

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
NEPTUNE MOVERS (COLO.), INC., DOING
BUSINESS AS "NEPTUNE WORLD-WIDE
MOVING," LONGMONT, COLORADO, FOR A
CLASS "B" PRIVATE CARRIER AUTHORITY
TO TRANSPORT TABULATING MACHINES AND
DATA PROCESSING EQUIPMENT, INCLUDING
PARTS AND AUXILIARY EQUIPMENT TO BE
USED IN CONNECTION THEREWITH, TO, FROM,
AND BETWEEN ALL POINTS IN THE STATE OF
COLORADO FOR AND ON BEHALF OF THE INTER-
NATIONAL BUSINESS MACHINE CORP. (IBM),
ITS CUSTOMERS, AND ITS SUPPLIERS.

APPLICATION NO. 21945-PP

June 7, 1966

Appearances: Robert P. Grueter, Esq., Denver,
Colorado, for Applicant;
Joseph F. Nigro, Esq., Denver,
Colorado, for
Acme Delivery Service, Inc.,
Duffy Storage & Moving Co.,
Hoffman Transfer,
United States Transfer & Storage Co.,
Weicker Transfer & Storage Co.,
Johnson Storage & Moving Co.,
Kamp Moving & Storage Co.,
Amick Transfer & Storage Co.,
Bekins Van & Storage Co.,
Buehler Transfer Co.,
Capitol Hill Transfer & Storage,
Ford Van Lines,
Denver Moving & Storage,
W. R. Hall Transportation & Storage,
Bailey Storage & Transfer Co.,
City Storage & Transfer, Inc., and
Ralph Yockey, Inc.; Protestants;
William T. Secor, Esq., Denver,
Colorado, for
Sorenson Truck Service, Inc., and
Golden Transfer Company; Protestants;
John P. Thompson, Esq., Denver,
Colorado, for
Overland Motor Express, Inc., doing
business as Boulder-Denver Truck Line, and
Fitch Van and Storage Co., doing business
as Boulder Moving and Storage; Protestants;

David E. Diggers, Esq., Denver,
Colorado, for
Bethke Truck Lines,
Bowers & Son,
Allen Transfer Co.,
Red Ball Motor Freight, Inc.,
North Eastern Motor Freight, Inc.,
Westway Motor Freight, Inc., Protestants;
Warren Braucher, Esq., Denver,
Colorado, for
Rio Grande Motor Way, and
Larson Transportation Company,
Protestants.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On April 26, 1966, Neptune Movers (Colo.), Inc., doing business as "Neptune World-Wide Moving," Longmont, Colorado, filed an application with the Commission seeking authority to operate as a private carrier for the transportation of designated commodities between points designated in the application. On May 26, 1966, Acme Delivery Service, Inc., Duffy Storage & Moving Co., Hoffman Transfer, United States Transfer & Storage Co., Weicker Transfer & Storage Co., Johnson Storage & Moving Co., Kamp Moving & Storage Co., Amick Transfer & Storage Co., Bekins Van & Storage Co., Buehler Transfer Co., Capitol Hill Transfer & Storage, Ford Van Lines, Denver Moving & Storage, W. R. Hall Transportation & Storage, Bailey Storage & Transfer Co., City Storage & Transfer, Inc., and Ralph Yockey, Inc., filed a joint written protest. On May 26, 1966, Sorenson Truck Service, Inc., and Golden Transfer Company filed a joint written protest and Petition to Intervene. On May 26, 1966, Overland Motor Express, Inc., doing business as Boulder-Denver Truck Line, and Fitch Van and Storage Co., doing business as Boulder Moving and Storage filed a joint written letter protest. On May 27, 1966, Red Ball Motor Freight, Inc., North Eastern Motor Freight, Inc., and Westway Motor Freight, Inc. filed a joint written protest. On June 2, 1966, Bethke Truck Lines, Bowers & Son and Allen Transfer Company filed a Petition of Intervention setting forth therein grounds for protest. On June 3, 1966, the Commission in Decision No. 67523

granted the petition of Bethke Truck Lines, Bowers & Son and Allen Transfer Company for Leave to Intervene as protestants. On May 19, 1966, the Commission set the application for hearing before the Commission on June 6, 1966 at 10:00 o'clock A.M. at 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

At said time and place the application was called for hearing before Commissioner Howard S. Bjelland, and the appearances as above set forth were entered. At that time the Presiding Commissioner granted permission to Amick Transfer & Storage Company and City Storage & Transfer, Inc. to withdraw their protests. Permission was given to John P. Thompson, Esq., to file a written protest on behalf of Merritt Packing and Crating Service, Inc. and Edson Express, Inc. Permission was also given to Warren Braucher, Esq., to file a written protest on behalf of Rio Grande Motor Way, Inc. and Larson Transportation Company.

Upon conclusion of these preliminary matters, counsel for applicant moved for a continuance for the reason that the general counsel of the applicant was out of the country and not available for hearing at this time. Protestants had no objection to the continuance. The Presiding Commissioner granted the continuance and stated that a written order would follow continuing the matter until July 26, 1966 at 10:00 o'clock A.M. and further stating that July 27, 1966 would also be reserved on the calendar of the Commission in case an additional hearing day was necessary.

ORDER

THE COMMISSION ORDERS:

That the instant application be, and it hereby is, continued for hearing to and until July 26, 1966 at 10:00 o'clock A.M. in the

Hearing Room of the Commission, 532 State Services Building, 1525
Sherman Street, Denver, Colorado.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Harold Byler

Ralph C. [Signature]
Commissioners

COMMISSIONER HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 7th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE : MOTOR VEHICLE OPERATIONS OF)

RAY STINNETT DBA)
RAY'S LITTLE SUPER MARKET)
622 North College)
Ft. Collins, Colo. 80521)

AUTHORITY NO. M 4841

CASE NO. 4932-Ins.

June 7, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 9, 1966 , 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.



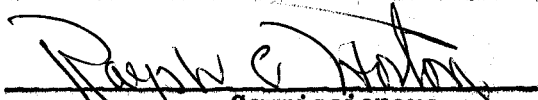
The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 7th day of June, 1966

7 copy

(Decision No. 67532)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE : MOTOR VEHICLE OPERATIONS OF)
SKI-BEE DISTRIBUTING COMPANY)
P.O. Box 381)
Concordia, Kansas 66901)

AUTHORITY NO. M 629

CASE NO. 5097-Ins.

June 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 9, 1966 , 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.




The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 8th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE : MOTOR VEHICLE OPERATIONS OF)

NORMA V. BAILEY)
323 21st Avenue)
Greeley, Colorado 80630)

AUTHORITY NO. A 1165

CASE NO. 5330-Ins.

June 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 20, 1966 , 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.


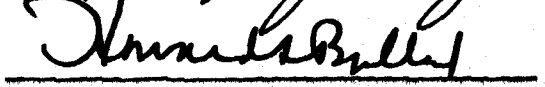
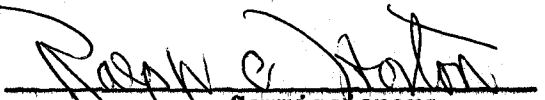
The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 8th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE : MOTOR VEHICLE OPERATIONS OF)

Q. E. NOLEN)

P.O. Box 512)

Texarkana, Texas 75501)

AUTHORITY NO. M 10775

CASE NO. 5166-Ins.

June 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 20, 1966 , 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.

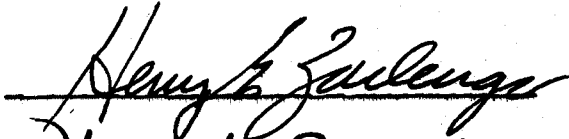
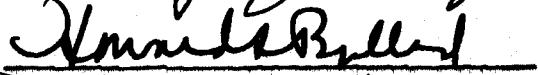

The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 8th day of June, 1966

(Decision No. 67535)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
COLORADO MILK TRANSPORT, INC., A COLO-)
RADO CORPORATION, ROUTE 1, BOX 141,)
BROMFIELD, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CARRIER)
BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 21617-PP-Amended
SUPPLEMENTAL ORDER

June 7, 1966

Appearances: Alvin J. Meiklejohn, Jr., Esq., Denver,
Colorado, for Colorado Milk Transport,
Inc., the Applicant;
Robert D. Means, Esq., Denver, Colorado,
for Pueblo Milk Transport, Inc., Pro-
testant;
Rodney O. McWhinney, Esq., Denver, Colo-
rado, for Willett Dairy Farm and Cattle
Co., Protestant;
William F. Reynard, Esq., Denver, Colo-
rado, for Brewer Milk Line and
Kucerik Bros. Milk Line, Protestants.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 24, 1966, the Commission entered its Decision No. 67428
in the above-styled matter.

On June 3, 1966, "Application for Rehearing" was filed with the
Commission by Kucerik Brothers Milk Line and Brewer Milk Line, by their
Attorney William F. Reynard.

The Commission has reviewed the evidence adduced at the hearing
on said matter, and has carefully considered Application for Rehearing
filed herein, and each and every allegation thereof, and is of the opinion
and finds that said Application for Rehearing should be denied.

ORDER

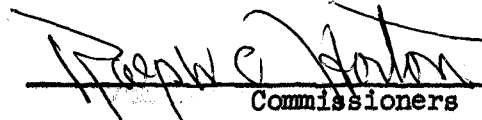
THE COMMISSION ORDERS:

That Application for Rehearing" filed with the Commission by
Kucerik Brothers Milk Line and Brewer Milk Line be, and the same hereby is,
denied.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

CHAIRMAN HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 7th day of June, 1966
et

(Decision No. 67536)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE ADJUSTMENT OF RATES ON
FIBREBOARD BOXES, CUT FLOWERS
GRANITE OR ROUGH BUILDING STONE
AND GROCERIES

CASE NO. 1585

June 8, 1966

STATEMENT AND FINDINGS

BY THE COMMISSION:

On May 12, 1966, The Colorado Motor Carriers' Association, Agent, by its Chief of Tariff Bureau, for and on behalf of carriers designated, filed various pages to its Local and Joint Freight Tariff No. 12-A, Colorado PUC No. 11 (*The Motor Truck Common Carriers' Association, Agent, Series) providing increased and reduced rates and provisions for the transportation of certain commodities, as set forth in Appendix "A" attached hereto, scheduled to become effective June 18, 1966.

Changes in the rates applicable to boxes, fibreboard or pulp-board, corrugated or not corrugated, knocked down flat, palletized or non-palletized, transported from the Boise Cascade Container Corporation plant near Golden, Colorado, to destinations within the State, have been proposed by Westway Motor Freight, Inc., (Westway). Mr. William W. Shipp of Westway, in a letter dated May 6, 1966, to the tariff publisher stated, "We have not attempted to make any drastic rate reductions or increases, but rather have tried mainly to put all of the present commodity items into simple and easy to understand tariff form."

The shipper, by its traffic manager, Mr. H. J. Shelley, in a letter to the Commission dated May 27, 1966, states:

"To begin with, Boise Cascade Corporation has made almost daily use of tariff 12-A for over five years. Even with all of our experience in reading this tariff, none of our rate men can check a rate on fibreboard boxes and be

absolutely sure that the rate is correct! I know that motor carriers who are parties to the tariff have the same problem. Hardly any two people can check the same rate on a given shipment.

"Boise Cascade Corporation is continually forced to file overcharge claims against motor carriers due to the highly complicated and debatable rate items and tariff rules in the 12-A. This is very costly, not only to ourselves but also to the motor carriers against whom we file claims.

"We, together with Westway Motor Freight and other carriers, have worked out an extremely simple method of publication of box rates.

"The proposed tariff changes will not disrupt the rate structure. This is important to note. Most of the rates which applied on 5,000 lb., 15,000 lb., and 20,000 lb., minimums have been eliminated and for a good reason; namely, they have moved very little traffic.

"It is a fact that our freight costs will be slightly higher to certain points than before. It is also true that we have slightly reduced rates to other points but we have carefully analyzed past shipments and we know for a fact that our overall freight costs on Colorado intrastate traffic will remain nearly the same as they are presently. Overall we won't save money from the few reduced rates or lose money due to the elimination of rates based on certain minimums. We know that we and the carriers and, I am sure, even the Commission, will gain by the utter simplicity of the recently published box rates."

The establishment of a new item on fresh cut flowers for the account of Rio Grande Motor Way, Inc., and Larson Transportation Company, according to its Assistant General Traffic Manager, is due to an "O" rating provided in the governing classification. In Mr. Wally Fletchinger's letter dated April 21, 1966, which was forwarded to the Commission, it is pointed out that the charges on this commodity shall be as provided in the individual carriers' tariff. The named destination points are ones to which the several Denver florists ship. The rates proposed are on a Class 200 basis, the same basis of rates as presently in effect in Item 1790, applicable to flowers shipped from Denver to various points served by Northeastern Motor Freight, Inc.

In the same letter Mr. Fletchinger points out that the changes in Items 1960 and 1981 are proposed for the following reasons:

Item 1960: (Granite or rough building stone)

"It is believed that the existing rates are not compensatory on an LTL basis and that the traffic involved is not sufficient to warrant such low rates. The 79¢ rate listed from Salida

nearly is a reduction of 50 percent below the present class 50 rate between Salida and Denver, and the same condition exists from Canon City -- the 65¢ rate is 40 percent below the present Canon City to Denver class rate. The proposed increase will close the gap between the applicable class rate and the published commodity rate and bring these rates more in line with the 20M, 30M and 40M rates published in Item No. 2570 on a similar commodity from Salida to Denver.

"There is no longer any move of granite or stone from Cotopaxi, nor is there a move from Salida to Canon City or Florence."

The Class 50 rates applicable on less-than-truckload and Class 35 on volume traffic (36,000 lbs. minimum weight) are the following:

	1000 lbs. or less	Between 1999 and 1000 lbs.	Volume
	(Rates in Cents per Cwt.)		
Salida to Denver	144	139	80
Salida to Colorado Springs	128	123	70
Salida to Pueblo	123	118	67
Canon City to Colorado Springs	82½	77½	43
Canon City to Denver	107½	102½	58

Item 1981: (Groceries, Meats, fresh; Sausage, fresh, etc.)

"We are handling, under the rates in this item, regular moves of these commodities, primarily from Associated Grocers of Colorado, located at Denver. These shipments consist of staple groceries, fresh meats and packing house products, such as dairy products, cured and cooked meats, lard, and lard substitutes, etc. By broadening the descriptive listing, we will be in a position to handle all commodities in each shipment at the listed commodity rates, rather than assessing class rates on a portion of the shipments. By doing so, we hope to stave off the threat of contract or private carriage handling these shipments."

Under the provisions of Rule 18 (c) (1), of our Rules of Practice and Procedure, the Commission will, following the protest deadline, enter an order in Case 1585, prescribing the changed rates, rules or regulations proposed by the carriers or their agents.

We find that the rates and provisions as proposed in the aforementioned items represent just, fair and reasonable rates and provisions, and should be approved, and an order entered prescribing said rates and provisions.

ORDER

THE COMMISSION ORDERS, That: --

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

2. The rates and provisions set forth in the Statement, Findings and Appendix "A" attached hereto shall on and after June 18, 1966 be the prescribed rates 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, 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 June 18, 1966, 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) percent.

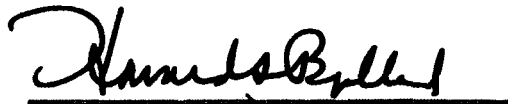
6. On and after June 18, 1966, all private carriers by motor vehicle operating in competition with any motor vehicle common carrier affected by this order shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed, provided that Class "B" private carriers shall be subject to the penalty rule of twenty (20) per cent.

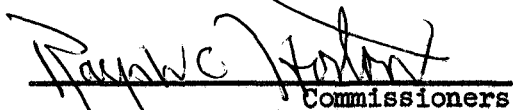
7. The order entered in Case No. 1585 on February 5, 1936, as since amended, shall continue in force and effect until further order of the Commission.

8. This order shall become effective forthwith.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




_____ Commissioners

Dated at Denver, Colorado this
8th day of June, 1966. av

Commissioner Henry E. Zarlengo necessarily
~~absent and did not participate.~~

APPENDIX "A"

COLORADO MOTOR CARRIERS' ASSOCIATION, AGENT
Local and Joint Freight Tariff No. 12-A
Colorado PUC No. 12*

(*The Motor Truck Common Carriers' Association, Agent, Series)

Changes effective June 18, 1966

SECTION NO. 2
Commodity Rates

(For application, See Page No. 190 of Tariff)

Rates are in Cents per 100 pounds (unless otherwise stated)				
Item	Commodity	From	To	Rates Route
No.	Commodities in the same item may be shipped in straight or mixed truck loads.	(Except as noted in individual items)		

Original Page No. 193-B

Boxes, fibreboard or pulpboard, corrugated, / (R) or not corrugated, knocked down flat. Subject to Notes 1,2,3, 4,5 and 6 below.	The site of the Boise Cascade Container Corp. Plant near Golden, Colo. Denver, Colo.	Points in the State of Colorado.	See Below	--
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Rates			Rates		
Distance--Miles	Minimum Weight		Distance--Miles	Minimum Weight	
	/ (R)			/ (R)	
	10,000 Pounds	24,000 Pounds		10,000 Pounds	24,000 Pounds
110 or less	61	41	260 and over 250	117	(R) 85
120 and over 110	61	44	270 and over 260	120	(R) 87
130 and over 120	65	47	280 and over 270	124	(R) 90
140 and over 130	69	50	290 and over 280	128	(R) 93
150 and over 140	74	54	300 and over 290	132	(R) 96
160 and over 150	78	57	310 and over 300	136	(R) 99
170 and over 160	82	60	320 and over 310	140	(R) 102
180 and over 170	85	62	330 and over 320	144	(R) 105
190 and over 180	91	66	340 and over 330	148	(R) 108
200 and over 190	95	69	350 and over 340	152	(R) 111
210 and over 200	99	72	360 and over 350	156	(R) 114
220 and over 210	103	75	370 and over 360	160	(R) 117
230 and over 220	106	77	380 and over 370	165	(R) 120
240 and over 230	110	80	390 and over 380	169	(R) 123
250 and over 240	113	(R) 82	400 and over 390	171	(R) 125

/ NOTE 1: Rates apply on palletized shipments only. Non-palletized shipments will be charged for at 140% of the above rates.

/ NOTE 2: All mileages will be determined from Denver, Colorado, as shown in Section No. 1 of this Tariff.

/ NOTE 3: Whenever shipper requests expedited service or exclusive use of the vehicle, rates will be charged on the basis of no less than 24,000 pounds.

/ NOTE 4: Rates are subject to Item 925 (loading and unloading delays).

/ NOTE 5: Shipments subject to a minimum weight of 24,000 pounds must be loaded in or on one vehicle or not less than 1800 cubic feet capacity. The charge for such vehicle will be the rate applicable at its minimum weight, or actual weight if greater. In the event the shipper tenders more freight than can be loaded in or on one vehicle, that portion of the freight which cannot be loaded in or on one vehicle will be charged for as a separate shipment.

/ NOTE 6: Rates provided in this item will not apply on shipments originating at Denver, Colorado, when transportation service is performed by Frederic A. Bethke, d/b/a Bethke Truck Lines.

SECTION NO. 2
Commodity Rates

(For application, See Page No. 190 of Tariff)

Rates are in Cents per 100 pounds (unless otherwise stated)				
Item	Commodity	From	To	Rates Route
No.	Commodities in the same item may be shipped in straight or mixed truck loads.	(Except as noted in individual items)		

8th Revised Page No. 194-A

Boxes, fibreboard, corrugated, or pulpboard, corrugated, K.D., flat.				
1363	① Min. Wt. 5,000 lbs.	The site of the	Ⓐ Ⓒ Ⓓ	Cancel
	② Min. Wt. 10,000 lbs.	Boise Cascade		
	③ Min. Wt. 15,000 lbs.	Container Corp.		
	④ Min. Wt. 24,000 lbs. (Subject to Item 770.)	Plant near Golden, Colo.		Rates to apply will be those published in items 1357, 1360, 1361, 1364 or 1375.
Shipments weighing 10,000 pounds or more must be palletized.				

16th Revised Page No. 195

		<u>BETWEEN</u>	<u>AND</u>	<u>Ⓔ Ⓒ</u> See
Boxes, Corrugated fibreboard, flat or folded flat, in packages;		Denver, Colo.	Golden, Colo.	Item 1375
1370	Boxes, fibreboard, other than corrugated, flat or folded flat, in packages.			
	Minimum weight 20,000 pounds.			
	Subject to shipper loading and consignee unloading. Two Hours' free loading time and two hours' free unloading time will be allowed. All delay in excess of the free time allowed will be charged for at a rate of \$5.67 per hour or fraction thereof.			
	Shipments transported under the provisions of this item must be palletized.			

