.65
34	<u>Echo Lake-Thru-Denver Mountain Parks-Idaho Springs and Central City Trip</u> Parties of twenty-five (25) or more Parties of forty (40) and over	5.25 3.50	6.00 4.00
35	<u>Denver Mountain Parks-Idaho Springs, and Central City Trip</u> Parties of twenty-five (25) to thirty-nine (39) incl. Parties of forty (40) and over	4.50 3.00	5.25 3.50
38	<u>United States Air Force Academy Trip</u> Parties of twenty-five (25) to thirty-nine (39) incl. Parties of forty (40) and over	5.25 3.50	6.00 4.00
38A	<u>United States Air Force Academy, Garden of the Gods, and Broadmoor Area, Colorado Springs Trip</u> Parties of twenty-five (25) to thirty-nine (39) incl. Parties of forty (40) and over	6.00 4.00	6.75 4.00 NC
38B	<u>United States Air Force Academy, Garden of the Gods, Colorado Springs Trip</u> Parties of twenty-five (25) to thirty-nine (39) incl. Parties of forty (40) and over	5.25 3.50	6.00 4.00

NC denotes no change

original

(Decision No. 61208)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ALVERNE A. JONES, DOING BUSINESS AS)
"MOUNTAIN DISPOSAL SERVICE," 10670)
WEST 47TH PLACE, WHEATRIDGE, COLO-)
RADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY, AUTHOR-)
IZING EXTENSION OF OPERATIONS UNDER)
PUC NO. 2875.)

APPLICATION NO. 18436-Extension
AMENDMENT TO ORDER

August 19, 1963

Appearances: Roy H. McVicker, Jr., Esq.,
Wheatridge, Colorado, for
Applicant;
Bennett S. Aisenberg, Esq.,
Denver, Colorado, for
Mountain View Rubbish Re-
moval Company, Sam's Ash
and Trash Hauling Service.

STATEMENT AND FINDINGS

By the Commission:

On August 5, 1963, by Decision No. 61176, this Commission de-
nied the "Application for Re-Hearing" and "Motion for Stay" filed here-
in by Applicant concerning Decision No. 61074, dated July 23, 1963.

The denial of the "Motion for Stay" was inadvertently entered
by this Commission, and under the authority of 1953 CRS 115-6-14, grant-
ing to the Commission authority to stay or suspend its prior orders, the
Commission now finds and determines that said "Motion for Stay" should
have been granted, and that said Decision No. 61176 should hereby be
amended to so provide as hereinafter stated.

O R D E R

THE COMMISSION ORDERS:



That Decision No. 61176 be, and the same hereby is, amended.

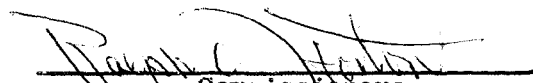
That the Order in said Decision No. 61176 be, and the same

hereby is, stayed to and until September 21, 1963, when said Order shall become and be effective.

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 19th day of August, 1963.

mls

original

(Decision No. 61209)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
YELLOW CAB, INC., 3455 RINGSBY)	
COURT, DENVER, COLORADO, FOR CLARI-)	APPLICATION NO. 19471-Clarification
FICATION OF AUTHORITY UNDER PUC NO.)	<u>SUPPLEMENTAL ORDER</u>
1223, PUC NO. 1529, PUC NO. 2204,)	
PUC NO. 2378, AND PUC NO. 2450.)	

August 20, 1963

Appearances: Walter M. Simon, Esq., Denver,
Colorado, for Applicant;
John F. Mueller, Esq., Denver,
Colorado, for Cabs, Inc., do-
ing business as "Dollar Cab
Lines," operating Zone Cabs.

STATEMENT AND FINDINGS

By the Commission:

On August 15, 1963, there was filed by Cabs, Inc., doing busi-
ness as "Dollar Cab Lines," operating Zone Cabs, with the Commission, a
document entitled "Protest and Petition for Re-hearing."