1375

Boxes, fibreboard or pulpboard, corrugated / ® or not corrugated, knocked down flat.	The site of the Boise Cascade Container Corp. See below See below Plant near Golden, Colo. Denver, Colo.
---	---

TO	RATES				
	Minimum Weight				
	5,000 pounds	10,000 pounds	15,000 pounds	20,000 pounds	24,000 pounds
Arvada	24	18	14	--	10
Aurora	31	23	19	--	15
Denver	--	--	14	13	12
/ ® Englewood	56	43	36	--	30
Golden	--	--	--	13	--
/ © Littleton	56	43	36	--	30

NOTE: Shipments transported under provisions of this item must be palletized.

(Subject to Item 770)

SECTION NO. 2
Commodity Rates
(For application, See Page No. 190 of Tariff)

Rates are in Cents per 100 pounds (unless otherwise stated)					
Item No.	Commodity	From	To	Rates	Route
	Commodities in the same item may be shipped in straight or mixed truck loads.	(Except as noted in individual items)			

9th Revised Page No. 207

		<u>Colorado</u>			
1795 (R)	Flowers, Fresh Cut, N.O.I.	Denver, Colo.	Alamosa	616	87
			Craig	638	25
			Durango	780	87
			Grand Jct.	694	87
			Leadville	510	87
			Montrose	712	87
			Steamboat Springs	590	25

14th Revised Page No. 213

		<u>Colorado</u>	<u>Colorado</u>		
1960	Granite or Rough Building Stone	X	X		
		(E) (A)	(E) (A)		
		#Salida	Colorado Springs	X	
			Denver	(A) 100	87
			X		
			(E) (A)		
			Pueblo		
		<u>Colorado</u>	*		
	Canon City	Colorado Springs	(A) 80		
		Denver			

#Will also apply from the Plants of the Salida Granite Corp., and/or Mountain Gross Granite Corp.

X - From Cotopaxi to Canon City and Florence, and other points, present rate 79¢.

* - present rate 65¢.

9th Revised Page No. 214

1981	Groceries; / (R) Meats,	Denver	Hayden	(4) 142	25
	Fresh; / (R) Sausage,			(5) 105	
	Fresh; / (R) Packing House Products and Other Articles, as described in Items 380, 440 and 470				
	(4) Minimum Weight 5,000 pounds				
	(5) Minimum weight 10,000 pounds				
	(Subject to Item 770.)				

- / - denotes addition
- (R) - denotes reduction
- (E) - denotes elimination
- (C) - denotes a change resulting in neither an increase nor a reduction
- (A) - denotes increase

Route No. 25 -- Larson Transportation Company - direct

" " 87 -- Rio Grande Motor Way, Inc., - direct

Routings as designated in Item 1363: # 53 Westway Motor Freight, Inc., Denver, Colorado, Bethke Truck Lines; # 82 - Westway Motor Freight, Inc., Denver, Colorado, Red Ball Motor Freight, Inc.; #87 - Rio Grande Motor Way, Inc.

Routings as designated in Items 1370 and 1375: #43 - Westway Motor Freight, Inc.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE COMMODITY RATES APPLICABLE TO
HIDES, MEAT, FRESH, LOOSE, AND
TANKAGE FROM FORT MORGAN TO
DENVER, COLORADO

CASE NO. 1585

June 8, 1966

STATEMENT AND FINDINGS

BY THE COMMISSION:

On June 6, 1966, the Chief of Tariff Bureau, J. R. Smith, Colorado Motor Carriers' Association, Agent, filed application No. 323, dated June 3, 1966, requesting that it be permitted to publish on less than statutory notice, for the account of North Eastern Motor Freight, Inc., hereafter referred to as Northeastern, in its Local and Joint Freight Tariff No. 12-A, Colorado PUC No. 11>(*The Motor Truck Common Carriers' Association, Agent, Series) the following amendments.

Rates are in Cents per 100 Pounds

<u>Item No. 1985:</u>	<u>From</u>	<u>To</u>	<u>Rate</u>
/ Hides, cattle or horse, green, green salted or pickled, loose or in packages. ⑥ Minimum weight 40,000 lbs. (subject to Item No. 770.)	Ft. Morgan, Colorado	Denver, Colorado	⑥ 24

Item No. 2227:

/ Meat, fresh, loose, subject to loading by consignor and unloading by consignee ④ Min. Wgt. 35,000 lbs. ⑤ Min. Wgt. 40,000 lbs. Tankage, Min. Wgt. 50,000 lbs.	Ft. Morgan, Colorado	Denver, Colorado	④ 28 ⑤ 25
	Ft. Morgan, Colorado	Denver, Colorado	20

Subject to loading by consignor and unloading by consignee.

/ - denotes addition

In support of this request, William W. Shipp of the traffic department of Northeastern, in a letter addressed to the Commission, states: --

"The circumstances surrounding these rate proposals are very similar to the recent rate publications from Sterling, Colorado. That is, we have been unable to negotiate any rates with the shipper until just recently when they appointed a man in charge of transportation.

"All of the proposed rates could produce revenues of approximately \$1.20* per loaded mile which is slightly higher than the Sterling rates. However, our pickup and delivery expense would be the same as would our trailer cleaning expense.

"These rates are compensatory since this would be back-haul movement in our operation."

*The average revenue per loaded mile is \$1.25.

The Sterling to Denver rates, in cents per cwt., applicable to the same commodity descriptions were prescribed in the Commission's Decision No. 67274, dated April 22, 1966, on hides as 30; meats, fresh, loose, as ④ 35 and ⑤ 31; and tankage 25. The prescribed highway mileages between Sterling and Fort Morgan on the one hand and Denver, on the other hand, are 124 and 79 miles.

Upon consideration of the aforesaid application, the Commission finds that the proposal appears to represent just, fair and reasonable rates and charges, and that an order should be entered prescribing said changes.

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 rates and charges as set forth in the statement of this order, subject to the rules and regulations as provided in the aforesaid tariff shall be the prescribed rates, rules, 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 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 June 22, 1966, 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.

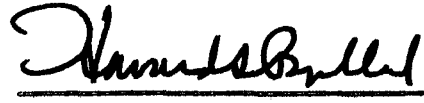
6. On and after June 22, 1966, all private carriers by motor vehicle operating in competition with any motor vehicle common carrier affected by this order shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed, provided that Class "B" private carriers shall be subject to the penalty rule of twenty (20) per cent.

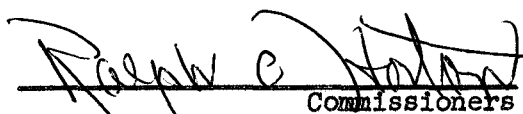
7. This order shall not be construed so as to compel a private carrier by motor vehicle to be or become a motor vehicle common carrier or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

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

Commissioner Henry E. Zarlengo necessarily absent and did not participate.

Dated at Denver, Colorado this
8th day of June, 1966. av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE ISSUANCE OF)
TEMPORARY CERTIFICATES OF PUBLIC CONVEN-)
IENCE AND NECESSITY UNDER CHAPTER 115-)
9-4 (2) CRS 1963, FOR EMERGENCY MOVE-)
MENT OF WHEAT.)

APPLICATION NO. 22023
EMERGENCY DISTRICT 1-66

June 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Report has been received by the Commission from Lloyd Espinosa, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency exists because of the shortage of trucks for transportation of wheat in the Counties of Adams, Arapahoe, Baca, Bent, Boulder, Cheyenne, Douglas, Elbert, El Paso, Kiowa, Larimer, Las Animas, Lincoln, Logan, Moffat, Morgan, Phillips, Prowers, Sedgwick, Washington, Weld and Yuma, Colorado.

Request is made for an Order of the Commission relative to issuance of temporary certificates of public convenience and necessity for the seasonal transportation of wheat crop in the above said Counties.

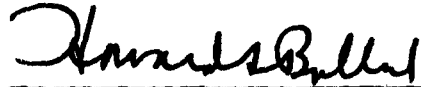
The Commission states and finds that an emergency exists because of the shortage of certificated trucks for transportation of wheat in the Counties of Adams, Arapahoe, Baca, Bent, Boulder, Cheyenne, Douglas, Elbert, El Paso, Kiowa, Larimer, Las Animas, Lincoln, Logan, Moffat, Morgan, Phillips, Prowers, Sedgwick, Washington, Weld and Yuma, Colorado, and that public convenience and necessity should issue for the operation of motor vehicles for transportation of said crop, as provided by Chapter 115, Article 9, Section 4 CRS 1963, said certificates to be effective for a period of sixty (60) days, commencing June 15, 1966.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and hereby are, authorized to be issued for the operation of motor vehicles for the transportation of wheat, in the Counties of Adams, Arapahoe, Baca, Bent, Boulder, Cheyenne, Douglas, Elbert, El Paso, Kiowa, Larimer, Las Animas, Lincoln, Logan, Moffat, Morgan, Phillips, Prowers, Sedgwick, Washington, Weld, and Yuma, State of Colorado, said certificates to be effective for a period of sixty (60) days, commencing June 15, 1966.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

CHAIRMAN HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 8th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE ISSUANCE OF)
TEMPORARY CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY UNDER)
CHAPTER 115-9-4 (2) CRS 1963, FOR)
EMERGENCY MOVEMENT OF ICE.)

APPLICATION NO. 22024
EMERGENCY DISTRICT 2-66

June 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Report has been received by the Commission from Lloyd Espinosa, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency exists because of the shortage of trucks for transportation of ice from ice storage plants to fields, in the five San Luis Valley Counties of Alamosa, Costilla, Conejos, Rio Grande, and Saguache, State of Colorado.

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 ice in the above Counties.



The Commission states and finds that an emergency exists because of the shortage of certificated trucks for transportation of ice in the Counties of Alamosa, Costilla, Conejos, Rio Grande, and Saguache, 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 ice from ice storage plants to fields as provided by Chapter 115, Article 9, Section 4, CRS 1963, said certificates to be effective for a period of ninety (90) days, commencing July 1, 1966.

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 ice from ice storage plants to fields in Alamosa, Costilla, Conejos, Rio Grande, and Saguache Counties, Colorado, said certificates to be effective July 1, 1966, and to continue in force for a period of ninety (90) days thereafter, until October 1, 1966.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

CHAIRMAN HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 8th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE ISSUANCE OF)
TEMPORARY CERTIFICATES OF PUBLIC CON-)
VENIENCE AND NECESSITY UNDER CHAPTER)
115-9-4 (2) CRS 1963, FOR EMERGENCY)
MOVEMENT OF PEAS, SNAPBEANS, SWEET)
CORN, TOMATOES, RED BEETS, PICKLES, AND)
EARLY POTATOES.)

APPLICATION NO. 22025
EMERGENCY DISTRICT 3-66

June 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Report has been received by the Commission from Lloyd Espinosa, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency exists because of the shortage of trucks for transportation of peas, snapbeans, sweet corn, tomatoes, red beets, pickles, and early potatoes, in the Counties of Adams, Alamosa, Boulder, Conejos, Costilla, Delta, Larimer, Logan, Mesa, Montrose, Morgan, Ouray, Rio Grande, Saguache and Weld, Colorado.

Request is made for an Order of the Commission relative to issuance of temporary certificates of public convenience and necessity for the seasonal transportation of said vegetable crop in the above Counties.

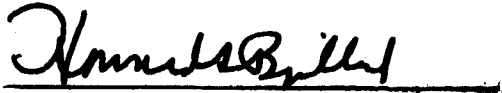
The Commission states and finds that an emergency exists because of the shortage of certificated trucks for the transportation of peas, snapbeans, sweet corn, tomatoes, red beets, pickles, and early potatoes in the Counties of Adams, Alamosa, Boulder, Conejos, Costilla, Delta, Larimer, Logan, Mesa, Montrose, Morgan, Ouray, Rio Grande, Saguache and Weld, 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 crop, as provided by Chapter 115, Article 9, Section 4, CRS 1963, said certificates to be effective for a period of ninety (90) days, commencing July 1, 1966.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and hereby are, authorized to be issued for the operation of motor vehicles for the transportation of peas, snapbeans, sweet corn, tomatoes, red beets, pickles, and early potatoes in the Counties of Adams, Alamosa, Boulder, Conejos, Costilla, Delta, Larimer, Logan, Mesa, Montrose, Morgan, Ouray, Rio Grande, Saguache, and Weld, State of Colorado, said certificates to be effective for a period of ninety (90) days, commencing July 1, 1966.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




_____ Commissioners

CHAIRMAN HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 8th day of June, 1966.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
HYDRO CONDUIT CORP.)
P.O. Box 209)
Scottsbluff, Nebraska 69361)

AUTHORITY NO. M 4994

CASE NO. 5441-Ins.

June 13, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1966, 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.


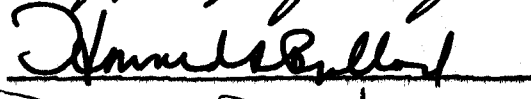

The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 13th day of June, 1966

(Decision No.67542)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE ATCHISON, TOPEKA AND SANTA FE)
RAILWAY COMPANY FOR PERMISSION TO)
RETIRE AND REMOVE 5.26 MILES OF GRAND)
VALLEY INDUSTRIAL SPUR TRACK, INCLUDING)
THREE YARD TRACKS AT ROBERTA AND TWO)
YARD TRACKS AT HAWLEY, ALL IN OTERO)
COUNTY, COLORADO.)

APPLICATION NO. 21798

June 14, 1966

Appearances: Peter J. Crouse, Esq., Denver,
Colorado, for Applicant;
J. L. McNeill, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

On February 9, 1966, application in the instant matter was filed with the Commission pursuant to Rule 6 of the Commission "Rules and Regulations Pertaining to Railroads and Express Companies Operating in the State of Colorado." Request was made for an order to authorize retirement and complete removal of 5.26 miles of trackage known as the Grand Valley Industrial spur track west of La Junta, Colorado, said retirement to be effective April 1, 1966. In conformance with the Commission's rules herein, public notice of the proposed change of service was posted at various locations of public use on the spur line. No objections or letters of public protest were received by the Commission. Meanwhile, preliminary review of the abandonment proposal was made by the Commission wherein it was concluded that a hearing be held in the matter in order to fully determine extent of public convenience and necessity. Thereafter, the application was regularly set for a hearing to be held by the Commission at its Hearing Room, 532 State Services Building, Denver, Colorado, June 8, 1966, at ten o'clock A.M.; due notice thereof being forwarded to all known parties in interest.

On June 8, 1966, hearing was held by the Commission at the time and place designated; testimony was presented, exhibits received and the hearing completed on the same day. Thereafter the matter was taken under advisement by the Commission.

In this matter, we have the proposal of Applicant (Santa Fe Railway) to abandon and remove the instant trackage for reasons that in recent years there has been a continuing decline in movement of sugar beets as the only cargo handled on the line; that revenues earned on the spur line have likewise declined in the period 1962 to 1964 and in 1965 no revenue was produced due to extensive flood damage to the track and roadbed. Meanwhile, other maintenance repairs to bridges and tie replacements are also necessary to provide safe operating conditions, all estimated to cost some \$36,000. Resulting from the flood-time emergency handling of the sugar beet traffic in a satisfactory and efficient manner by substitute truck service, the economic justification for track restoration and related expenditures is now very doubtful, and request is made for approval of the proposed track abandonment.

Testimony in support of the application was given by C. B. Kurtz, of La Junta, Colorado, who has been Superintendent for the past four years and nine months on the Colorado Division, which includes the Spur line trackage.

Exhibits as identified or explained by Mr. Kurtz and received at the hearing are as follows:

Exhibit No. A - Map - Portion of Otero County, Colorado.

Shows location of Grand Valley Spur as indicated by red color.

Exhibit No. B - Schematic Track Diagram.

Track and Station sidings to be removed are shown in red.

Portion extending for first 3,327 feet as shown in blue
is to be kept.

Exhibit No. C - Photographs - 9 sheets.

Shows track condition and nature of flood damage along
Spur line.

Exhibit No. D - Cost Estimate.

Shows cost detail to rehabilitate line for use and make
Flood repairs. Total \$38,500.

Exhibit No. E - Carload Traffic, Hawley, Colorado

Shows single commodity of sugar beets forwarded to
American Crystal Sugar Company:

1961 - 586 carloads)	
1964 - 165 ")	No Carloads Received
1965 - 0 ")	
1966 - 0 " (to date))	

Exhibit No. F - Carload Traffic, Roberta, Colorado.

No traffic forwarded or received 1961 to date (1966).

Exhibit No. G - Notice of Change in Service and Affidavit of Posting.

". . .removal and retirement of the southerly 5.26 miles
of Grand Valley industrial spur track at Hawley and Roberta,
Colorado, and the discontinuance of all service over said
portion of the track."

Exhibit No. H - Photocopy of Part I, Interstate Commerce Act.

Section 1 (22) shows authority of Interstate Commerce
Commission". . . shall not extend to the construction or
abandonment of spur, industrial, team, switching, or side
tracks, located or to be located wholly within one State,...".

During the course of his testimony and other questioning relative
to the above exhibits, Mr. Kurtz explained that the Grand Valley Industrial
Spur was built in 1906 to handle agricultural production of an irrigated
farming area west from La Junta and south of Rocky Ford as noted on Exhibit
A. The Industrial Spur connects with a siding at the main line station of
Newdale on the Pueblo District branch line serving between Pueblo and
La Junta, Colorado. Over the years, traffic has consisted of sugar beets,
feed grains, potatoes, cantaloupes, watermelons and some livestock.

Extensive improvements have been made in roads through the region; automobiles have replaced the horse and wagon, and farm produce now moves rapidly on large and dependable trucks. No change in designation has been made in the Intra-state spur line classification.

There are no commercial businesses currently served by the line; at Roberta (M.P. 2.5) there is a spur to serve the beet dump for seasonal use and the hay mill industry has not used its trackage in the past five years. Station of Hawley is end of the line where there is a sugar beet loading area, a stockyard on a short spur track, and a passing or storage siding. At Hawley the track is crossed by State Highway No. 10, an east-west asphalt-paved all-weather road extending between La Junta and Walsenburg.

According to Mr. Kurtz, heavy floods in the area during summer of 1965 caused extensive damage along the line; tracks were overflowed, forced out of alignment and rails broken, with ballast and culverts being eroded as in photographs of Exhibit C. Hence, no trains have been operated over the line since 1964 and the sugar beet crop of 1965 was moved by trucks to the Rocky Ford plant of American Crystal Sugar Company.

Exhibit D is estimate of current costs to repair flood damage and make other needed track and bridge repairs. According to Mr. Kurtz, the only costs considered are for minimum repairs and tie replacements to restore service using lightweight rail of original construction. He explained that, if continued operation be required or necessary, then heavy rail to handle larger road engines would become necessary within the next five years, since smaller switch engines now in use are becoming outmoded. Relay of 112 pound rail to replace original 50, 60 and 75 pound steel manufactured in 1880 to 1890 is estimated to cost \$114,000. Allowing salvage credit of \$22,000 for old material, estimated cost is then some \$91,000 plus continuing maintenance expense to provide the higher type of track and road-bed. Hence, current revenue of some \$5,000 for annual beet movement does not offer adequate economic inducement for continuance of the line.

Limited use of the line was further emphasized in review of operations to move the beet crop as follows:

<u>Year</u>	<u>Total Carloads</u>	<u>Month</u>	<u>No. of Trips</u>	
1961	586	February	15	(1960 crop)
		September	1	
		October	7	
		November	11	
1962	300	November	2	
		December	9	
1963	182	January	12	(1962 crop)
		February	10	"
1964	165	January	5	(1963 crop)
		September	1	
		December	1	

For the round trip of about 12 miles, operating times varied from 2 hours, 8 minutes to 3 hours, 33 minutes.

Following the flood damage of 1965, arrangements for substitute movement of the beet crop by truck were made with North American Dehydrating Company by American Crystal Sugar Company. Currently the Sugar Company has again contracted for truck movement of the 1966 crop and payment of the haulage expense. The beet growers have also been informed and no objections were made about the change.

In summary, Mr. Kurtz explained that the track serves no other operating purpose for the Pueblo District. He stated there are no other utilities involved in use of the right-of-way, such as power lines or communication poles; also, there are no commercial leases and beet piling areas are contiguous to Sugar Company properties. Also, that removal of the trackage would result in decrease of some \$2,000 in taxes as paid each year to the State of Colorado; this amount is distributed over the 600 main line track miles of Santa Fe in Colorado and would have only minor effect on tax revenue prorata share received by Otero County. Further, the instant abandonment proposal was discussed with officials of the local district School Board and Board of Otero County Commissioners, who offered no objection to the plan.

In the matter of track removal, Mr. Kurtz reported that no work arrangements had been made, but that expeditious handling was possible on basis of bid and outside contract or use of railway forces. Further, that property owners involved in reversion of the railroad right-of-way lands

would receive all possible assistance from La Junta office of Santa Fe regarding property maps and descriptions.

It is to be noted that no objections to proposed track removals were made at the hearing and none appears in the files of the Commission. Proposal is made to keep some 3,327 feet of track at the Main-line connection. This will maintain service for a local produce operator, who has a vegetable packing and small industry building at this location. Removal of the remainder, or some 5.26 miles, is reasonable on the basis that no future public convenience or necessity is apparent or claimed and use of alternate trucking facilities has been satisfactory.

F I N D I N G S

THE COMMISSION FINDS:

That the instant matter is within the jurisdiction of this Commission.

That the above and foregoing Statement is hereby made a part of these Findings by reference.

That safe and economical railroad operation on the Pueblo District lines does not require continuance of the Grand Valley Industrial Spur.

That under the evidence presented, there is not sufficient public need or convenience to justify continued maintenance, improvement or operation of the Spur line extending from M.P. 0 + 3,327 feet to end of the line.

That alternate and satisfactory substitute facilities have been used and are available to meet foreseeable needs for sugar beet movement.

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

O R D E R

THE COMMISSION ORDERS:

That Applicant, The Atchison, Topeka & Santa Fe Railway Company, be, and is hereby granted a certificate of public convenience and necessity as authority and approval for the following changes pertaining to trackage of the Grand Valley industrial spur:

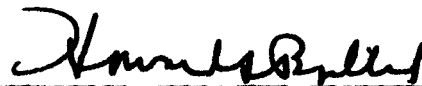
- a. Call and Demand switching service shall continue and trackage remain in service from main-line siding connection at Newdale to new terminal at Mile Post 0 + 3,327 feet on the Spur line.
- b. To abandon remainder of the line, right-of-way and service extending from Mile Post 0 + 3,327 feet to end of the Spur line, and to remove ties and tracks in full, including switches and yard tracks at Roberta and Hawley, Colorado.

That reference shall be made to this Decision in the affected tariffs as required, to show the station changes and as authority for said action.

That trackage removal and reasonable clean-up of the right-of-way shall be completed within one year from the effective date of this Order.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

CHAIRMAN HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 14th day of June, 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE : MOTOR VEHICLE OPERATIONS OF)

LOUIS A. MAES)
536 Oakland)
Las Animas, Colorado 81054)

AUTHORITY NO. B 6698)
M 10817)
CASE NO. 5042-Ins.)

June 14, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 9, 1966 , 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.


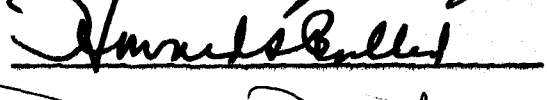

The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 14th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
MID-WESTERN CHARTER BUS, INC.
120 FIRST STREET, N.W.
MASON CITY, IOWA.

PUC NO. 3851-I

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.



ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 1, 1966

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
RONALD W. FEHR, DBA GOLDEN TAXI SERVICE,
720 - 12TH STREET
GOLDEN, COLORADO

PUC NO. 5587

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

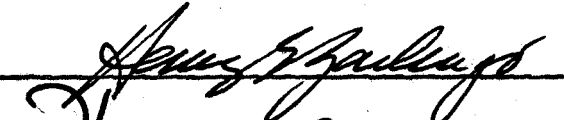
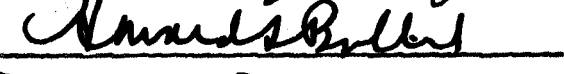

That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

May 27, 1966 until November 27, 1966

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
ROLAND J. MONTEBRAND,
526 N. PAMPAS AVENUE
ALBUQUERQUE, NEW MEXICO

PUC NO. 5918-I

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

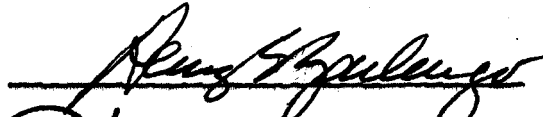

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 3, 1966

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
JAMES W. CARTER, DBA JAMES W. CARTER
TRUCKING, 6260 JOHNSON WAY,
ARVADA, COLORADO, 80002

PUC NO. 6445-I

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

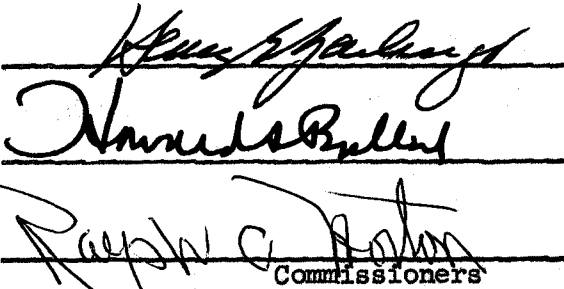
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

May 9, 1966 until November 9, 1966

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
GLEN HICKMAN
GRANADA, COLORADO

)
)
)
)

PUC NO. 6480-I

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

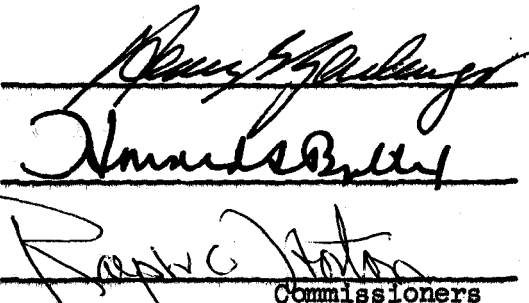
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 2, 1966

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
COIT PATTERSON, c/o COPPER MINE)
TRADING POST,)
BOX 81,)
CAMERON, ARIZONA -----)

PUC NO. 6561-I

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

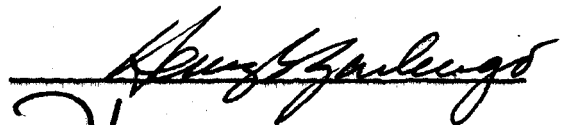
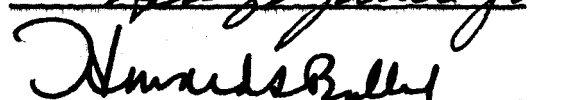
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 6, 1966

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
JOE A. TRUJILLO
710 NO. 7TH STREET
ROCKY FORD, COLORADO 81067

PERMIT NO. B-6116

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

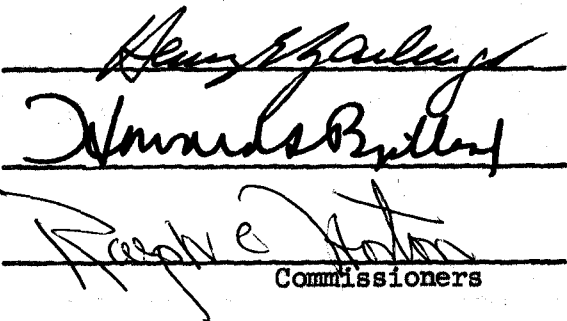
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

May 26, 1966 until November 26, 1966

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
WILLIAM E. ALLEN
905 NORTH UNION BOULEVARD
COLORADO SPRINGS, COLORADO 80900

PERMIT NO. B-6552

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

O R D E R

THE COMMISSION ORDERS:

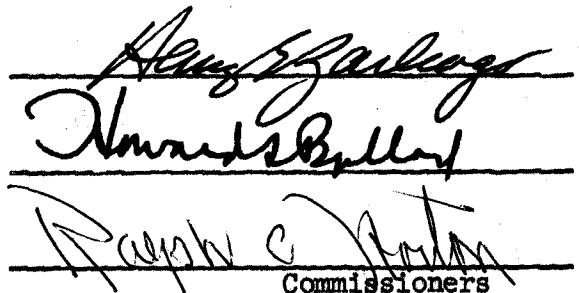
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

May 28, 1966 until November 28, 1966

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
ALVIN and HELEN KNUTSON
4343 JELLISON
WHEATRIDGE, COLORADO 80033

PERMIT NO. B-6765

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:


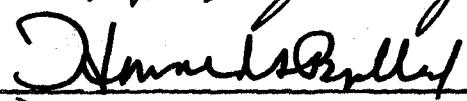
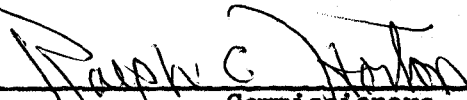
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

June 6, 1966 until December 6, 1966

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
FRANK KUTA,
630 McINTYRE STREET
GOLDEN, COLORADO 80401

PERMIT NO. B-6899

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

O R D E R

THE COMMISSION ORDERS:

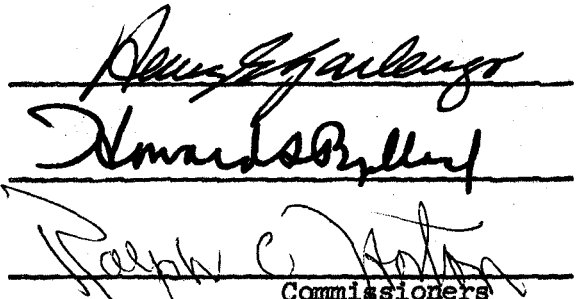
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

April 30, 1966 until October 30, 1966

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 15th day of June 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
KANSAS-NEBRASKA NATURAL GAS COMPANY,)
INC., PHILLIPSBURG, KANSAS, FOR CHANGE)
IN THE TARIFF PROVISIONS AND AN IN-)
CREASE IN ITS IGS-1 AND IGS-2 RATES,)
FOR THE DESIGNATION OF ITS ALFALFA)
DEHYDRATION RATE AS IGS-3 AND THE)
CHANGE IN TARIFF PROVISIONS AND AN IN-)
CREASE IN SUCH RATE AND FOR THE ELIMINA-)
TION OF AN OIL PUMPING STATION RATE.)

APPLICATION NO. 21973

June 14, 1966

S T A T E M E N T

BY THE COMMISSION:

On May 11, 1966 Kansas-Nebraska Natural Gas Company, Inc. (Kansas-Nebraska) filed an application with this Commission proposing to increase certain of its rates for natural gas service. The proposed increase would affect those customers presently being served on company rate schedules IGS-1, IGS-2 and Rate Sheets No. 13 and No. 14. IGS-1 has to do with irrigation gas service and, by this filing, the company proposes to increase the rate from 26¢ per MCF to 32¢ per MCF. There are presently approximately 87 customers being served under this rate. The IGS-2 rate has to do with gas service for lease production and treatment of oil and, by this proposed increase, the company seeks to increase the rate from 29¢ per MCF to 31¢ per MCF. There are presently 10 customers being served under this rate. Sheet No. 13 is the alfalfa dehydrating rate and the company proposes to change the rate from 25¢ per MCF for dehydrating gas and from 30¢ for other types of gas uses to 31¢ per MCF for all gas uses. There are presently 2 customers being served under this rate. Sheet No. 14 is a special rate for service to one existing customer; viz., The Arapahoe Pipe Line Company. The company, by this filing, proposes to eliminate this rate and transfer this

customer to an appropriate existing rate which will result in an annual increase in the cost of gas of approximately \$407.00.

The company notified all of its existing customers of the proposed rate changes and, subsequent thereto, protests were received by this Commission. On June 6, 1966 Notice of Intervention of Certain Colorado Irrigators and Motion for Extension of Time was filed by Thompson, Ozman and King of Yuma, Raphael J. Moses, Esq., Boulder, Colorado and John J. Conway, Esq., Denver, Colorado, on behalf of 36 affected customers. Also on this date a protest was received from Robert A. Ruyle, Esq., Greeley, Colorado on behalf of 7 other customers of Kansas-Nebraska. The Intervention filed on behalf of the 36 customers also requested that they be given additional time for approximately 30 days, or until July 18, 1966, for the cross examination of Applicant's witnesses and, if they so desire, to present evidence on behalf of their clients at said time.

The Commission gave Notices of Hearing to all the customers affected by the proposed increase and set said matter for hearing for June 16, 1966 at 10:00 o'clock A.M. in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. The Notice of Hearing stated that protestants, if any, must file their protests in writing at least ten days prior to the date of hearing.

The above two noted Interventions and Protests were timely filed.

In view of the protests, the Commission has decided to grant the request for a continuance of the hearing for cross examination and presentation of any evidence by intervenors. It has also come to our attention that the customers affected by the rate increase for the most part are in the busy season of the year for them and it would be advantageous to them if a day could be set for hearing of direct evidence by customer witnesses at a location convenient to them. We feel that this should also be done and, accordingly, in our Order to follow we will provide for a time and place of hearing for customer witnesses and also grant the additional time requested for the intervenors and protestants for cross examination and

presentation of evidence.

F I N D I N G S

THE COMMISSION FINDS:

That it has jurisdiction of the instant matter.

That it is fully advised in the premises.

That the request for additional time for cross examination and presentation of evidence by protestants and intervenors should be granted.

That additional time should also be granted to take testimony of customer witnesses at a location more suitable to their convenience.

O R D E R

THE COMMISSION ORDERS:

That the hearing set in Denver for June 16, 1966 proceed on the direct case of Applicant and be limited to clarification questions by protestants and intervenors, and the Staff of the Commission.

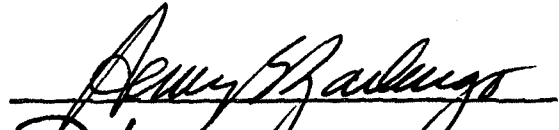

That a hearing be held in the District Court Room of the Court House in Fort Morgan, Colorado on July 12, 1966 at 10:00 o'clock A.M. for the taking of direct testimony and cross examination of customer witnesses.

That a hearing be held in Denver, Colorado on July 18, 1966 at 10:00 o'clock A.M. in the Hearing Room of the Commission, 532 State Services Building, for the purpose of cross examination by all interested parties and for the taking of direct testimony of any intervenors, or protestants, and the Commission Staff.

That, at the conclusion of the direct testimony of the above parties, cross examination be held by Kansas-Nebraska Natural Gas Company, Inc.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

CHAIRMAN HENRY E. ZARLENGO NECESSARILY
ABSENT AND NOT PARTICIPATING

Dated at Denver, Colorado,
this 14th day of June, 1966.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
RUSSELL L. CAMPBELL)
2416 West Bijou)
Colorado Springs, Colo. 80900)

AUTHORITY NO. M 8275

CASE NO. 5588-Ins.

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1966 , 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.




The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 15th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROCKY MOUNTAIN NATURAL GAS COMPANY, INC.,)
FOR A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO CONSTRUCT A LATERAL TRANS-)
MISSION LINE FROM ITS EXISTING LINE IN)
DELTA COUNTY, COLORADO, TO HOTCHKISS, DELTA)
COUNTY, COLORADO, AND FOR CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY TO)
EXERCISE FRANCHISE RIGHTS IN THE TOWN OF)
HOTCHKISS, DELTA COUNTY, COLORADO, FOR)
THE PURCHASE, DISTRIBUTION AND SALE OF)
GAS, EITHER NATURAL, ARTIFICIAL OR MIXED)
IN SAID TOWN AND ADJACENT AREAS AND FOR)
THE PURCHASE, DISTRIBUTION AND SALE OF)
GAS, EITHER NATURAL, ARTIFICIAL OR MIXED,)
IN THE AREAS ADJACENT TO THE LATERAL)
TRANSMISSION LINE.)

APPLICATION NO. 21997

June 15, 1966

Appearances: Grant E. McGee, Esq., Denver,
Colorado, for Rocky Mountain
Natural Gas Company, Inc.;
J. M. McNulty
and
M. R. Garrison, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

On May 23, 1966, Rocky Mountain Natural Gas Company, Inc.,
by its attorney, Grant E. McGee, filed with this Commission an appli-
cation to construct a 13.5 mile three and one-half inch O. D. natural
gas lateral line along State Highway 92, from a point on the applicant's
existing eight inch main gas transmission line in the vicinity of
Austin, Delta County, Colorado, to the Town of Hotchkiss, Colorado,
and a gas distribution system in the Town of Hotchkiss, Colorado, all
in Delta County, Colorado. Applicant proposes to construct these
facilities and to serve this town as well as prospective customers

located along the route of the lateral transmission line.

This matter was set for hearing by the Commission on Friday, June 10, 1966, at 10:00 o'clock a.m., in the Commission's Hearing Room, 532 State Services Building, Denver, Colorado, after due notice to all interested parties. The hearings were concluded on June 10, 1966.

Testimony at the hearing revealed that applicant applied for and obtained a franchise to render gas service, either natural, artificial or mixed, as follows:

Town of Hotchkiss, Ordinance No. 101, 1966, passed on May 2, 1966.

"ORDINANCE NO. 101

"AN ORDINANCE GRANTING A FRANCHISE BY THE TOWN OF HOTCHKISS TO THE ROCKY MOUNTAIN NATURAL GAS COMPANY, INCORPORATED, A COLORADO CORPORATION, ITS SUCCESSORS AND ASSIGNS, TO LOCATE, BUILD, CONSTRUCT, ACQUIRE, PURCHASE, EXTEND, MAINTAIN AND OPERATE INTO, WITHIN AND THROUGH THE TOWN OF HOTCHKISS, DELTA COUNTY, COLORADO, A PLANT OR PLANTS, AND WORKS, FOR THE PURCHASE, MANUFACTURE, TRANSMISSION AND DISTRIBUTION OF GAS, EITHER NATURAL, ARTIFICIAL OR MIXED, AND TO FURNISH, SELL AND DISTRIBUTE SAID GAS TO THE TOWN OF HOTCHKISS, AND THE INHABITANTS THEREOF, FOR HEATING, COOKING, OR OTHER PURPOSES BY MEANS OF PIPES, MAINS, OR OTHERWISE, 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 HOTCHKISS AND FIXING THE TERMS AND CONDITIONS THEREOF."

The evidence showed that the foregoing franchise was accepted by the applicant on the 9th day of May, 1966.

The period of the above franchise is twenty-five years from the date of passage and approval and provides a Two Per Cent tax for gas sold in the town, excluding therefrom revenues received from the sale of industrial gas and for gas sold to the town and after an adjustment for uncollectible accounts. The population of the Town of Hotchkiss was estimated by the Mayor of Hotchkiss to be approximately 700 and in addition there are a number of people living in the environs adjacent to the town and along the proposed lateral. Applicant estimated

the potential gas customers within the above town and adjacent areas to be approximately 262 residential and 38 commercial for the year 1966 and 274 residential and 43 commercial by the year 1968. The estimated cost of the lateral transmission line, together with the distribution system in the Town of Hotchkiss was \$113,905. The fee for the issuance of the certificate sought herein will be based upon this figure, but will not be binding upon the Commission should the subject of rates or valuation be at issue in the future.

Applicant proposes to supply natural gas at Austin, Colorado, from its eight inch transmission line which is connected through a gathering system to gas wells located in the vicinity of Collbran, Colorado, under contract to the applicant. The evidence showed that there are adequate reserves attributable to gas wells under contract to the applicant to meet the gas requirements of this area for a period of in excess of twenty-five years. The applicant proposes to supply natural gas to the customers in the Town of Hotchkiss and environs and to customers adjacent to the lateral transmission line under Rate Schedule D-1, D-2, D-3 and D-4, presently on file with this Commission for its Western Division.

All gas will be odorized prior to sale to customers.

Mr. Lester Branom, a resident of and the Mayor of the Town of Hotchkiss, appeared at the hearing and testified that there was a need for natural gas in Hotchkiss and surrounding area, and that in his opinion connections to natural gas in that area would be rapid. He further testified that many elderly people were retiring in the Town of Hotchkiss and in the adjacent areas and that the furnishing of natural gas service would supply a definite need in the community. It was evident from testimony in the record that gas service is needed and would be a great convenience to the inhabitants of the Town of Hotchkiss and the environs.

Applicant is presently operating as a gas utility and is

familiar with the Commission's requirements regarding the uniform system of accounts to be maintained by gas utilities, for the filing of annual reports and the rules regulating gas service promulgated by this Commission.

F I N D I N G S

THE COMMISSION FINDS:

That the above statement be made a part of these findings by reference.

That the Commission has jurisdiction of Rocky Mountain Natural Gas Company, Inc., and of the subject of the instant application.

That the Commission is fully advised in the premises.

That public convenience and necessity require the approval of the construction, installation, maintenance and operation of the necessary gas transmission and distribution lines to serve the Town of Hotchkiss and the areas adjacent to said Town and adjacent to said lateral transmission line.

That public convenience and necessity require the exercise by applicant herein of the rights and privileges granted to applicant by the Board of Trustees of the Town of Hotchkiss by Ordinance No. 101, 1966.

That public health and safety require the installation of suitable equipment to odorize all gas in applicant's transmission and distribution systems prior to sale of gas to its customers.

That sale of gas pursuant to this application should be made under Rate Schedule D-1, D-2, D-3 and D-4 of applicant's Rate Schedule now on file with this Commission for its Western Division.