The Commission has considered the allegations set out in said
document and finds that said document is in fact a Petition for Re-hear-
ing; that the decision of the Commission upon which re-hearing is de-
sired was dated March 12, 1963; and that pursuant to statute, said Peti-
tion for Re-hearing has been filed at too late a date to be considered
by the Commission.

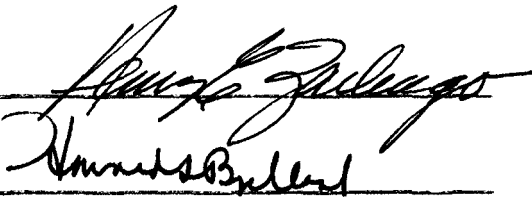
O R D E R

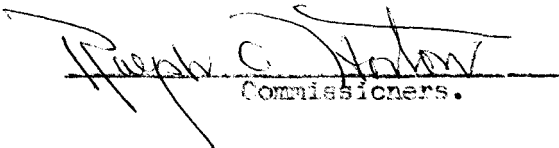
IT IS ORDERED BY THE COMMISSION:

That the document entitled "Protest and Petition for Rehear-
ing," filed by Cabs, Inc., doing business as "Dollar Cab Lines," oper-

ating Zone Cabs, with the Commission on August 15, 1963, in the
above entitled proceeding, be, and the same hereby is, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


James Butler


Commissioners.

Dated at Denver, Colorado,
this 20th day of August, 1963.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

CLAYTON G. ERVIN, 6600 MAGNOLIA,
DERBY, COLORADO

PERMIT NO. M-2209

August 20, 1963

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Clayton G. Ervin,
6600 Magnolia, Derby, Colorado,
requesting that Permit No. M-2209 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2209, heretofore issued to Clayton G. Ervin,
6600 Magnolia, Derby, Colorado be,
and the same is hereby, declared cancelled effective August 1, 1963.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

James E. Zeck
James E. Zeck
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,

this 20th day of August, 19 63.

original

(Decision No. 61211)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DEAN RESLER, DOING BUSINESS AS)
"RESLER TRUCK SERVICE," P. O. BOX)
309, STERLING, COLORADO, FOR A CER-)
TIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 18532
ORDER OF DISMISSAL

August 22, 1963

Appearances: Robert D. Means, Esq., Denver,
Colorado, for Applicant;
Clayton D. Knowles, Esq., Den-
ver, Colorado, for Union
Pacific Railroad Company and
Chicago, Burlington & Quincy
Railroad, Protestants;
John P. Thompson, Esq., Denver,
Colorado, for Interstate Line
Haul Common Carriers' Division
of the Motor Truck Common Car-
riers' Association, The Colo-
rado Transfer & Warehousemen's
Association, Sterling Transfer
Company, Brooks Transportation
Company, Northeastern Motor
Freight, Inc., and B-Y Truck
Lines;
Edward T. Lyons, Esq., Denver,
Colorado, for Consolidated
Freightways Corporation, Ruan
Transport Corporation (successor
in interest of Denver-Chicago
Transport Company, Inc.), and
Ward Transport, Inc., (successor
in interest of Melton Transport
Company).

STATEMENT OF THE CASE

By the Commission:

On April 5, 1961, Dean Resler, hereinafter referred to as
the Applicant, filed an application seeking a certificate of public
convenience and necessity for the transportation of general commo-
dities and freight, without exception, over the following specified
routes:

- a. Between Denver, Colorado, and a five (5) mile radius thereof, on the one hand, and Julesburg, Colorado, on the other hand, and return by traversing from Denver, Colorado, over U. S. Highway No. 6 to Sterling, Colorado, and thence over U. S. Highway No. 138 to Julesburg, Colorado, and return, serving all intermediate points, and
- b. from Denver, Colorado, and a five (5) mile radius thereof, on the one hand, to Holyoke, Colorado, on the other hand, and return, traversing the routes of U. S. Highway No. 6 to Holyoke, Colorado, and return, serving all intermediate points over the same route.