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require the approval of the construction, installation and maintenance and operation of the

necessary gas transmission and distribution lines to serve the Town of Hotchkiss, Delta County, Colorado, and the exercise by applicant herein of the rights and privileges granted to applicant in and by Ordinance No. 101, 1966, of the Town of Hotchkiss, for gas service in said town and for the supplying of gas service in the area adjacent to said town and in the area adjacent to its lateral transmission line from Austin, Colorado, to Hotchkiss, Colorado, and this order shall be taken, deemed and held to be a Certificate of Public Convenience and Necessity therefor.

Applicant shall install suitable equipment to odorize the gas in its transmission and distribution lines prior to sale to customers.

That sale of gas shall be made pursuant to applicant's Rate Schedule D-1, D-2, D-3 and D-4, of applicant now on file with this Commission for its Western Division.

That the applicant shall commence construction of a gas lateral transmission line and the distribution system authorized herein, as soon as possible and shall complete the same as soon as reasonably possible.

That applicant shall continue to keep its books and accounts in accordance with the uniform system of accounts as prescribed by this Commission.

That the applicant shall otherwise and at all times comply with the rules and regulations of this Commission.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




_____ Commissioners

COMMISSIONER HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 15th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
EDWIN C. AND ROBERT C. TERRY)
DBA TERRY BROTHERS REPAIR AND FARM)
SUPPLY)
Ursa, Illinois, 62376)

AUTHORITY NO. M 15626

CASE NO. 4951-Ins.

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 9, 1966, 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.

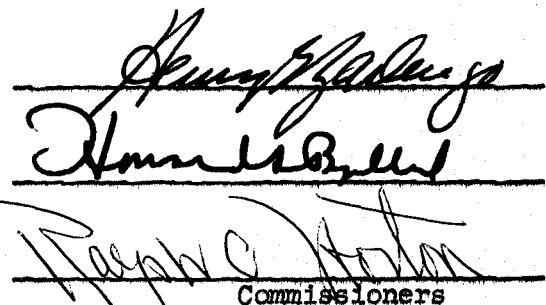
The Commission finds that said Authority should be restored to active status.

ORDER

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


Commissioners

Dated at Denver, Colorado,
this 16th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

MILLER'S SUPER MARKET)
South Main Street)
Moab, Utah 84532)

AUTHORITY NO. M 11695

CASE NO. 5592-Ins.

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1966 , 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.

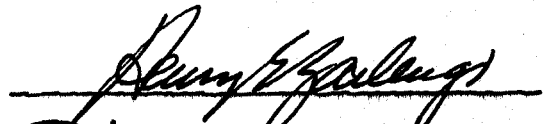
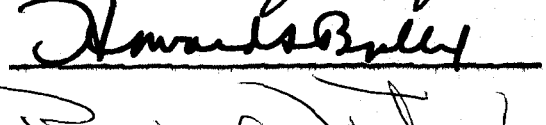

The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 16th day of June, 1966

(Decision No. 67559)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE DISTANCE AND/OR HOURLY RATES FOR)
TRANSPORTATION OF COMPUTING MACHINES,)
DATA PROCESSING MACHINES, AND OTHER)
OFFICE AND BUSINESS MACHINES.)

INVESTIGATION AND SUSPENSION
DOCKET NO. 565
SUPPLEMENTAL ORDER

June 14, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 6, 1966, the Commission entered Decision No. 67529 in the above-styled matter, which, among other things, set the herein matter for hearing on July 7, 1966, at 10:00 A.M., at 532 State Services Building, Denver, Colorado.

The Commission is in receipt of a communication from John P. Thompson, Attorney for Overland Motor Express, Inc., a protestant herein, requesting that the hearing presently set for July 7, 1966, be continued and reset for hearing at a future date to be determined by the Commission.

The Commission states and finds that the hearing date on the above-styled matter presently set for July 7, 1966, as specified by Decision No. 67529, should be vacated and that said hearing be held on July 22, 1966, as set forth in the Order following.

O R D E R

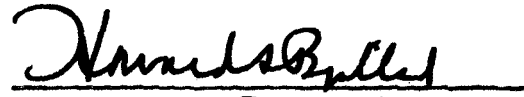
THE COMMISSION ORDERS:

That the hearing on the above-styled matter presently set for July 7, 1966, be, and the same hereby is, vacated.

That said matter be, and the same hereby is, reset for hearing on July 22, 1966, at 10:00 o'clock A.M., at 532 State Services Building, Denver, Colorado.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

CHAIRMAN HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 14th day of June, 1966
et

(Decision No. 67560)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
CRC-CROSE INTERNATIONAL, INC., P. O.
BOX 3227, HOUSTON, TEXAS.

PUC NO. 6220-I

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission is in receipt of a communication from the above-styled certificate-holder, requesting authority to change corporate name to: "CRC-CROSE INTERNATIONAL, INC.," from Crutcher-Rolfs-Cummings, Inc., in the conduct of operations under PUC No. 6220-I.

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 the Secretary of the Commission is hereby directed to change the records of the Commission to show PUC No. 6220-I to be owned and operated by:

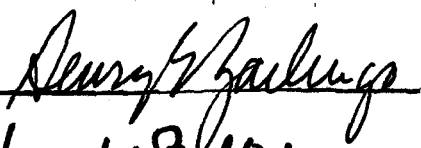
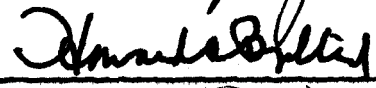

"CRC-CROSE INTERNATIONAL, INC."

in lieu of:

CRUTCHER-ROLFS-CUMMINGS, 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 16th day of June, 1966.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
W. K., C. L., C. H., G. W., L. C., &
MELVIN BIGHAM, DOING BUSINESS AS "W. K.
BIGHAM & SONS," ROUTE 2, BOX 166,
LUBBOCK, TEXAS, FOR AUTHORITY TO TRANS-
FER INTERSTATE OPERATING RIGHTS TO
C.L., G.W., L.C., AND MELVIN BIGHAM,
DOING BUSINESS AS "W.K. BIGHAM & SONS,"
ROUTE 2, BOX 166, LUBBOCK, TEXAS.

PUC NO. 5720-I-Transfer

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, W.K., C.L., C.H., G.W., L.C., & Melvin Bigham, doing business as "W.K. Bigham & Sons," Lubbock, Texas, were granted a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire

(PUC No. 5720-I):

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-holders now seek authority to transfer PUC No. 5720-I to C.L., G.W., L.C., and Melvin Bigham, doing business as "W.K. Bigham & Sons," Lubbock, Texas.

Inasmuch as the records and files of the Commission fail to disclose any reason why said transfer should not be compatible with the public interest, and should be authorized, as set forth in the Order following.

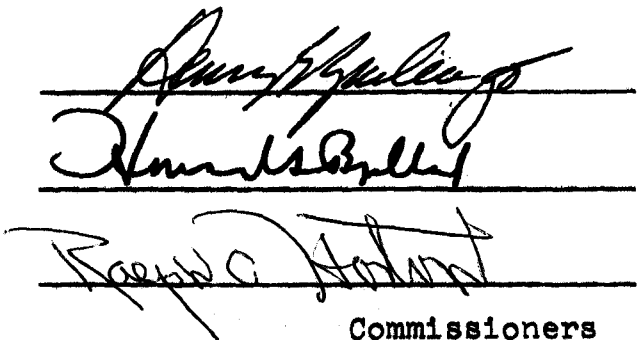
O R D E R

THE COMMISSION ORDERS:

That W.K., C.L., C.H., G.W., L.C., & Melvin Bigham, doing business as "W.K. Bigham & Sons," Subbock, Texas, be, and they hereby are, authorized to transfer all right, title, and interest in and to certificate PUC No. 5720-I--with authority as set forth in the Statement preceding, which is made a part hereof, by reference--to C.L., G.W., L.C., and Melvin Bigham, doing business as "W.K. Bigham & Sons," Lubbock, Texas, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to encumbrances, if any, against said certificate approved by this Commission.

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 16th day of June, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
W.N. MOREHOUSE, 4204 SOUTH 22ND STREET,
OMAHA, NEBRASKA, FOR AUTHORITY TO
TRANSFER INTERSTATE OPERATING RIGHTS
TO GERALD C. MOREHOUSE, KENNETH W.
MOREHOUSE, AND CECIL B. MOREHOUSE,
DOING BUSINESS AS "W.N. MOREHOUSE,"
2501 O STREET, OMAHA, NEBRASKA.

PUC NO. 1459-I-Transfer

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, W. N. Morehouse, Omaha, Nebraska, was
granted a certificate of public convenience and necessity
(PUC No. 1459-I), authorizing transportation of:

Freight, between all points in Colorado
and the Colorado State boundary lines,
where all highways cross same in Inter-
state Commerce only, subject to the pro-
visions of the Federal Motor Carrier Act
of 1935, as amended.

Said certificate-holder now seeks authority to trans-
fer said PUC No. 1459-I to Gerald C. Morehouse, Kenneth W.
Morehouse, and Cecil B. Morehouse, doing business as "W. N.
Morehouse," Omaha, Nebraska.

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


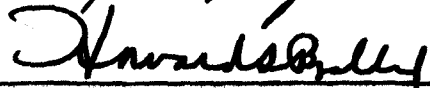

THE COMMISSION ORDERS:

That W. N. Morehouse, Omaha, Nebraska, be, and hereby

is, authorized to transfer all right, title, and interest in and to PUC No. 1459-I -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Gerald C. Morehouse, Kenneth W. Morehouse and Cecil B. Morehouse, doing business as "W. N. Morehouse," Omaha, Nebraska, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to encumbrances, if any, against said certificate approved by this Commission.

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 16th day of June 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
CARFIELD HOUSEMOVERS, INC.,
1703 ABAYTA COURT, LOVELAND,
COLORADO.

PUC NO. 4401-I
PERMIT NO. B-4611

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission is in receipt of a communication from the above-styled certificate-holder requesting that the corporate be changed from Cowan-Carfield Housemovers, Inc. to Carfield Housemovers, Inc. in the conduct of operations under PUC No. 4401-I and Permit No. B-4611.

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 the Secretary of the Commission is hereby directed to change the records of the Commission to show PUC No. 4401-I and Permit No. B-4611 to be owned and operated by:

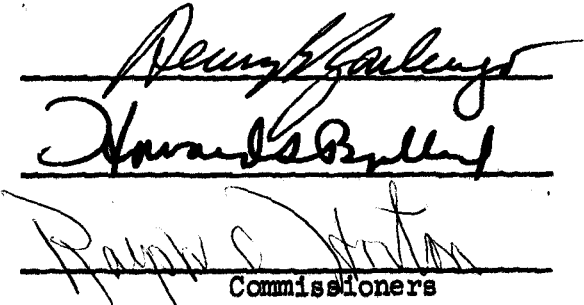
Carfield Housemovers, Inc.

in lieu of:

Cowan-Carfield Housemovers, 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 16th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
CARFIELD HOUSEMOVERS, INC.,
1703 ABEYTA COURT, LOVELAND,
COLORADO.

)
)
)
)
PUC NO. 3241

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission is in receipt of a communication from the above-styled certificate holder requesting that the corporate name be changed from W. A. Hutchens Inc. to Carfield Housemovers, Inc., in the conduct of operations under PUC No. 3241.

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

ORDER

THE COMMISSION ORDERS:

That the Secretary of the Commission is hereby directed to change the records of the Commission to show PUC No. 3241 to be owned and operated by:

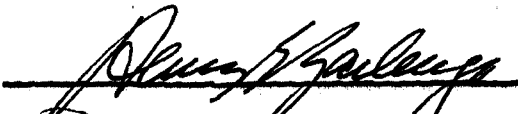

Carfield Housemovers, Inc.

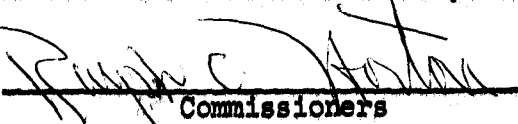
in lieu of:

W. A. Hutchens, 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 16th day of June, 1966.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BURNHAM AVIATION SERVICE, INC.,)
CHRISTMAN FIELD, FORT COLLINS,)
COLORADO, FOR AUTHORITY TO TRANSFER)
TO WESTERN AVIATION, INC., BOX 681,)
LOVELAND, COLORADO, CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY)
ACQUIRED BY IT PURSUANT TO AUTHORITY)
CONTAINED IN DECISION NO. 59477,)
DATED OCTOBER 26, 1962.)

APPLICATION NO. 21937-Transfer

June 16, 1966

Appearances: Aaron E. White, Loveland, Colorado,
for Transferee;
Ray Wilson, Denver, Colorado,
for Staff of the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Burnham Aviation Service, Inc., Fort Collins, Colorado,
pursuant to authority contained in Decision No. 59477, dated
October 26, 1962, became the owner and operator of a certificate of
public convenience and necessity authorizing:

Transportation of passengers and property, not on
schedule, but on call and demand, in irregular service
between all points in the State of Colorado. Applicant
shall not establish an office or branch for the purpose
of developing business, except at Fort Collins, Colorado,
and airports located within a radius of fifteen miles
thereof.

By the above-styled application, said certificate-holder
seeks authority to transfer said operating rights to Western Aviation,
Inc., Loveland, 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.

Aaron E. White, Loveland, Colorado, testified he is President of the transferee Western Aviation, Inc., a Colorado corporation; that the Articles of Incorporation were filed with the within application together with a financial statement of the transferee corporation dated December 31, 1965; that said financial statement substantially reflects the status of the transferee corporation as of the day of hearing; that if the within application is approved, the transfer will be made on a debt free basis on the effective date of transfer; and that the statement filed with the Commission reflecting certain items of debt of Burnham Aviation Service, Inc. are being paid and will be paid and disposed of on the effective day of transfer.

Mr. White stated that he is President of Western Aviation, Inc. and has agreed to purchase the Public Utilities Commission authority as contained in Decision No. 59477, dated October 26, 1962, from Burnham Aviation Service, Inc. for a sum of \$175.00; that the transferee corporation owns a 1965 Cessna 206, a 1965 Cessna Skytane and a Cessna 172 which will be used to continue operations under this authority; that, in addition, negotiations are being made to purchase a Cessna Super Sky Master; that the witness and other personnel who will pilot the planes are experienced and capable pilots; and that the transferee corporation owns its own building at the Fort Collins-Loveland Airport and in addition to providing air service for hire, the transferee will engage in a complete air base operation including the sale of airplane fuel, airplane servicing, etc.

Mr. White explained that he and his company are experienced in this type of business and that the transferee company also has

PUC authority at Sterling, Colorado to provide air service from the Sterling-Logan County Airport. This witness also stated that the transferor Burnham Aviation Service, Inc. has or will dispose of all of its assets; that it retains no PUC authority and that according to the information available to the witness, the transferor corporation will cease to exist.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that transferee corporation will have sufficient equipment and experienced personnel to properly carry on the 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 Burnham Aviation Service, Inc., Fort Collins, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to certificate of public convenience and necessity acquired by it pursuant to authority contained in Decision No. 59477, dated October 26, 1962 -- with authority as set forth in the preceding Statement which is made a part hereof by reference -- to Western Aviation, Inc., Loveland, Colorado, subject to encumbrances, if any, against said operation approved by this Commission.

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



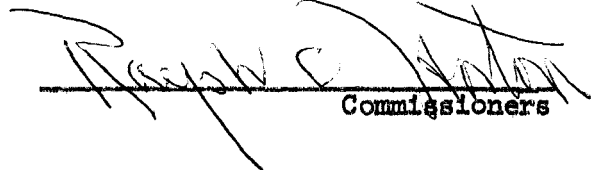
them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, 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 its compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said 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 June, 1966.

ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
WEICKER TRANSFER & STORAGE COMPANY,
DOING BUSINESS AS "REYHER TRUCKING
COMPANY," 2900 BRIGHTON BOULEVARD,
DENVER, COLORADO. } PUC NO. 480 AND PUC NO. 480-I

RE MOTOR VEHICLE OPERATIONS OF
NORTH DENVER STORAGE CO., DOING
BUSINESS AS "WEICKER TRANSPORT CO.,"
2900 BRIGHTON BOULEVARD, DENVER,
COLORADO. } PERMIT NO. B-802

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On February 10, 1951, the Commission entered its Decision No. 36117 granting to Weicker Transfer and Storage Company a written waiver of the provisions of Section (a) of Rule 24 of the Rules and Regulations Governing Common Carriers by Motor Vehicle, in the conduct of operations under PUC No. 341.

Similarly, on September 15, 1965, the Commission entered its Decision No. 65811 granting to Weicker Transfer & Storage Company a written waiver of the provisions of Section (a) of Rule 25 of Rules and Regulations Governing Private Carriers by Motor Vehicle in the conduct of operations under Permit No. B-1114.

The Commission is in receipt of a written request from the Weicker Transfer & Storage Company for written waiver from the Commission of its Rule 24 (a) of Rules and Regulations Governing Common Carriers by Motor Vehicle for Weicker Transfer & Storage Co., doing business as "Reyher Trucking Co.," in the conduct of operations under PUC No. 480 and PUC No. 480-I, and for written waiver from the

Commission of its Rule 25 (a) of Rules and Regulations Governing Private Carriers by Motor Vehicle for North Denver Storage Co., doing business as "Weicker Transport Co.," in the conduct of operations under Permit No. B-802, since all authorities are constructively owned by Weicker.

Upon full consideration of the matters the ~~Commission~~ states and finds that to grant the request will be in the public interest and that said request should be granted.

O R D E R

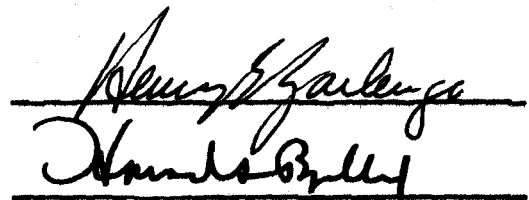
THE COMMISSION ORDERS:

That Weicker Transfer & Storage Company, doing business as "Reyher Trucking Company," Denver, Colorado, be, and hereby is, granted a written waiver of the provisions of Section (a) of Rule 24 of Rules and Regulations Governing Common Carriers by Motor Vehicle, and shall not be required to file with this Commission cash or surety bond referred to in said Rule, in operations under PUC No. 480 and PUC No. 480-I.

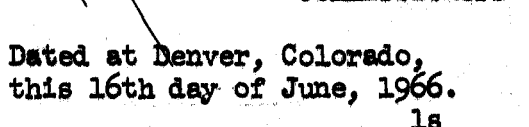
That North Denver Storage Co., doing business as "Weicker Transport Co.," Denver, Colorado, be, and hereby is, granted a written waiver of the provisions of Section (a) of Rule 25 of Rules and Regulations Governing Private Carriers by Motor Vehicle, and shall not be required to file with this Commission cash or surety bond referred to in said Rule, in operations under Permit No. B-802.

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 16th day of June, 1966.
ls

(Decision No. 67567)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RALPH AIKIN, DOING BUSINESS AS "AIKIN)
TRANSFER," NELSON, NEBRASKA, FOR AUTH-)
ORITY TO TRANSFER INTERSTATE OPERATING)
RIGHTS TO TRANSPORT VAN LINES, INC.,)
501 WEST 6TH STREET, PAPILLION,)
NEBRASKA.)

PUC NO. 6171-I-Transfer

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, Ralph Aikin, doing business as "Aikin Transfer," Nelson, Nebraska, was granted a certificate of public convenience and necessity (PUC No. 6171-I), authorizing transportation of:

"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 PUC No. 6171-I to Transport Van Lines, Inc., Papillion, Nebraska.

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

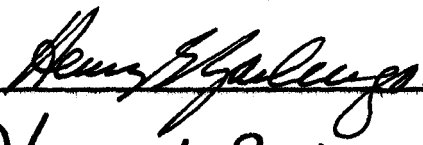

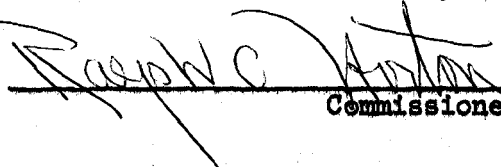
THE COMMISSION ORDERS:

That Ralph Aikin, doing business as "Aikin Transfer," Nelson, Nebraska, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 6171-I -- with authority as set forth

in the Statement preceding, which is made a part hereof, by reference -- to Transport Van Lines, Inc., Papillion, Nebraska, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to encumbrances, if any, against said certificate approved by this Commission.

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 16th day of June, 1966.
ls

(Decision No. 67568)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
B. C. ROBINSON, BOX 38, CRIPPLE)	
CREEK, COLORADO, FOR A CERTIFICATE)	APPLICATION NO. 21940
OF PUBLIC CONVENIENCE AND NECESSITY)	
TO OPERATE AS A COMMON CARRIER BY)	
MOTOR VEHICLE FOR HIRE.)	

June 17, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the above-styled application, applicant herein sought a certificate of public convenience and necessity, authorizing operation as a common carrier by motor vehicle for hire, for the transportation of passengers in a sightseeing service in an area defined as the area surrounding Cripple Creek, Colorado, the radius of which is 15 miles, all trips to originate and terminate in Cripple Creek, Colorado.

Said application was regularly set for hearing before the Commission, and an Examiner was duly designated to conduct hearing on said application, he thereafter to submit a report of said proceedings to the Commission.

Report of the Examiner states that at the time and place designated for hearing, applicant failed to appear, either in person or by representative. It was disclosed to the Examiner that F. Richard Hite, attorney for Applicant, called the Commission advising that the applicant did not wish to proceed with hearing of the within application and desired that the application be dismissed.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that the instant application should be dismissed, as set forth in the Order following.

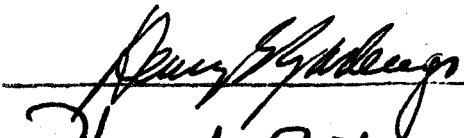
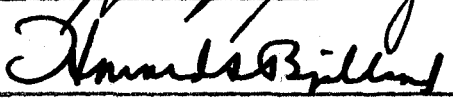
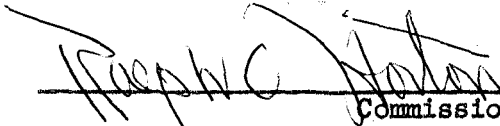
ORDER

THE COMMISSION ORDERS:

That Application No. 21940 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

Dated at Denver, Colorado,
this 16th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

GILBERT SILVA)
515 West Wilson)
Gallup, New Mexico 87301)

AUTHORITY NO. M 3687

CASE NO. 5537-Ins.

June 16, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1966 , 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.

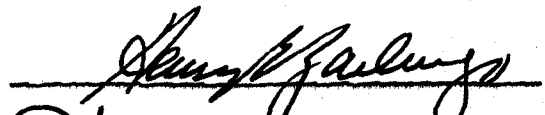


The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 16th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PAUL ZOOK AND ALBERT MOBERLY, 2503)
HOWBERT STREET, COLORADO SPRINGS,) APPLICATION NO. 21948-PP
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

June 17, 1966

Appearances: Paul Zook, Colorado Springs,
Colorado, pro se.

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.

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.

Paul Zook, Colorado Springs, Colorado appeared and testified in support of the granting of the authority herein applied for; that if the application is granted, he and his co-partner will enter into special carriage contracts for the hauling of sand, gravel, and other related commodities as listed in the application; that the partnership has ample and suitable equipment, sufficient net worth and operating experience to render the special service herein sought; that, as far as he knew, the granting of such authority would not impair the efficient public service of any other motor vehicle common carrier having the same territory over the same general route

or routes; that if this authority is granted, they agree to operate in accordance with all the present and future rules, regulations and safety requirements of the Public Utilities Commission and all laws of the State of Colorado; and that arrangements have been made for insurance as required by the Commission.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 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 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.

ORDER

THE COMMISSION ORDERS:

That Paul Zook and Albert Moberly, Colorado Springs, Colorado, 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 150 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 150 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 150 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 150 miles of said pits and supply points, provided, however, transportation of road-surfacing materials shall be restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

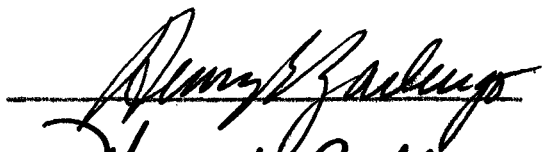
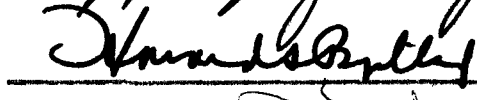
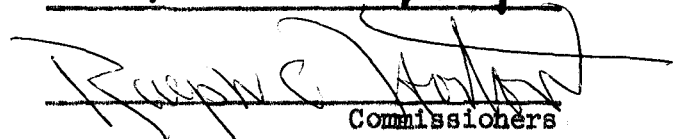
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until 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




Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)	
OF GEORGE MATHEWS AND DES MATHEWS,)	
DOING BUSINESS AS "EAGLE CAB COMPANY,")	APPLICATION NO. 21943-Transfer
EAGLE, COLORADO, FOR AUTHORITY TO)	
TRANSFER PUC NO. 1814 TO EAGLE-VAILE)	
CAB CO., INC., 1009 NEWPORT STREET,)	
DENVER, COLORADO.)	
- - - - -)	

- - - - -
June 17, 1966
- - - - -

Appearances: Mrs. Des Mathews, Eagle, Colorado,
for Transferors;
Fred O. Jeffries, Denver,
Colorado, for Transferee.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer PUC No. 1814 from George Mathews and Des Mathews, doing business as "Eagle Cab Company," Eagle, Colorado, to Eagle-Vail Cab Co., 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 of said proceeding, together with a written statement of his findings of fact and conclusions.

Mrs. Des Mathews, Eagle, Colorado, testified that she and her husband, George Mathews, presently own and operate under PUC No. 1814; that they have entered into an agreement with the Eagle-Vail Cab Co., Inc. through its President Fred O. Jeffries to sell and transfer to the Eagle-Vail Cab Company, Inc. PUC No. 1814 for a consideration of \$2,000.00 and 1,000 shares of the capital stock

of Eagle-Vail Cab Co., Inc.; that in her opinion this is a fair and reasonable consideration; and that on the effective date of transfer, there will be no debts, encumbrances or liens against PUC No. 1814 or the business conducted thereunder.

Mr. Fred O. Jeffries testified he is President of the Eagle-Vail Cab Co., Inc. incorporated in the State of Colorado for the purpose of owning PUC No. 1814 and conducting business thereunder; that the Articles of Incorporation are on file with the Secretary of State as of March 28, 1966; and that Exhibit 2 is a copy of said Articles of Incorporation. He also identified Exhibit 1 as a copy of the Agreement between the transferors and the transferee corporation. Both of these exhibits were received into evidence.

Mr. Jeffries also testified that the transferee corporation has an approximate net worth of \$8,500.00 and owns sufficient and adequate equipment to continue the transportation operations as authorized in PUC No. 1814; that both he and the employees of this corporation are experienced in the type of transportation authorized by PUC No. 1814; that the transferee corporation has made arrangements for insurance as required by the Commission; and that the officers and employees of the corporation are familiar with the rules, regulations and laws of the State of Colorado pertaining to common carriers and will carefully observe the same.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that transferee corporation will have sufficient equipment and experienced personnel to properly carry on the operations; 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 George Mathews and Des Mathews, doing business as "Eagle Cab Company," Eagle, Colorado, be, and hereby are, authorized to transfer all right, title and interest in and to PUC No. 1814 to Eagle-Vail Cab Co., Inc., Denver, Colorado, subject to encumbrances against said operating rights, if any, approved by this Commission.

That henceforth the full and complete authority under PUC No. 1814 shall be as follows, to-wit:

- "1. Taxicab service for the transportation of passengers and baggage, on call and demand, between all points in Eagle County, Colorado, and between all points in Eagle County, Colorado, on the one hand, and the municipality of Glenwood Springs, Colorado, on the other hand, and return, provided, however, that no passenger pickups may be made in Glenwood Springs.
2. Sightseeing service for the transportation of passengers for sightseeing purposes to points and places within the State of Colorado on trips that would originate and terminate at Eagle or Vail or within a twenty-five mile radius of Eagle or Vail, provided, however, that Applicants shall not utilize more than three five-passenger vehicles in rendition of such sightseeing service."

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, unless such time shall be extended by the Commission, upon proper application.

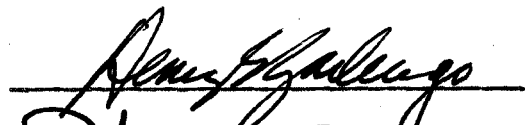
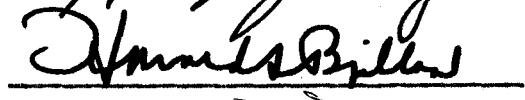

The tariff of rates, rules and regulations of transferors

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 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 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 17th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
SAM SCHLEGEL, 1281 UINIA, DENVER,) APPLICATION NO. 21881-PP
COLORADO, FOR AUTHORITY TO EXTEND) EXTENSION
OPERATIONS UNDER PERMIT NO. B-2650.)
- - - - -)

IN THE MATTER OF THE APPLICATION OF)
SAM SCHLEGEL, 1281 UINIA, DENVER,) APPLICATION NO. 21882-PP
COLORADO, FOR AUTHORITY TO TRANSFER) TRANSFER
PERMIT NO. B-2650 TO SAM SCHLEGEL)
AND PAUL L. SCHLEGEL, DOING)
BUSINESS AS "SAM SCHLEGEL & SON,")
1281 UINIA, DENVER, COLORADO.)
- - - - -)

- - - - -
June 17, 1966
- - - - -

Appearances: Sam Schlegel, Denver, Colorado,
for Applicants;
Leslie R. Kehl, Esq., Denver,
Colorado, for Ward Transport,
Inc., Ruan Transport Corp.,
Petroleum Transport Company,
Protestants.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the above-styled applications, Sam Schlegel, Denver, Colorado, seeks authority to extend operations under Permit No. B-2650 to include the transportation of natural fertilizer from supply points in the State of Colorado to points within a radius of 50 miles of said supply points; and authority to transfer said Permit No. B-2650 to Sam Schlegel and Paul L. Schlegel, doing business as "Sam Schlegel & Son," Denver, Colorado.

Said applications were regularly set for hearing before the Commission, and were heard, on a consolidated record, by an Examiner duly designated and to whom the hearing was 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 proceedings, together with a written statement of his findings of fact and conclusions.

As a preliminary matter, Mr. Leslie R. Kehl stated that the owner of Permit No. B-2650, Mr. Sam Schlegel and he had agreed and therefore jointly stipulated that the authority under Permit No. B-2650 may be reworded to reflect a restriction that the operator shall not transport any road-surfacing material under any of the authorities set forth in this Permit which transportation requires the use of tank vehicles. Mr. Schlegel confirmed this stipulation and agreement. The stipulation and agreement was therefore accepted and it was stated that the authority under Permit No. B-2650 would henceforth contain the restriction as above indicated. Thereupon, Mr. Leslie R. Kehl, on behalf of the Protestants, stated that the protests were being withdrawn.

Sam Schlegel testified he owns and has conducted a transportation operation under Permit No. B-2650; that he has several customers who wish to contract with him for the transportation of natural fertilizer; that he will enter into private carriage contracts for this transportation; and that he has the necessary experience, sufficient equipment, and adequate net worth to provide for the extended service he is applying for; and that the granting of the application for extension, in his opinion, will not impair the efficient public service of any common carrier.

With reference to the application for transfer, Mr. Sam Schlegel testified that he wishes to transfer Permit No. B-2650 from a sole ownership in himself to a partnership consisting of himself and his son, Paul L. Schlegel; that the transferees propose to do business under the trade name of "Sam Schlegel & Son;" that there is no consideration passing between the parties other than the fact of the relationship between father and son; that Paul L. Schlegel has agreed to enter into this partnership; that

he is experienced in the type of transportation service provided in Permit No. B-2650; that the partnership owns sufficient equipment and has adequate net worth to continue to provide the transportation service under this Permit; and that his son, Paul L. Schlegel, is acquainted with the rules, regulations and laws of the State of Colorado pertaining to private carriers and will carefully observe the same.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner states and finds that no one protests the granting of extension and transfer herein sought; that applicants will have sufficient equipment and experience to properly carry on the operation; that applicants' financial standing is established to the satisfaction of the Commission; that the granting of the extension herein sought would not impair the efficient public service of any authorized motor vehicle common carrier or carriers operating over the same general highway route or routes; that the transfer herein sought is compatible with the public interest; and that the said extension and transfer should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Sam Schlegel, Denver, Colorado, be, and hereby is, authorized to extend operations under Permit No. B-2650 to include the transportation of natural fertilizer from supply points in the State of Colorado to points within a radius of 50 miles of said supply points.

That Sam Schlegel, Denver, Colorado, be, and hereby is, authorized to transfer said Permit No. B-2650, as extended, to Sam Schlegel and Paul L. Schlegel, doing business as "Sam Schlegel & Son,"

Denver, Colorado, subject to the encumbrances against said operating rights, if any, approved by this Commission.

That the restriction presently contained in Permit No. B-2650 be amended by deleting the last phrase, to-wit: "provided, however, that Applicant shall not transport any road-surfacing materials requiring the use of tank vehicles," and in its place add the following, to-wit: "provided, transportation of any road-surfacing materials under this Permit is restricted against transportation requiring the use of tank vehicles."

That henceforth the full and complete authority under Permit No. B-2650 shall be as follows, to-wit:

"Transportation of sand, gravel and other road-surfacing materials from pits and supply points within the State of Colorado, to jobs within a radius of 50 miles of said pits and supply points, excluding service in Boulder, Clear Creek and Gilpin Counties; and coal from mines in the northern Colorado coal fields to Denver; 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 homes 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; coal, from mines in the northern Colorado coal fields to Denver, and to points within a radius of 10 miles of Denver, Colorado; provided, transportation of any road-surfacing materials under this Permit is restricted against transportation requiring the use of tank vehicles; transportation of natural fertilizer from supply points in the State of Colorado to points within a radius of 50 miles of said supply points."

That said transfer shall become effective only if and when, but not before, said transferor and transferees, in writing, have advised the Commission that said permit has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance


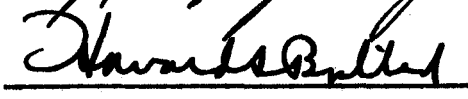

of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HARRY B. DANIELS, EXECUTOR OF THE)
ESTATE OF RICHARD N. DANIELS, (DECEASED))
DOING BUSINESS AS "DANIELS MOVING AND)
STORAGE COMPANY," 2325 NORTH SINTON)
ROAD, COLORADO SPRINGS, COLORADO,)
FOR AUTHORITY TO TRANSFER PUC NO. 3189)
AND PUC NO. 3189-I TO HARRY B. DANIELS,)
DOING BUSINESS AS "DANIELS MOVING AND)
STORAGE COMPANY," 2325 NORTH SINTON)
ROAD, COLORADO SPRINGS, COLORADO.)

APPLICATION NO. 21899-Transfer

June 17, 1966

Appearances: Richard Hanes, Esq., Colorado
Springs, Colorado, for Transferor
and Transferee.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application Harry B. Daniels, Executor of the Estate of Richard N. Daniels, Deceased, doing business as "Daniels Moving and Storage Company," Colorado Springs, Colorado, seeks authority to transfer PUC No. 3189 and PUC No. 3189-I to Harry B. Daniels, doing business as "Daniels Moving and Storage Company," 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 of said proceeding, together with a written statement of his findings of fact and conclusions.

Harry B. Daniels testified he is Executor of the Estate of Richard N. Daniels in whose name PUC No. 3189 and I presently stands; that Richard N. Daniels died February 3, 1966 at Colorado

Springs, that the District Court of El Paso County in accordance with the directions contained in the Will of Richard N. Daniels qualified Harry B. Daniels as Executor of the Estate; that the Last Will and Testament of Richard N. Daniels contains the following paragraph:

"I give, devise and bequeath to my son, HARRY B. DANIELS, as a specific legacy, all of my interest in the business known and operated as Daniels Moving & Storage Co., in which business I have been engaged as an equal partner with my said son, HARRY B. DANIELS, for a period in excess of eight (8) years. The assets of the said partnership include the equipment, furniture, fixtures and vehicles used in operating said business, cash and business bank accounts, accounts receivable, permits, contracts and the real estate acquired from Raymond C. Whitlock by deed dated September 20, 1962, and recorded in Book 1927 at Page 158 of the El Paso County, Colorado, records, together with the improvements thereon."

The witness testified that he is the identical Harry B. Daniels named in the above specific legacy and that the purpose of the within application is to secure the approval of the Public Utilities Commission to transfer PUC No. 3189 and I from Richard N. Daniels, Deceased, to himself, Harry B. Daniels, who will continue to operate under this authority and under the trade name of "Daniels Moving & Storage Co."

Mr. Daniels testified that he has had over ten years experience in the transportation business; that heretofore he has worked for his father in this business and was, in fact, the Manager of the business for the past ten years; and that his approximate net worth is in excess of \$80,000.00; that he will have suitable and adequate equipment to continue operations under this authority; that in general, the business will be conducted with the same employees and with the same equipment as previously; that he will have sufficient financial status to provide additional equipment if the public need requires it; that he is acquainted with the rules, regulations and laws of the State of Colorado pertaining to common carriers and will carefully observe the same and that arrangements are being made to

transfer all insurance as required by the Commission to his name. Mr. Daniels identified Exhibit A as an equipment list of Daniels Moving & Storage Company. This exhibit was received into evidence.

Filed with the application is a financial statement of Richard N. Daniels, doing business as "Daniels Moving & Storage," and a financial statement of Harry B. Daniels, the transferee. Mr. Daniels explained that his estimate of his net worth of \$80,000.00 includes the assets of Daniels Moving & Storage Company which he is inheriting from his father. Also filed with the application is a copy of the Last Will and Testament of Richard N. Daniels. Mr. Daniels stated as Executor of his father's estate, there are sufficient assets of the estate to pay all expenses of administration, inheritance taxes, debts and other obligations and that the assets of Daniels Moving & Storage is received by him without any diminution of the assets of the business.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits 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 operations; 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.

The Commission further finds that a portion of the authority under PUC No. 3189 and PUC No. 3189-I as authorized by Decision No. 52424, an extension, contains a restriction regarding the manner of transfer (through heirship only); that such a restriction is void as a restraint of alienation; and that said restriction being void should be eliminated from the authority

contained under said PUC No. 3189 and PUC No. 3189-I.

O R D E R

THE COMMISSION ORDERS:

That Harry B. Daniels, Executor of the Estate of Richard N. Daniels, Deceased, doing business as "Daniels Moving and Storage Company," Colorado Springs, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to PUC No. 3189 and PUC No. 3189-I to Harry B. Daniels, doing business as "Daniels Moving and Storage Company," Colorado Springs, Colorado, subject to encumbrances against said operating rights, if any, approved by this Commission.

That the restriction regarding the manner of transfer (through heirship only), authorized by Decision No. 52424, be, and the same hereby is eliminated from authority contained in PUC No. 3189 and PUC No. 3189-I.

That henceforth the full and complete authority under PUC No. 3189 and PUC No. 3189-I shall be as follows, to-wit:

Transportation of uncrated new and used household and office furniture over irregular routes throughout, but only within the corporate limits of, the City of Colorado Springs, Colorado.

Transportation of household goods, new and used furniture, used and uncrated office equipment, between points within a radius of ten miles of the City limits of Colorado Springs, Colorado.

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.

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

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



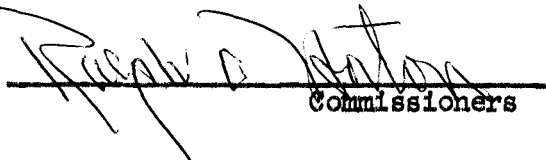
the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of 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 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 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 17th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROCKY MOUNTAIN TRUCKING INSTITUTE,)
INC., 1385 UMATILLA STREET, DENVER,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 21930-PP

June 15, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission is in receipt of a communication from E. A. Howard Baker, Jr., Attorney for Applicant, requesting that the hearing on the above-styled matter presently set for June 20, 1966, at 10:00 A.M., at Denver, Colorado, be vacated, and that the above-styled application be dismissed.

The Commission states and finds that said request is compatible with the public interest and should be granted as set forth in the Order following.

ORDER

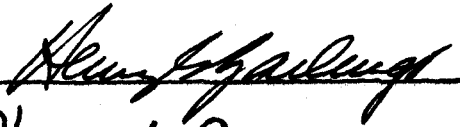
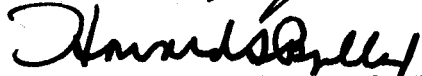

THE COMMISSION ORDERS:

That hearing on the above-styled matter presently set for June 20, 1966, at 10:00 A.M., at Denver, Colorado, be, and the same hereby is, vacated.

That Application No. 21930-PP be, and the same hereby is, dismissed.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 15th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DAVID W. DELAPIANE AND HELEN M.)
DELAPIANE, DOING BUSINESS AS "SKY)
RANCH," ROUTE 1, GLENWOOD SPRINGS,)
COLORADO, FOR AUTHORITY TO TRANSFER)
TO ARAPCO ENTERPRISES, INC., 145 EAST)
COSTILLA, LITTLETON, COLORADO,)
OPERATING RIGHTS GRANTED BY DECISION)
NO. 60050.)