A written protest to the issuance of such a certificate was filed by Denver-Chicago Transport Company, Inc., and Melton Transport Company, on June 7, 1961. Since the initiation of the present proceeding, Ruan Transport Corporation has become the successor in interest as to the pertinent operating authorities originally held by Denver-Chicago Transport Company, Inc., and Ward Transport, Inc., has become the successor in interest as to the pertinent operating authorities originally held by Melton Transport, Inc. Edward T. Lyons, Attorney at Law, who originally appeared in behalf of Denver-Chicago Transport Company, Inc., and Melton Transport Company, Inc., has continued his appearance on behalf of the successor corporations.

The matter was heard by the Commission on June 19, 1961, the hearing being finally concluded on July 22, 1961. At such hearing, additional Protestants entered their respective appearances. At the conclusion of the hearing, the Commission took the matter under advisement. A Statement of Position was filed by the Applicant on August 31, 1961, and a joint brief was filed by Protestants North Eastern Motor Freight, Inc., and Brooks Transportation Company, on September 5, 1961.

On March 12, 1963, the Commission entered an Order finding, inter alia, that public convenience and necessity did not require the motor vehicle common carrier service proposed by Applicant, that the granting of such authority would not be in the public interest, and that the granting of such authority would impair the efficiency of present common carrier service. The Commission, therefore, denied the

application.

On March 25, 1963, the Applicant filed a Petition for Rehearing and on April 2, 1963, the Commission entered an Order granting rehearing. The matter was then duly and properly set for rehearing, said rehearing to be held on May 28, 1963. On May 15, 1963, the Applicant filed a petition designated as a "Petition for Oral Argument." This petition alleged that as the original hearing has been extensive, no useful purpose would be served "to further burden the Commission with cumulative testimony of more shipper witnesses," and that therefore the Applicant requested that the Commission should make its decision on the rehearing from the record and from oral arguments of the parties.

On May 28, 1963, pursuant to the notice previously given, the matter came up for hearing before the Commission in the Hearing Room of the Commission, in Denver, Colorado. Appearances were then made as hereinabove set forth. The Applicant now moved to amend his application by deleting therefrom the words "without exception" and substituting therefor the following words:

- a. except commodities in bulk in tank vehicles, and
- b. except commodities which because of size or weight require special equipment, and
- c. except motion picture films and newspapers, and
- d. except household furniture and office equipment, whether new or used, when uncrated, and
- e. except livestock.

No objection was made to the proposed amendment. The Commission, in view of the fact that the proposed amendment was restrictive, allowed and authorized the amendment, and ordered that the application be so amended. Edward T. Lyons, Attorney, in view of the restrictive amendment, now withdrew the protest of Consolidated Freightways Corporation of Delaware, Ruan Transport Corporation, and Ward Transport, Inc., but continued to represent said corporations in the instant proceeding "as

their interests might appear."

The Commission called for any preliminary matters to be disposed of before proceeding with the rehearing. Applicant called the attention of the Commission to the petition which Applicant had previously filed on May 15, 1963, designated as a "Petition for Oral Argument." No objection was made to proceeding in the manner set forth in the said "Petition for Oral Argument."

The Commission ruled that it would take official notice of the entire record in the instant cause, including, but not limited to, the application, all motions, all orders, all briefs, and the transcript of testimony (including a transcript of the oral arguments to be made), that it would hear oral arguments, and that the said record and oral arguments would constitute the record on the rehearing. No objection was made to such ruling, and the Commission proceeded to hear the oral arguments. Upon conclusion of oral arguments, the Commission took the matter under advisement. (August 16, 1963)

Applicant has now filed with the Commission a Motion to Dismiss. It appears to the Commission that, pursuant to said Motion, this application should be dismissed.

F I N D I N G S

THE COMMISSION FINDS:

1. That the Commission has jurisdiction herein.
2. That the Commission is fully advised in the premises.
3. That the foregoing Statement be made a part hereof by reference.
4. That the Application herein should be dismissed.