APPLICATION NO. 21140-Transfer
SUPPLEMENTAL ORDER
ORDER TO SHOW CAUSE
AND
NOTICE OF HEARING

June 16, 1966

Appearances: Harry E. Carleno, Esq., Englewood,
Colorado, for Transferors and
Transferee.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 6, 1965, the Commission entered its Decision No. 65301 authorizing the transfer sought by the above-styled application.

On May 10, 1966, the Commission received a letter from Robert J. Sladley, President of Arapco Enterprises, Inc., wherein it is requested that the certificate of public convenience and necessity authorizing air transportation of passengers and property between Glenwood Springs and other towns and cities in the State of Colorado by said company be cancelled.

The Commission finds that good cause exists for issuing an Order to show cause why the said authority should not be revoked and cancelled.

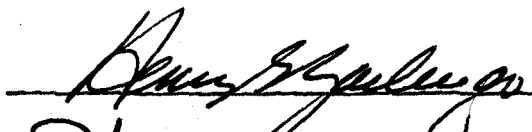
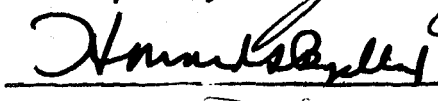

O R D E R

THE COMMISSION ORDERS:

That the above request for cancellation of authority be, and the same hereby is, set down for hearing before the Commission, at the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10:00 o'clock A.M., on June 30, 1966, at which time

and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 16th day of June, 1966
et

(Decision No. 67576)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
HALL SAND & GRAVEL CO., A CORPORATION,
BOX 688, LITTLETON, COLORADO, FOR
AUTHORITY TO EXTEND OPERATIONS UNDER
PERMIT NO. B-6855.

APPLICATION NO. 21935-
PP-Extension

June 17, 1966

Appearances: Howard Hall, Littleton, Colo-
rado for Applicant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Applicant corporation is the owner and operator of Permit No. B-6855 which generally provides for the transportation of sand, gravel, road-surfacing materials, dirt, stone, refuse and insulrock between points within a 50 mile radius of pits and supply points and construction jobs; and barnyard and natural fertilizer, ready-mixed concrete and coal.

By the instant application, the Applicant seeks to extend operations under said Permit No. B-6855 to include transportation of cement in bulk and in sacks from Colorado supply points to mixing plants and construction sites for Hall Ready Mixed Concrete only, a solely owned subsidiary of Hall Sand & Gravel Co., 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 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.

Mr. Howard Hall, Littleton, Colorado, testified he is Vice President of the Applicant corporation; that the purpose of the within

application is to extend authority under Permit No. B-6855 to permit the Applicant to transport cement in bulk and in sacks from Colorado supply points to mixing plants and construction sites for one customer only, to-wit: Hall Ready Mixed Concrete; that Hall Ready Mixed Concrete is a wholly owned division or subsidiary of Hall Sand and Gravel Company, Inc.; that the Applicant has suitable and sufficient equipment to provide the additional transportation service requested; that the Applicant and its employees are experienced in the transportation of cement in bulk and in sacks; and that the Applicant has sufficient net worth to fully perform its transportation obligations.

As a late filed exhibit, the Applicant filed financial statements pertaining to Hall Sand and Gravel, Inc. and a copy of the Articles of Incorporation of Hall Sand and Gravel, Inc.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that Applicant corporation will have sufficient equipment and experienced personnel with which to properly carry on said proposed extended operation; that Applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that Applicant's proposed extended 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 granting the 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 Hall Sand & Gravel Co., a Colorado corporation, Littleton, Colorado, be, and hereby is, authorized to extend operations under Permit No. B-6855, so that henceforth the full and complete authority under said Permit No. B-6855 shall be as follows, to-wit:

"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 being restricted against the use of tank vehicles; also, barnyard and natural fertilizer, and ready-mixed concrete from supply points, to points within a radius of 50 miles of said supply points; coal, from mines and supply points, to points within a radius of 50 miles of said mines and supply points;

transportation of cement in bulk and in sacks from Colorado supply points to mixing plants and construction sites for one customer only, Hall Ready Mixed Concrete (a solely owned subsidiary of Hall Sand & Gravel Company, Inc.)."

That this Order is made part of the permit granted to Applicant. This Order shall become effective twenty-one

days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry G. Giddings
James B. Byles
George C. Tatum
Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
S. C. THOMAS, 695 36 ROAD, PALISADE,)
COLORADO, FOR AUTHORITY TO EXTEND)
OPERATIONS UNDER PUC NO. 5071.)

APPLICATION NO. 21923-Extension

June 17, 1966

Appearances: D. J. Dufford, Esq., Grand
Junction, Colorado, for
Applicant;
Warren Reams, Esq., Grand
Junction, Colorado, for
Nelson Transportation
Co., Craig, Colorado, Pro-
testant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Applicant is the owner of PUC No. 5071 which provides for the transportation of buildings generally, whole and dismantled, excluding box cars and trolley cars, and trolley cars, from point to point within all of the area of the State of Colorado lying west of the Continental Divide, excluding, however, any service in Moffat, Rio Blanco, Routt, Jackson, and Grand Counties, Colorado.

By the instant application, the Applicant seeks a certificate of public convenience and necessity authorizing extension of operations under PUC No. 5071 to include the Counties of Moffat, Rio Blanco, Routt, Jackson and Grand, Colorado.

Said application was set for hearing on May 10, 1966, at the Courthouse, Grand Junction, Colorado. The same was then and there heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. After the conclusion of the hearing the matter was taken under advisement and thereafter the said Examiner transmitted to the Commission the record and exhibits of said proceeding together with a written report

consisting of the appearances made and entered, of the proceedings had, of the motions made by the parties, of his rulings made, of said Examiner's record of proceedings and testimony given at the hearing, and of his findings of fact and conclusion. Following is the record of said proceedings and testimony:

RECORD OF PROCEEDINGS AND TESTIMONY

S. C. Thomas, 695 36 Road, Palisade, Colorado, testified that he owns and operates a transportation business by authority of PUC No. 5071 which authorizes the transportation of buildings from point to point within the State of Colorado lying west of the Continental Divide excluding any service in Moffat, Rio Blanco, Routt, Jackson and Grand Counties, Colorado; that the purpose of the within application is to secure authority to extend operations into the five counties above-named; that he would like to be able to afford service to persons in these counties who might be dissatisfied with competitor service; that he and his employees are experienced in this type of transportation; that he owns suitable and adequate equipment to provide for the extended service requested; and that he has sufficient net worth as reflected in a financial statement attached to the application to provide such extended service. Also attached to the application is an equipment list and a map indicating the area of the five counties which the Applicant proposes to extend operations under PUC No. 5071 if the within application is approved. This witness cited a contact he had with one Mr. Nick Malarus in Rio Blanco County, Colorado, which was indicative to him for a need for additional transportation service. He stated Mr. Malarus had asked him to bid on moving a structure approximately 27 miles over somewhat difficult terrain; that Mr. Malarus had not been pleased with a bid given him by Nelson Transportation, the Protester herein; and that Mr. Malarus had indicated to the witness that he could perform this job if he could secure authority. The witness also referred to one Tom Theous of Meeker, Colorado, who also wished to transport a structure from and to the same points as Mr. Malarus. Mr. Thomas testified that he engages only in the transportation of structures, etc. and offers no other service. However, if a customer requires preparation of the foundation and similar work at the point of destination, he is able to perform such work if no other person is available to do it.

On cross examination, Mr. Thomas stated that his basic position in making the within application is that he would like to be able to serve customers in the five-county area excluded from his present authority; that he has no knowledge regarding the type of service offered or the equipment of Nelson Transportation of Craig, Colorado, and therefore, cannot state that either the service or the equipment of Nelson Transportation is inadequate; that he has had no requests for service in any of the other counties requested in his application other than Rio Blanco County. The Applicant rested.

William B. Nelson, Craig, Colorado, testified that he owns and operates under PUC No. 1672 and I which provides for the transportation on call and demand over irregular routes of buildings between points in Colorado lying west of the Continental Divide; that he is protesting the within Application inasmuch as the major portion of his business emanates in the area of Moffat, Rio Blanco, Routt, Jackson and Grand Counties; that his equipment is frequently idle; that he has been able to fulfill the needs for transportation service of houses and structures completely; that his gross income from this transportation approximated \$6,000.00 for 1965; that the granting of the within application would have the effect of diminishing his business to a point where his service to the public would be impaired; that he and other common carriers who have authority to transport buildings in this area adequately and fully meet a public need; and that additional competition would not be in the public interest. Mr. Nelson emphasized that he has handled satisfactorily all business offered to him. This witness also referred to several common carriers based in the Denver area who have authority to provide this transportation service in the subject area.

The Commission, having considered the said record and exhibits and the said written Report of the Examiner herein, and in particular the testimony as recorded by him, states and finds:

That the evidence pertinent and relevant to the issues is conflicting.

That the Applicant has failed to satisfactorily sustain the burden of proof to establish that the present, or future, public convenience and necessity require, or will require, the transportation services for which Applicant seeks authority.

That the evidence is insufficient to make a finding that the present, or future, public convenience and necessity require, or will require, the transportation services for which the Applicant herein seeks authority.

That inadequacy of available transportation service similar to the transportation service proposed by the applicant of the common carriers presently serving the public to satisfy the requirements of the present, or future, public convenience and necessity in the judgment of the Commission has not been established.

That the application should be denied.

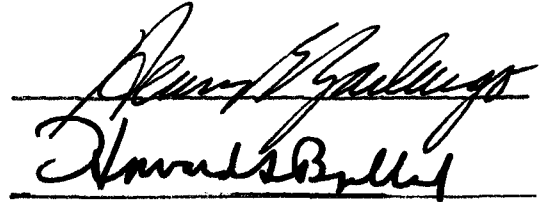
O R D E R

THE COMMISSION ORDERS:

That the rulings of the Examiner be, and they hereby are, confirmed.

That Application No. 21923-Extension be, and the same hereby is, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




_____ Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1966
et

Argued

(Decision No. 67578)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
* * *

IN THE MATTER OF THE APPLICATION
OF Y-W ELECTRIC ASSOCIATION, INC.,
A COLORADO CORPORATION, AKRON,
COLORADO, FOR AN ORDER AUTHORIZING
THE ISSUANCE OF SECURITIES
AND THE APPLICATION OF THE PROCEEDS
THEREFROM TO CERTAIN LAWFUL PURPOSES.

APPLICATION NO. 22041
SECURITIES

June 17, 1966

S T A T E M E N T

BY THE COMMISSION:

Upon consideration of the application filed June 16, 1966 by Y-W 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 June 30, 1966, at 10:30 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 June 24, 1966, 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

[Signature]
[Signature]
[Signature]
Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1966.
gs

(Decision No. 67579)

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, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY, AUTHORIZING EXER-)
CISE OF FRANCHISE RIGHTS IN THE TOWN OF)
JAMESTOWN, COUNTY OF BOULDER, STATE OF)
COLORADO, FOR THE PURCHASE, GENERATION,)
TRANSMISSION, DISTRIBUTION AND SALE OF)
ELECTRICITY IN SAID TOWN.)

APPLICATION NO. 22002

June 20, 1966

Appearances: Lee, Bryans, Kelly and Stansfield,
Esqs., Denver, Colorado, by
D. D. Cawelti, Esq., Denver, Colo-
rado, for Applicant;
J. M. McNulty, Denver, Colorado, of
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 May 24, 1966, and, after due notice to all interested parties, was set for hearing on June 10, 1966, at 2:00 o'clock P.M., at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. At said time and place, the matter was heard upon a consolidated record with Public Service Company of Colorado, Application No. 22003. At the conclusion of the hearing, the matter was taken under advisement by the Commission.

Applicant is a corporation, organized and existing under and by virtue of the laws of the State of Colorado, and is a public utility operating company subject to the jurisdiction of this Commission, engaged primarily in the generation, purchase, transmission, distribution and sale of electrical energy and in the purchase, distribution and sale of natural gas at various points within the State of Colorado. The principal office and address of Applicant is 550 Fifteenth Street, Denver, Colorado. A certified copy of Applicant's Composite Certificate of Incorporation, to-

gether with all amendments thereto, has been filed with this Commission.

The application showed that on March 1, 1966, the Board of Trustees of the Town of Jamestown, Boulder County, Colorado, duly passed and adopted Ordinance No. 1-1966 of the Town of Jamestown, entitled as follows:

AN ORDINANCE GRANTING A FRANCHISE BY THE TOWN OF JAMESTOWN, BOULDER COUNTY, COLORADO, TO PUBLIC SERVICE COMPANY OF COLORADO, ITS SUCCESSORS AND ASSIGNS, TO LOCATE, BUILD, CONSTRUCT, ACQUIRE, PURCHASE, MAINTAIN AND OPERATE INTO, WITHIN AND THROUGH THE TOWN OF JAMESTOWN, A PLANT OR PLANTS, SUBSTATIONS, AND WORKS, FOR THE PURCHASE, GENERATION, TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND TO FURNISH, SELL AND DISTRIBUTE SAID ELECTRICAL ENERGY TO THE TOWN OF JAMESTOWN, AND THE INHABITANTS THEREOF, FOR LIGHT, HEAT, AND POWER, OR OTHER PURPOSES, BY MEANS OF CONDUITS, CABLES, POLES AND WIRES STRUNG THEREON, OR OTHERWISE, ON, OVER, UNDER, ALONG, ACROSS AND THROUGH ALL STREETS, ALLEYS, VIADUCTS, BRIDGES, ROADS, LANES, AND OTHER PUBLIC WAYS AND PLACES IN SAID TOWN OF JAMESTOWN, AND FIXING THE TERMS AND CONDITIONS THEREOF.

The above entitled franchise is for a period of twenty-five years and a certified copy of said franchise, together with the Certificate as to Introduction, passage and Signature by the Mayor, the Certificate as to the Recording of the Ordinance, and the Acceptance by the Company of said franchise was introduced at the hearing and marked Exhibit "A" and said exhibit, by reference, is made a part hereof.

The Applicant's witness testified that the 1960 census listed the population of Town as 107. The Company is presently serving 67 residential electric customers in the Town. The witness further estimated that the Company expected to spend \$16,400 for capital additions to its system within the Town during the period covered by the franchise.

There is no other public utility engaged in the business of distributing and selling electricity in the Town of Jamestown.

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

The Commission is of the opinion that the authority sought herein should be granted.

FINDINGS

THE COMMISSION FINDS:

That the Commission has jurisdiction of Applicant herein, Public Service Company of Colorado, 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 requires, and will require, the exercise by Public Service Company of Colorado of the franchise rights granted in and by Ordinance No. 1-1966 of March 1, 1966, for the purchase, generation, transmission, distribution and sale of electricity in said Town, and that a certificate of public convenience and necessity should issue therefor.

ORDER

THE COMMISSION ORDERS:

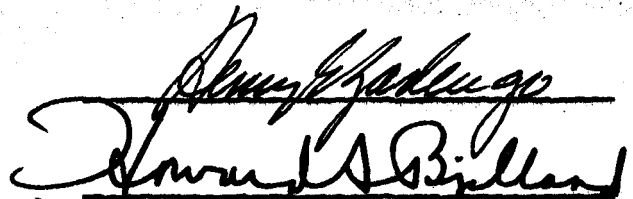
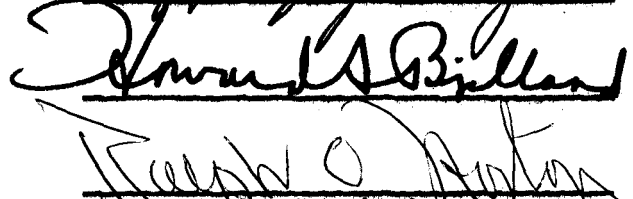

That public convenience and necessity require, and will require, the exercise by Public Service Company of Colorado of the franchise rights granted in and by Ordinance No. 1-1966 of the Town of Jamestown, dated March 1, 1966, marked Exhibit "A" herein which, by reference, is made a part hereof, for the purchase, generation, transmission, distribution and sale of electricity by Public Service Company of Colorado in said Town, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That Public Service Company of Colorado shall install, operate and maintain its electric system and supply service in the area heretofore designated in accordance with its schedules of electric rates, classifications, 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 Public Service Company of Colorado shall continue to maintain its books and accounts in accordance with the Uniform System of Accounts, and shall continue to keep its practices as to the testing of meters, customers' deposits and operations, records of meters and complaints in accordance with the Commission's requirements.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1966.

et

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, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY, AUTHORIZING EXERCISE OF)
FRANCHISE RIGHTS IN THE TOWN OF WARD,)
COUNTY OF BOULDER, STATE OF COLORADO,)
FOR THE PURCHASE, GENERATION, TRANS-)
MISSION, DISTRIBUTION AND SALE OF)
ELECTRICITY IN SAID TOWN.)

APPLICATION NO. 22003

June 20, 1966

Appearances: Lee, Bryans, Kelly and Stansfield,
Esqs., Denver, Colorado, by
D. D. Cawelti, Esq., Denver, Colo-
rado, for Applicant;
J. M. McNulty, Denver, Colorado, of
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 May 24, 1966, and, after due notice to all interested parties, was set for hearing on June 10, 1966, at 2:00 o'clock P.M., at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. At said time and place, the matter was heard upon a consolidated record with Public Service Company of Colorado Application No. 22002. At the conclusion of the hearing, the matter was taken under advisement by the Commission.

Applicant is a corporation, organized and existing under and by virtue of the laws of the State of Colorado, and is a public utility operating company subject to the jurisdiction of this Commission, engaged primarily in the generation, purchase, transmission, distribution and sale of electrical energy and in the purchase, distribution and sale of natural gas at various points within the State of Colorado. The princi-

pal office and address of Applicant is 550 Fifteenth Street, Denver, Colorado. A certified copy of Applicant's Composite Certificate of Incorporation, together with all amendments thereto, has been filed with this Commission.

The application showed that on April 4, 1966, the Board of Trustees of the Town of Ward, Boulder County, Colorado, duly passed and adopted Ordinance No. 57-1966 of the Town of Ward, entitled as follows:

AN ORDINANCE GRANTING A FRANCHISE BY THE TOWN OF WARD, BOULDER COUNTY, COLORADO, TO PUBLIC SERVICE COMPANY OF COLORADO, ITS SUCCESSORS AND ASSIGNS, TO LOCATE, BUILD, CONSTRUCT, ACQUIRE, PURCHASE, MAINTAIN AND OPERATE INTO, WITHIN AND THROUGH THE TOWN OF WARD, A PLANT OR PLANTS, SUBSTATIONS, AND WORKS, FOR THE PURCHASE, GENERATION, TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND TO FURNISH, SELL AND DISTRIBUTE SAID ELECTRICAL ENERGY TO THE TOWN OF WARD, AND THE INHABITANTS THEREOF, FOR LIGHT, HEAT, AND POWER, OR OTHER PURPOSES, BY MEANS OF CONDUITS, CABLES, POLES AND WIRES STRUNG THEREON, OR OTHERWISE, ON, OVER, UNDER, ALONG, ACROSS AND THROUGH ALL STREETS, ALLEYS, VIADUCTS, BRIDGES, ROADS, LANES, AND OTHER PUBLIC WAYS AND PLACES IN SAID TOWN OF WARD, AND FIXING THE TERMS AND CONDITIONS THEREOF.

The above entitled franchise is for a period of twenty-five years and a certified copy of said franchise, together with the Certificate as to Introduction, Passage and Signature by the Mayor, the Certificate as to the Recording of the Ordinance, and the Acceptance by the Company of said franchise was introduced at the hearing and marked Exhibit "A" and said exhibit, by reference, is made a part hereof.

The Applicant's witness testified that the 1960 census listed the population of Town as only 9, but that estimates based on the number of Company's electric customers indicated a population of about 60 at present. The Company is presently serving 30 residential electric customers in the Town. The witness further estimated that the Company expected to spend \$13,600 for capital additions to its system within the Town during the period covered by the franchise.

There is no other public utility engaged in the business of distributing and selling electricity in the Town of Ward.

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

The Commission is of the opinion that the authority sought herein should be granted.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission has jurisdiction of Applicant herein, Public Service Company of Colorado, 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 requires, and will require, the exercise by Public Service Company of Colorado of the franchise rights granted in and by Ordinance No. 57-1966 of April 4, 1966, for the purchase, generation, transmission, distribution and sale of electricity in said Town, and that a certificate of public convenience and necessity should issue therefor.

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require, and will require, the exercise by Public Service Company of Colorado of the franchise rights granted in and by Ordinance No. 57-1966 of the Town of Ward, dated April 4, 1966, marked Exhibit "A" herein which, by reference, is made a part hereof, for the purchase, generation, transmission, distribution and sale of electricity by Public Service Company of Colorado in said Town, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

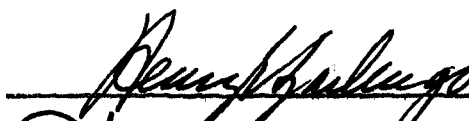


That Public Service Company of Colorado shall install, operate and maintain its electric system and supply service in the area heretofore designated in accordance with its schedules of electric rates, classifications, rules and regulations now on file with this Commission or as the

same may be changed according to law and the rules and regulations of this Commission.

That Public Service Company of Colorado shall continue to maintain its books and accounts in accordance with the Uniform System of Accounts, and shall continue to keep its practices as to the testing of meters, customers' deposits and operations, records of meters and complaints in accordance with the Commission's requirements.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE LOCAL DISTANCE (MILEAGE)
COMMODITY RATES, RULES AND
REGULATIONS ON EXPLOSIVES IN
STRAIGHT OR MIXED SHIPMENTS

Investigation and Suspension
Docket No. 566

June 17, 1966

STATEMENT AND FINDINGS

BY THE COMMISSION:

On May 31, 1966, Kingery Transportation Co., by Walter A. Smith, filed its Motor Freight Tariff No. 1, Colo. PUC No. 1, scheduled to become effective June 30, 1966, naming mileage rates and charges for the transportation of explosives, in straight or mixed shipments, between Leadville, Colorado, and Boulder, Colorado Springs and intermediate points, including mining districts of Georgetown, Silver Plume, Central City, Blackhawk and Idaho Springs, via Colorado 91, 119, U. S. 40, 85, 285, and Colorado 7.

The Commission is now in receipt of a protest and request for rejection of said tariff, filed June 13, 1966 on behalf of Overland Motor Express, Inc., doing business as Boulder-Denver Truck Line, and Denver-Climax Truck Line, Inc., by their attorney, John P. Thompson. Upon consideration of the said schedule and protest herein the Commission is of the opinion that said tariff should be suspended, and an investigation instituted into and concerning the lawfulness of the rates and charges published therein.

ORDER

THE COMMISSION ORDERS, That: --

1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. It shall enter upon a hearing concerning the lawfulness of the rates and charges as published in Kingery Transportation Co., Motor Tariff No. 1, Colorado PUC No. 1.

3. The operation of said schedule be, and it hereby is, suspended and the use thereof deferred to and including October 27, 1966, unless otherwise ordered by the Commission.

4. The investigation in this proceeding shall not be confined to the matters and issues hereinbefore stated for instituting this investigation, but shall include all matters and issues with respect to the lawfulness of the protested portions of said schedule, under the Public Utilities Law.

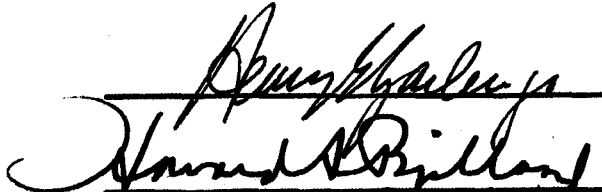
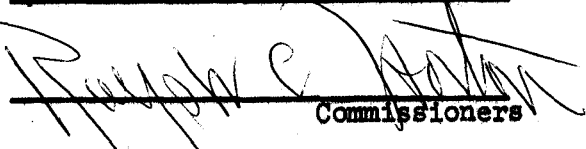
5. Neither the protested schedule hereby suspended nor those sought to be altered thereby shall be changed until this proceeding has been disposed of or until the period of suspension or any extension thereof has expired, unless otherwise ordered by the Commission.

6. A copy of this order shall be filed with the schedule in the office of the Commission and a copy hereof served upon Kingery Transportation Co., 3434 Walnut Street, Denver, Colorado 80205, and that said carrier be, and is hereby, made a respondent to this proceeding. The necessary suspension supplement shall be issued, filed and posted to the schedule referred to herein.

7. Seven days prior to this hearing date herein, respondent shall provide the Secretary of the Commission with copies of any and all EXHIBITS WHICH RESPONDENT INTENDS TO INTRODUCE IN EVIDENCE in support of its case.

8. This Investigation and Suspension Docket No. 566 be, and the same is hereby, set for hearing before the Commission on the 25th day of August, 1966, at 10:00 o'clock a.m., in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado 80203.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
17th day of June, 1966 av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

GERALD R. SOUTH)
Box 1076)
Cortez, Colorado 81321)

AUTHORITY NO. PUC 6448

CASE NO. 5529-Ins.

June 20, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1966 , 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.

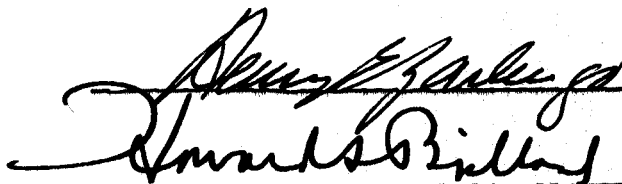
The Commission finds that said Authority should be restored to active status.


ORDER

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




Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1966

bb

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JACK L. FRESH, JACK'S GARAGE AND)
SINCLAIR SERVICE, BOX 246, FRISCO,)
COLORADO, FOR A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY TO)
OPERATE AS A COMMON CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 21421
SUPPLEMENTAL ORDER

June 20, 1966

Appearances: Joseph F. Nigro, Esq., Denver,
Colorado, for Applicant;
Shirley Avery, Buena Vista, Colorado,
for Eveready Freight Service, Inc.;
Arnold Thorson, Arvada, Colorado,
for Colorado Trailer Towing;
Harold D. Torgan, Esq., Denver,
Colorado, for Copy of Order

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 23, 1966, the Commission entered Decision No. 67419 in the above-styled application, revoking operating rights granted to the above-styled applicant by Decision No. 66353, dated November 30, 1965, for failure of said applicant to comply with requirements set forth in said Decision No. 66353.

It now appears that applicant has complied with all requirements of Decision No. 66353, and requests reinstatement of operating rights granted thereby.

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

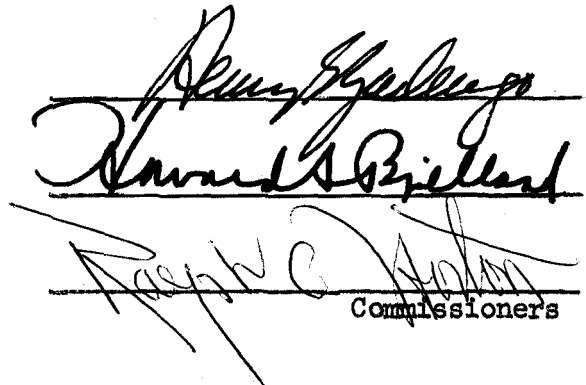
O R D E R

THE COMMISSION ORDERS:

That Decision No. 67419, dated May 23, 1966, be, and the same hereby is, vacated, set aside, and held for naught, as of said

23rd day of May, 1966, and operating rights heretofore granted to the above-styled applicant by Decision No. 66353, dated November 30, 1965, be, and the same hereby are, restored to active status, as of said date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PHILLIP ENGLEMAN, DOING BUSINESS AS)
"PHILLIP ENGLEMAN LIVESTOCK TRUCKING)
CO.," 1601 9TH AVENUE, SCOTTSBLUFF,) PUC NO. 1895-I-Transfer
NEBRASKA, FOR AUTHORITY TO TRANSFER)
INTERSTATE OPERATING RIGHTS TO)
ENGLEMAN, INC., P. O. BOX 713, SCOTTS-)
BLUFF, NEBRASKA.)

June 20, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, Phillip Engleman, doing business as "Phillip Engleman Livestock Trucking Co.," Scottsbluff, Nebraska, was granted a certificate of public convenience and necessity (PUC NO. 1895-I), authorizing transportation of:

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

Said certificate-holder now seeks authority to transfer said PUC No. 1895-I to Engleman, Inc., Scottsbluff, Nebraska.

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

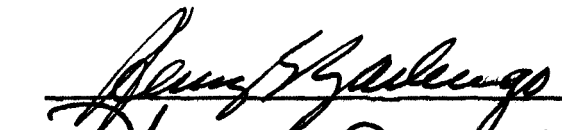
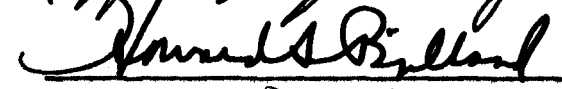

THE COMMISSION ORDERS:

That Phillip Engleman, doing business as "Phillip Engleman Livestock Trucking Co.," Scottsbluff, Nebraska be, and hereby is,

authorized to transfer all right, title, and interest in and to PUC No. 1895-I -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Engleman, Inc., Scottsbluff, Nebraska, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to encumbrances, if any, against said certificate approved by this Commission.

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 20th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
H. F. SCHREIBER, DOING BUSINESS AS)
"MOUNTAIN SERVICE COMPANY," P. O.) APPLICATION NO. 21676
BOX 1839, ASPEN, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

June 20, 1966

Appearances: John D. McDowell, Esq., Denver,
Colorado, for Applicant;
William A. Baker, Esq., Colorado
Springs, Colorado, for San Juan
Tours, Inc., doing business as
"Glenwood-Aspen Stages;"
David Butler, Esq., Denver,
Colorado, for Little Percent, Inc.
John R. Barry, Esq., Denver,
Colorado, for Continental
Bus System.

SUPPLEMENTAL ORDER

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 26, 1966, the Commission entered Decision No. 67480,
in the above-styled application.

On June 15, 1966, "Petition for Rehearing" was filed with
the Commission by San Juan Tours, Inc., doing business as "Glenwood-
Aspen Stages" and Continental Bus System, Inc., by their attorneys
William A. Baker and John R. Barry.

The Commission has reviewed the evidence adduced at the
hearing on said matter, and has carefully considered Petition for
Rehearing filed herein, and each and every allegation thereof, and is
of the opinion, and finds, that said Petition should be denied.

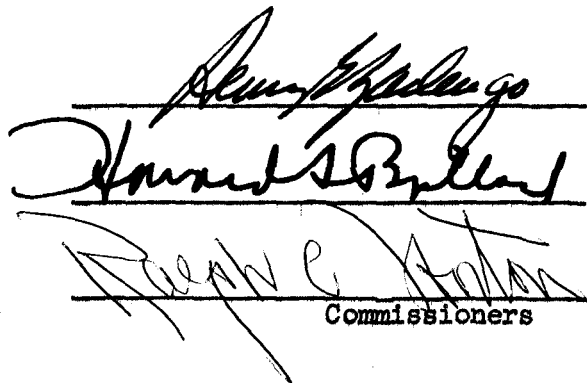
O R D E R

THE COMMISSION ORDERS:

That "Petition for Rehearing" filed with the Commission by San Juan Tours, Inc., doing business as "Glenwood-Aspen Stages" and Continental Bus System, Inc., be, and the same hereby is, 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 20th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

MIKE JOSEPH)

San Luis, Colorado 81152)

AUTHORITY NO. B 1517

CASE NO. 5338-Ins.

June 20, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 20, 1966 , 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.

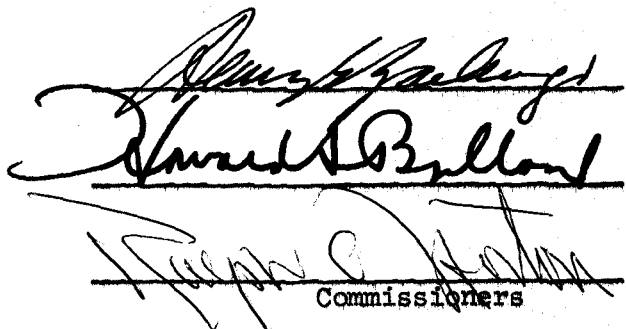
The Commission finds that said Authority should be restored to active status.

ORDER

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


Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

DENVER CLIMAX TRUCK LINE, INC.,
1380 Umatilla Street
Denver, Colorado, and
OVERLAND MOTOR EXPRESS, INC., DOING
BUSINESS AS BOULDER-DENVER TRUCK LINE,
P. O. Box 271,
Boulder, Colorado,
Complainants,

vs.

CASE NO. 5318

KINGERY TRANSPORTATION CO. AND
ERNEST J. TREMBERTH,
1736 Virginia Street,
Idaho Springs, Colorado, and
WALTER A. SMITH,
3434 Walnut Street,
Denver, Colorado,
Respondents.

June 20, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Rio Grande Motor Way, Inc., by its Attorney John P. Thompson,
filed a Motion for Leave to Intervene in the above-captioned proceeding
and caused copies of said Motion to be served by mail upon parties of
record in this proceeding.

The Commission states and finds that Rio Grande Motor Way, Inc.,
is a party who may or might be interested in or affected by any order which
may be entered in this proceeding and that the intervention should be auth-
orized.

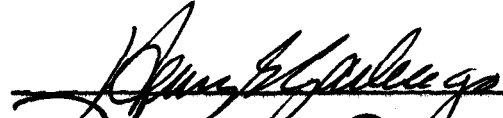

ORDER

THE COMMISSION ORDERS:

That Motion for Leave to Intervene of Rio Grande Motor Way, Inc.,
as its interest may appear, 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 20th day of June, 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF

CROWE SPECIALTY FOODS INC.
2075 South Platte River Drive
Denver, Colorado 80223

AUTHORITY NO. M 8251

CASE NO. 5446-Ins.

June 20, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1966, 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.

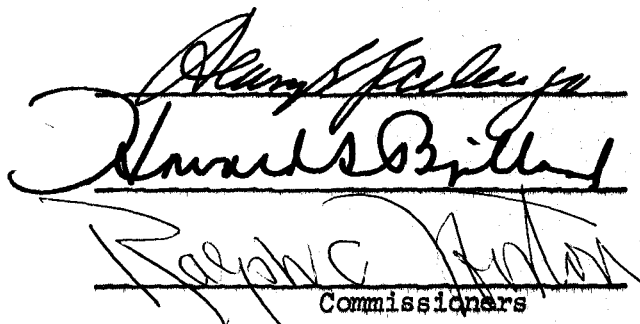
The Commission finds that said Authority should be restored to active status.

ORDER

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


Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

Mr. Wayne W. Keller
2811 West Cucharras
Colorado Springs, Colo. 80900)

AUTHORITY NO. M 1439

CASE NO. 5568-Ins.)

June 20, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1966 , 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.

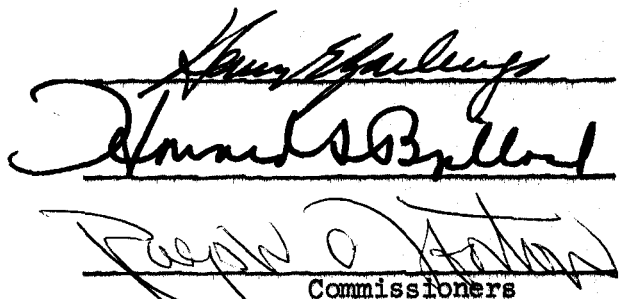
The Commission finds that said Authority should be restored to active status.

ORDER

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


Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1966

(Decision No. 67590)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO, 550 - 15th STREET DENVER, COLORADO, FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY AUTHORIZING THE PURCHASE OF THE GAS DISTRIBUTION SYSTEM AND RELATED FACILITIES OF LEADVILLE UTILITIES COMPANY IN THE CITY OF LEADVILLE, COLORADO, AND IN THE COMMUNITIES OF STRING TOWN AND BUCK TOWN, LAKE COUNTY, COLORADO: AUTHORIZING THE ASSIGNMENT OF THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF SAID LEADVILLE UTILITIES COMPANY WITH RESPECT TO SERVICE IN SAID CITY AND COMMUNITIES: AND THE PURCHASE, MANUFACTURE, TRANSMISSION, DISTRIBUTION AND SALE OF GAS, EITHER NATURAL, ARTIFICIAL OR MIXED, IN SAID CITY AND COMMUNITIES, IN THE AREAS ADJACENT THERETO AND ALONG THE GAS TRANSMISSION LINE THERETO.

APPLICATION NO. 21718
- Amended

SUPPLEMENTAL ORDER

June 21, 1966

Appearances: Lee, Bryans, Kelly & Stansfield,
Esqs., Denver, Colorado, by
E. A. Stansfield, Esq., for Applicant
J. M. McNulty, Denver, Colorado, and
E. R. Thompson, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

By Decision No. 66605 of January 12, 1966, this Commission authorized the Public Service Company of Colorado to purchase the gas distribution system and related facilities of the Leadville Utilities Company in the City of Leadville, Colorado. This same Order, inter alia, required:

"That Applicant shall submit to the Commission within one hundred twenty (120) days after the consummation of the aforesaid acquisition of the facilities of Utilities, a copy of the entries to be made on its books to reflect such acquisition, the date such acquisition was effected and the final acquisition cost to Applicant of said facilities; . . ."

On June 17, 1966, the attorneys for the Public Service Company of Colorado filed a Motion with this Commission requesting that an extension of time be given within which to furnish the book entries set forth above. The request asks that the time to comply with said Decision No. 66605 be extended up and until August 23, 1966.

F I N D I N G S

THE COMMISSION FINDS:

That the request for an extension of time by Applicant should be granted.

O R D E R

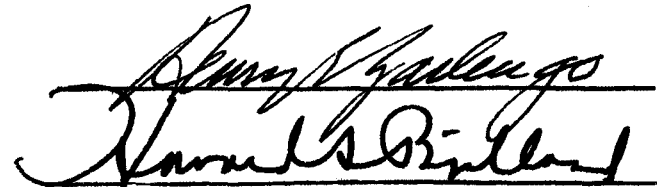

THE COMMISSION ORDERS:

That Public Service Company of Colorado be granted up and until August 23, 1966, in which to comply with the furnishing of the book entries provided by Decision No. 66605.

That, except as herein modified, Decision No. 66605 shall remain in full force and effect.

That this Order be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 21st day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
NORTHWEST WATER CORPORATION, A CORPO-)
RATION, TO DETERMINE ITS RATE BASE,)
AND A RATE OF RETURN.)

APPLICATION NO. 21020
SUPPLEMENTAL ORDER

June 21, 1966

Appearances: Irving Hayutin, Esq., Denver,
Colorado, for Applicant;
John R. Barry, Esq., Denver,
Colorado, for Shaw Heights
Improvement Association;
Robert Lee Kessler, Esq.,
Assistant Attorney General of
the State of Colorado for the
Staff of the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 29, 1965, the Commission entered Decision No. 66346 in the above-entitled matter, requiring that Applicant furnish to the Commission certain information within six months from the date of the Order of said Decision No. 66346.

On December 20, 1965, Petition for Rehearing was filed by Northwest Water Corporation, and on December 23, 1965, the Commission entered Decision No. 66505 denying said Petition for Rehearing.

On June 16, 1966, the Commission received a Judgment duly entered according to law by the District Court, in and for the City and County of Denver and State of Colorado, in Civil Action No. B-89256, wherein, among other things, it was ordered, adjudged and decreed that the Commission set for hearing Application No. 21020 of Northwest Water Corporation at the earliest mutually agreeable date.

The Commission states and finds that said Application No. 21020 should be set for further hearing on August 4, 1966, at 10:00 A.M., at Denver, Colorado, as set forth in the Order following.

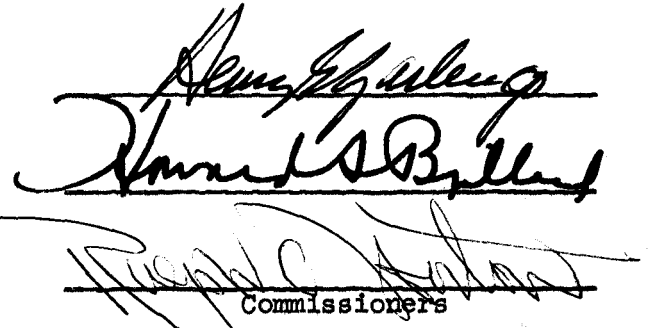
O R D E R

THE COMMISSION ORDERS:

That Application No. 21020 be, and the same hereby is, set for further hearing on August 4, 1966, at 10:00 o'clock A.M., at 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 21st day of June, 1966.

et

(Decision No. 67592)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICA-
TION OF LAWRENCE E. LIGGETT,
BOX 212, CASTLE ROCK, COLORADO,
TO TRANSFER PERMIT NO. B-5965
TO FREDDIE A. SMITH AND CHARLES
A. WEEKLEY, DOING BUSINESS AS
"W & S SAND & GRAVEL," 208 CAN-
TRIL STREET, CASTLE ROCK,
COLORADO.

APPLICATION NO. 21950-PP-
Transfer

June 22, 1966

Appearances: Paul Snyder, Esq., Castle
Rock, Colorado, for Trans-
ferees;
Lawrence E. Liggett, Castle
Rock, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer Permit No. B-5965 from Lawrence E. Liggett, Castle Rock, Colorado, to Freddie A. Smith and Charles A. Weekley, doing business as "W & S Sand & Gravel," Castel Rock, 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.