O R D E R

THE COMMISSION ORDERS:

That the instant application be, and it hereby is, dismissed.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

August E. Zuckerman
Howard B. Bland

Ralph C. Horton
Commissioners.

Dated at Denver, Colorado,
this 22nd day of August, 1963.

mls

original

(Decision No. 61212)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE PETITION OF)
THE DENVER AND RIO GRANDE WESTERN)
RAILROAD COMPANY AND THE RAILWAY)
EXPRESS AGENCY, INCORPORATED, TO)
WITHDRAW THEIR RESPECTIVE RAIL)
AND EXPRESS AGENCIES AT RIDGWAY.)

APPLICATION NO. 19867

August 22, 1963

Appearances: T. A. White, Esq., Denver,
Colorado, for The Denver
and Rio Grande Western
Railroad Company;
M. J. Cowan, Assistant to
General Superintendent,
Denver, Colorado, for
Railway Express Agency,
Incorporated.

S T A T E M E N T

By the Commission:

Pursuant to this Commission's Rules and Regulations Pertain-
ing to Railroads and Express Companies Operating in the State of Colo-
rado, The Denver and Rio Grande Western Railroad Company and Railway
Express Agency, Incorporated, did, on July 30, 1963, file a request,
seeking authority to withdraw the respective agencies which are pre-
sently maintained for Rail and Express service at Ridgway, Colorado.

Ridgway, Colorado, is located approximately 25 miles south
of the Agency Station at Montrose, Colorado, on The Denver and Rio
Grande Western Railroad Company's Montrose Branch line railroad, ex-
tending between Grand Junction, Colorado, and the terminal at Ridgway,
Colorado. The Ridgway and Montrose stations are also served by good,
paved, all-weather highways.

Applicant states that there is very little less-than-carload
business handled on rail billing at Ridgway, Colorado; since, for many

years, these shipments have been, and are now being handled in substituted motor truck service. Railway Express shipments have also moved in truck service since there is no passenger or head-end business. Train service consists only of a freight train, which moves in accordance with customer needs and generally operates to and from Ridgway about once a week. Carload shipments have consisted largely of crude ore and milling concentrates; also, that business is not sufficient to justify the maintenance of an agent at Ridgway, and that the billing and collections on carload shipments to and from Ridgway, as well as other Express business, can be handled satisfactorily by The Denver and Rio Grande Western Railroad Company's Agent, located at Montrose. According to Applicants, an agent is not required at Ridgway for the safe operation of train service to the branch line terminal; also, that public convenience and necessity do not require the maintenance of either a rail or express agency at Ridgway for handling of said business; and that said Applicants should therefore be authorized, as a matter of efficient and economical management, to discontinue the respective agencies which are presently operated and maintained at Ridgway, Colorado.

"Notice of the Change in Service of The Denver and Rio Grande Western Railroad and the Railway Express Agency, Incorporated, at Ridgway, Colorado," was posted in a conspicuous place on the exterior of the depot at Ridgway, Colorado, at least thirty days prior to the proposed effective date of July 26, 1963.

The Commission has received one public protest to the effect that: "We have a mine just out of Ouray that we are in the process of reopening and will need the facilities of the railroad to ship our ore to Midvale, Utah, for smelting." Thereafter, further explanation of proposed Agency change was given to the prospective patron by Rio Grande people, and withdrawal of the protest was made in correspondence to the Commission that included the following:

"Mr. L. O. Ficklin, Trainmaster, Rio Grande Railroad -
 - - - has assured me that there will be no removal of
 facilities or change of service but will handle busi-
 ness with the Montrose, Colo. agent and that I may
 use Public telephone facilities at the expense of the
 Rio Grande Railroad for the ordering of cars release
 of cars, billing and other Railroad-Customer business.

"Under these conditions I can handle my business with
 the Montrose agent as conveniently as with the Ridgway
 agent."

In its other investigation, the Commission has secured data
 regarding shipments and shipper, station revenues and expenses and re-
 sults of service survey as made by Rio Grande in personal inquiry to
 its patrons. Our further inquiry has been made indicating additional
 available services as offered by Trailways Bus and Rio Grande Motorway
 truck deliveries.

It is to be noted, principal function of the Agent has re-
 lated to handling of carload shipments. Review of that activity is
 as follows:

ANALYSIS OF CARLOAD SHIPMENTS
 RIDGWAY STATION

CARLOADS RECEIVED

<u>COMMODITY</u>	<u>Year 1961</u> <u>Carloads</u>	<u>Year 1962</u> <u>Carloads</u>
Chemicals (Milling)	21	18
Coal	46	23
Sheep	5	
Poles & Cable		4
Bldg. Mtls. & Coal	<u>4</u>	<u>9</u>
	76	54

CARLOADS FORWARDED

Mill Concentrates	126	50
Crude Ore	51	176
Sheep	1	
Cattle	12	24
Scrap Iron	<u>5</u>	
	195	250

Totals	1961 - 271	1962 - 304
Avg. per month	23-	25+

Hence, with freight service being operated generally once per week, it

becomes apparent there is not sufficient station work to justify full-time maintenance of an agent at this branch line terminal where no other trains operate on the line. In the matter of carload shipments, the Commission is aware of the common railroad operating practice to handle billing or collection operations at a station other than the point of origin or destination. With the requested removal of the Agent, it is proposed that substitute agency services will be available from the larger trade center of Montrose at six (6) days per week from 9:00 A. M. to 6:00 P. M.

With further reference to the application, contemplated benefit in the instant proposal will be future elimination of operating expenses for the Ridgway station which are summarized as follows:

<u>Item</u>	<u>1961</u>	<u>1962</u>
Telephone	\$ 253.10	\$ 298.50
Electricity	61.22	155.98
Water	90.00	90.00
Fuel	211.88	434.07
Stationery & Postage	26.66	37.77
Miscellaneous Supplies	32.72	146.76
Wages	5,698.63	5,779.29
Pay roll Tax	554.27	589.83
Health & Welfare Benefits	<u>262.63</u>	<u>262.63</u>
	\$7,191.11	\$7,794.83

It appears now that further maintenance of the agent cannot be rightfully justified from any standpoint of public benefit or contribution to safe railroad operation, and moreover, since alternate agency facilities will be available on a six-day basis rather than present five day schedule. Elimination of the agency expense will afford a saving to the railroad which, in turn, can offer a public benefit. In the instant matter, no reduction in the switching or carload rail service is proposed; telephone toll expense for railroad business will be accepted by the railroad, and local handling of L.C.L. freight shipments will continue as a substituted truck-line service.

It is the belief of the Commission that the proposed change is compatible with the public interest and, therefore, the Commission

determined to hear, and has heard, said matter, forthwith, without formal notice, upon the records and files herein.

F I N D I N G S

THE COMMISSION FINDS:

That safe and economical railroad operation does not require the maintenance of the Ridgway, Colorado, Station of The Denver and Rio Grande Western Railroad Company, nor does public convenience and necessity require the maintenance of Agency Station of Railway Express Agency, Incorporated, at said Ridgway Station.

That public convenience and necessity can be adequately served by the Rio Grande Agency Station at Montrose, Colorado.

That the authority herein sought should be granted, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above Statement and Findings are hereby made a part of this Order by reference.

That The Denver and Rio Grande Western Railroad Company and Railway Express Agency, Incorporated, be, and hereby are, authorized to withdraw the respective rail and express agencies which they have maintained at Ridgway, Colorado.

That telephone toll expense for the handling of railroad business from the Ridgway area will be paid by the Railroad Company.

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 closing.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Glenn C. Zullinger
David S. Miller
Ralph C. Johnson
Commissioners.

Dated at Denver, Colorado,
this 22nd day of August, 1963.
mls

original

(Decision No. 61213)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ALVIN J. MC CRACKEN, DOING BUSINESS)
AS "ARTESIA TRANSIT LINES," ARTESIA,)
COLORADO, FOR A CERTIFICATE OF PUB-)
LIC CONVENIENCE AND NECESSITY,)
AUTHORIZING OPERATION AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 19899

August 22, 1963

Appearances: James H. Mosley, Esq., Craig,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing transportation of passengers, baggage, and express as a common carrier by motor vehicle for hire.

Said application was regularly set for hearing before the Commission and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, applicant herein appeared and testified he is the owner of a 1955 Station Wagon, and will purchase a nine-passenger Suburban when necessary; that he has a net worth of \$8,000; that there are about 2,800 people in and near Rangely, and about 600 in Artesia; that there is no passenger service between Artesia and Meeker, for which there is a present demand; that he has worked out schedules so that he can interline with Continental Buses at Artesia, and with the Wilderness Transit Line, at Meeker; that there is

now no passenger transportation service between Rangely and Grand Junction, through Loma and Fruita to Grand Junction, over Douglas Pass; that there is also a demand for such service, and a demand for service along this route in the summer time; that the State is in the process of improving this route; that it will soon be open during the winter months.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the application; that applicant will have sufficient equipment and experience to properly carry on the proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that public convenience and necessity require applicant's proposed operation, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Alvin J. McCracken, doing business as "Artesia Transit Lines," Artesia, Colorado, be, and he hereby is, authorized to operate as a common carrier by motor vehicle for hire, for the transportation of:

passengers, baggage and express, in a regularly-scheduled service, between Artesia and Meeker, Colorado, and intermediate points, via Colorado Highway No. 64;

passengers, baggage and express, upon call and demand, between Rangely and Loma, Fruita, and Grand Junction, Colorado, over Douglas Pass;

provided, however, that no passengers, baggage, or express shall be moved that both originates and terminates on Highways Nos. U. S. 6 and 50,

and this ORDER shall be deemed to be, and be, a CERTIFICATE therefor.

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

That applicant shall operate his carrier system according to

the schedule filed, except when prevented by Act of God, the public enemy or extreme conditions.


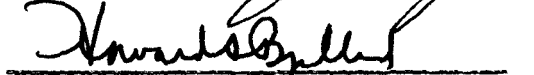
That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

That 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 shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 22nd day of August, 1963.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
ALVIN J. MC CRACKEN, DOING BUSINESS)
AS "ARTESIA TOUR SERVICE," ARTESIA,)
COLORADO, FOR A CERTIFICATE OF PUB-)
LIC CONVENIENCE AND NECESSITY TO)
OPERATE AS A COMMON CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 19811

August 22, 1963

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, applicant herein sought au-
thority to operate as a common carrier by motor vehicle for hire, for
transportation of passengers and baggage in sightseeing service.

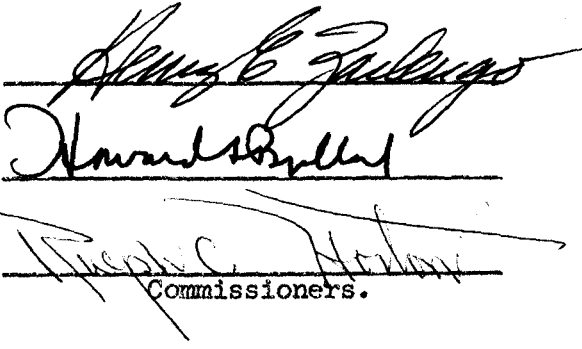
Inasmuch as authority herein sought was granted to applicant
in Application No. 19899 (Decision No. 61213, of date August 22, 1963),
the Commission states and finds that the above-styled application should
be dismissed.

O R D E R

THE COMMISSION ORDERS:

That Application No. 19811 be, and the same hereby is, dismissed.
This Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Witnessed at Denver, Colorado,
this 22nd day of August, 1963.
mls