Lawrence E. Liggett, Castle Rock, Colorado, testified that he is the owner and has heretofore operated under Permit No. B-5965; that he has entered into an agreement to sell this permit and certain equipment to Freddie A.

Smith and Charles A. Weekley for the sum of \$2,600.00 which, in his opinion, is a fair and reasonable consideration; that there are no debts, liens or encumbrances against either the authority or the business conducted thereunder.

Freddie A. Smith, Castle Rock, Colorado, testified that he and Charles A. Weekley are partners doing business as "W & S Sand & Gravel;" that they have by oral agreement contracted to purchase Permit No. B-5965, one dump truck, one loader, and a customer list from Lawrence E. Liggett for a consideration of \$2,600.00; that he and his partner are experienced in the transportation of sand and gravel and other road surfacing materials; and that they own adequate and suitable equipment for this type of transportation. Mr. Smith identified Exhibit A as a financial statement of W & S Sand & Gravel showing a net worth of \$8,510.00 which he stated, in his opinion, would be sufficient to effectively continue transportation operations under the Permit. Mr. Smith stated that he and his partner are familiar with the rules, regulations, and laws of the State of Colorado pertaining to private carriers and will carefully observe the same if the Permit is transferred to them; and that insurance as required by the Commission has been arranged for.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; 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 Lawrence E. Liggett, Castle Rock, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Permit No. B-5965 to Freddie A. Smith and Charles A. Weekley, doing business as "W & S Sand & Gravel," Castle Rock, Colorado, subject to encumbrances against said operating rights, if any, approved by this Commission.

That henceforth the full and complete authority under Permit No. B-5965 shall be as follows, to-wit:

"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."

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

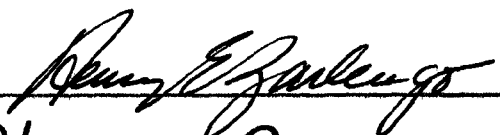
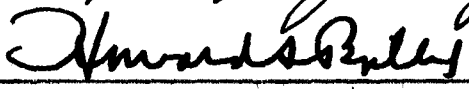
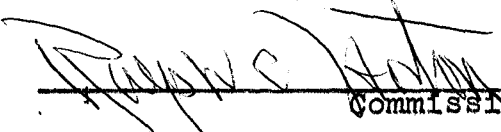
said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission, upon 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 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 22nd day of June, 1966.
gh

(Decision No. 67593)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICA-
TION OF HOWARD W. LENDERINK,
WILLIAM BEUKEMA AND RAY KRAAI,
DOING BUSINESS AS "FREDDIE'S
RUBBISH REMOVAL," 3130 SOUTH
PLATTE RIVER DRIVE, ENGLEWOOD,
COLORADO, TO TRANSFER PERMIT
NO. B-5856 TO ENGLEWOOD-LITTLE-
TON-ARAPAHOE RUBBISH REMOVAL,
INC., 3925 SOUTH KALAMATH, EN-
GLEWOOD, COLORADO.

APPLICATION NO. 21947-PP
Transfer

June 22, 1966

Appearances: Arend R. Lenderink, Englewood,
Colorado, for Transferor and
Transferee.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer Permit No. B-5856 from Howard W. Lenderink, William Beukema and Ray Kraai, doing business as "Freddie's Rubbish Removal," Englewood, Colorado, to Englewood-Littleton-Arapahoe Rubbish Removal, Inc., Englewood, 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.

Arend R. Lenderink testified that he is Secretary and Treasurer of the transferee Englewood-Littleton-Arapahoe

Rubbish Removal, Inc., a Colorado corporation located at 3925 South Kalamath, Englewood, Colorado; that he and other officers of this corporation have orally agreed to purchase Permit No. B-5856 for the sum of \$50.00 from the transferors; that the transferee corporation is experienced in the transportation operation authorized by Permit No. B-5856; that it has adequate and suitable equipment to continue operations thereunder; and that it possesses sufficient net worth to effectively conduct the transportation business under this authority.

The witness identified Exhibit 1 as a financial statement of Englewood-Littleton-Arapahoe Rubbish Removal, Inc. which exhibit was received in evidence. Mr. Lenderink also stated that the transferee corporation owns and operates under PUC Nos. 1966, 2042 and 3105; that he and other officers are familiar with the rules, regulations and laws of the State of Colorado pertaining to private carriers and will carefully observe the same; and that insurance as required by the Commission has been provided.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that transferee corporation will have sufficient equipment and experienced personnel to properly carry on the 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 Howard W. Lenderink, William Beukema and Ray Kraai, doing business as "Freddie's Rubbish Removal," Englewood, Colorado, be, and hereby are, authorized to transfer all right, title and interest in and to Permit No. B-5856 to Englewood-Littleton-Arapahoe Rubbish Removal, Inc., Englewood, Colorado, subject to encumbrances against said operating rights, if any, approved by this Commission.

That henceforth the full and complete authority under Permit No. B-5856 shall be as follows, to-wit:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; the transportation of road-surfacing materials being restricted to the use of dump trucks, only."

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

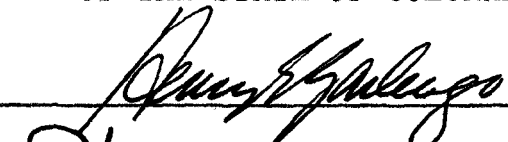
transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

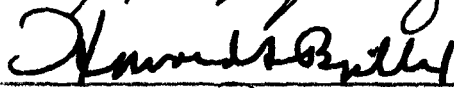
The right of transferee to operate under this Order shall depend upon his compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to the time of transfer of said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

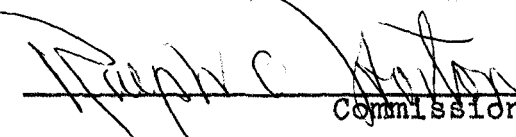
This Order is made a part of the permit authorized to be transferred.

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 22nd day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
G. B. ACKER DOING BUSINESS AS
GAMBLES OF EVERGREEN, P. O. BOX 160
EVERGREEN, COLORADO 80439

PERMIT NO. M-14970

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

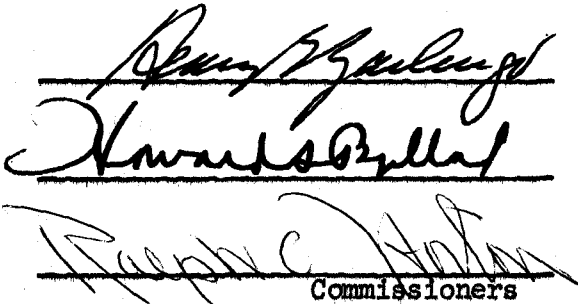
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 10, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
JAMES S. WIDNER DOING BUSINESS AS)
JIM'S DRY CLEANING & SHIRT LAUNDRY)
5041 WEST 66th, ARVADA, COLORADO)
80002.)

PERMIT NO. M-118

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

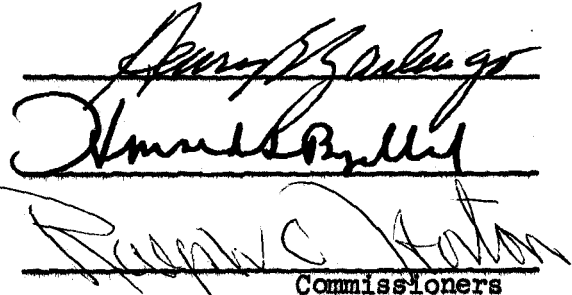
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 19, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
GEORGE MARCOVICH DOING BUSINESS)
AS SIGMAN MILE HI MEAT CO., 311)
SOUTH CHESTNUT STREET, COLORADO)
SPRINGS, COLORADO 80900.)

PERMIT NO. M-1426

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

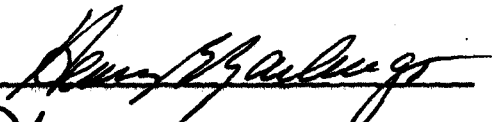
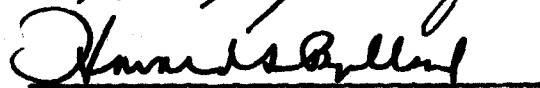
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 30, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
J. L. PORTER, DRAWER L L, CORTEZ,
COLORADO 81321. }

PERMIT NO. M-3669

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

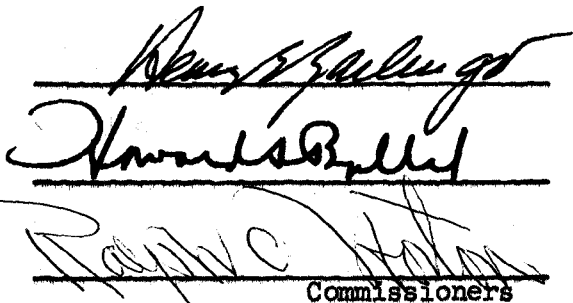
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 12, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
HAROLD W. ARCHER
OGALLALA, NEBRASKA

PUC NO. 6449-I

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

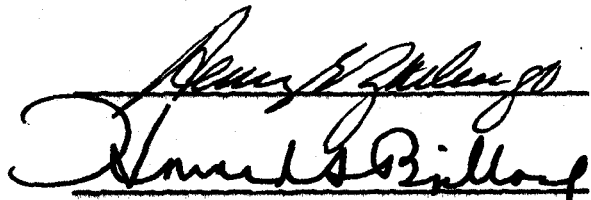
ORDER


THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 23, 1966

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
CHAR-GALE MANUFACTURING CO.,)
ROUTE 2,)
ANOKA, MINNESOTA 55303)

PUC NO. 3113-I

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

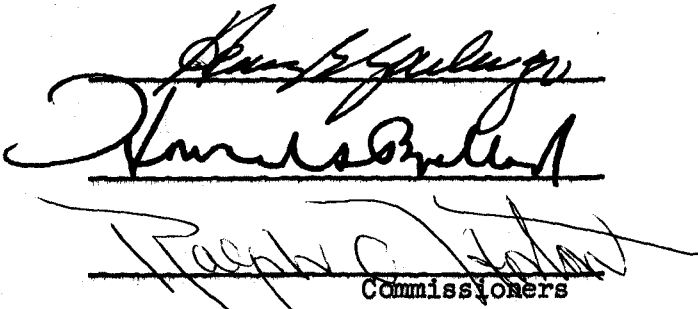
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 13, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
BARTON KREIDER
GRANT, NEBRASKA

PUC NO. 4343-I

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

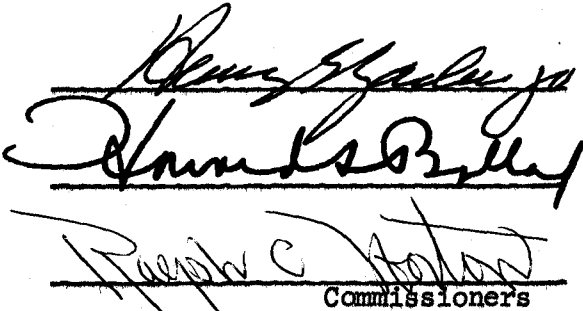
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 21, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
BARTON KREIDER
GRANT, NEBRASKA.

PERMIT NO. B-5900

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

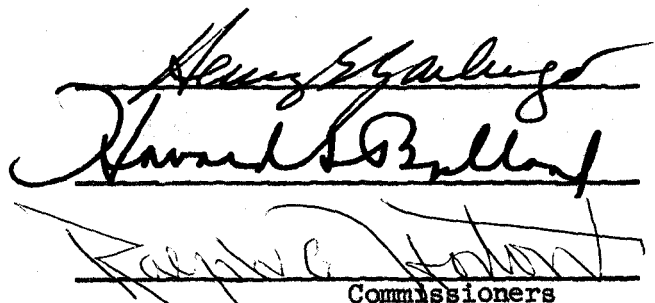
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

June 21, 1966 until December 21, 1966

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
FRANK KUTA
630 McINTYRE STREET
GOLDEN, COLO. 80401

PERMIT NO. B-6899

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, the Commission authorized the above-named carrier to suspend operations under the above-entitled authority.

The Commission is now in receipt of a communication from the above-named carrier requesting that said authority be reinstated.

The Commission finds that the request should be granted.

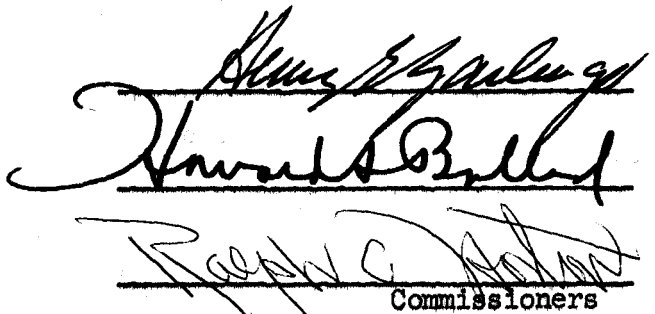
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, reinstated as of May 26, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
C. A. DuBOIS & NELSON STONE, DBA
DuBOIS & STONE SAND CO.,
BOX 872
GREAT BEND, KANSAS 67530

PERMIT NO. B-6038

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

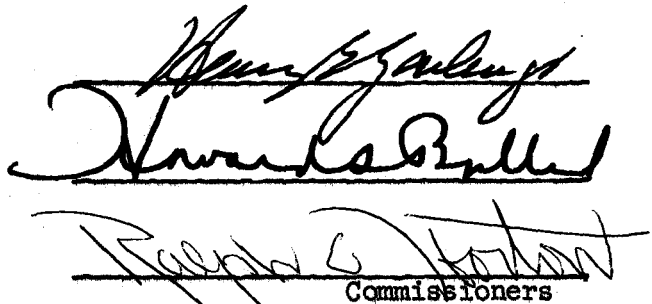
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 15, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
MRS. EDGAR GREGORY)
113 EAST 11TH AVENUE)
DENVER, COLORADO 80203)

PERMIT NO. B-5783

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

O R D E R

THE COMMISSION ORDERS:

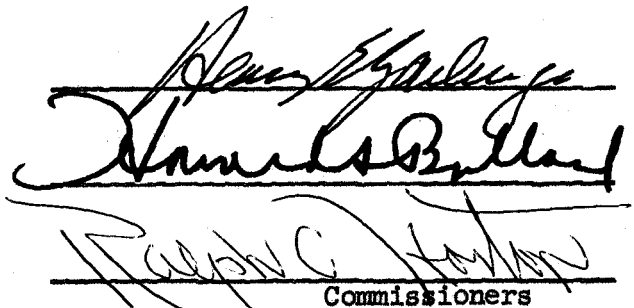
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

June 3, 1966 until December 3, 1966

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
JOHN McROY
BOX 481
EAGLE, COLORADO 81631

PERMIT NO. B-5239

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

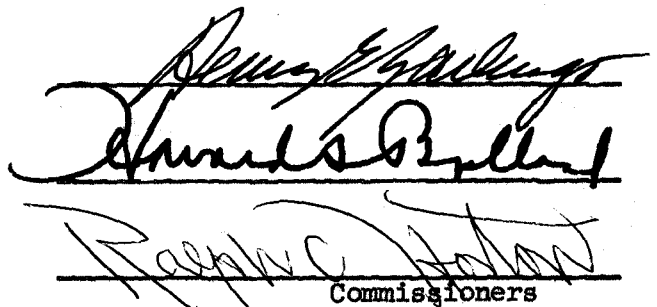
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

June 15, 1966 until December 15, 1966

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
FRANK KUTA, 630 MCINTYRE, GOLDEN,
COLORADO 80401. }

PERMIT NO. M-6504

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

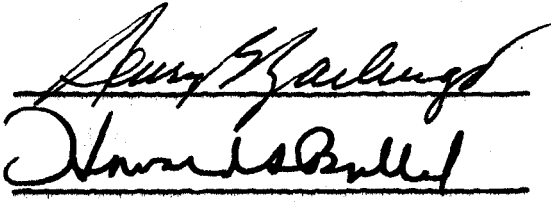
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective April 30, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
PAUL ALEX CIECIORA, 3123 NORTH)
WAHSATCH, COLORADO SPRINGS, COLO-)
RADO 80900.)

PERMIT NO. M-7878

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

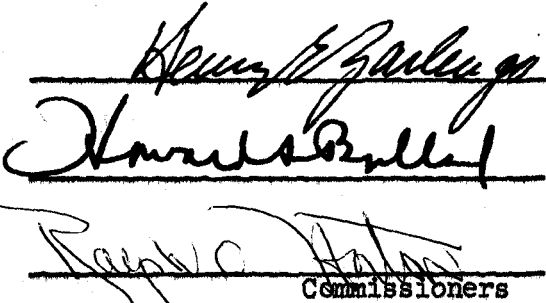
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 18, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF }
VERNE R. WILSON, 314 SOUTH TAYLOR }
STREET, GUNNISON, COLORADO 81230 }

PERMIT NO. M-8025

June 24, 1966.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

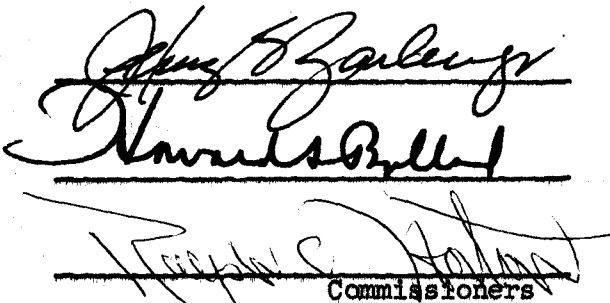
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 1, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
FRANCIS H. CURTIS DOING BUSINESS)
AS FRANCHISE HEATING & AIR CONDI-)
TIONING CO., 2900 WEST SARATOGA,)
ENGLEWOOD, COLORADO 80110.)

PERMIT NO. M-12612

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

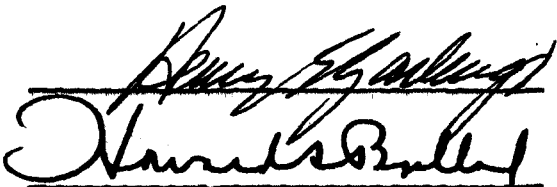
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 1, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
D. J. STONE, 4122 - 34th STREET,)
LUBBOCK, TEXAS 79400.)

PERMIT NO. M-12347

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

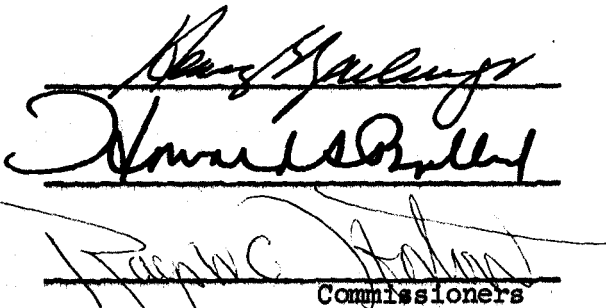
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 16, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
HARRY L. LONG DOING BUSINESS AS
CASTLE-VUE AND RULES, BOX 206,
EAGLE, COLORADO 81631.

PERMIT NO. M-12699

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

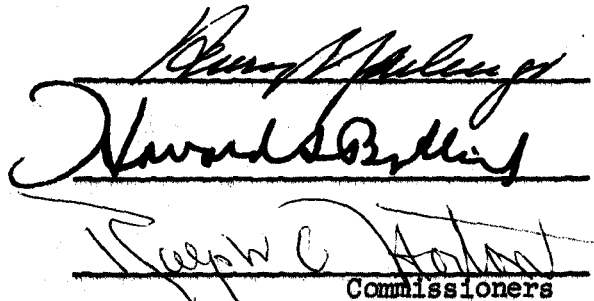
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 27, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
WILBUR E. DAVIS DOING BUSINESS AS)
DAVIS PROPANE COMPANY, 757 SANTA)
FE (BOX 27), SPRINGFIELD, COLORADO)
81073.)

PERMIT NO. M-13928

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

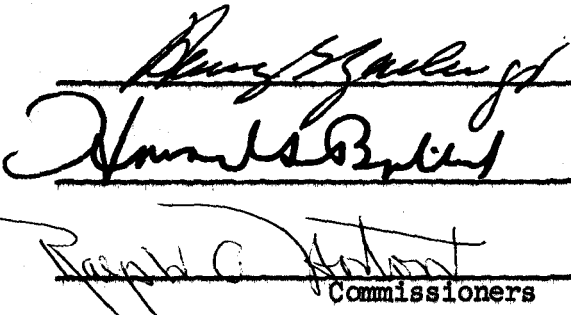
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 24, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE : MOTOR VEHICLE OPERATIONS OF)

ALFRED OTTO ACERSON)
P.O. Box 305)
Green River, Utah 84525)

AUTHORITY NO. M 5913

CASE NO. 5505-Ins.

June 23, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1966 , 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.

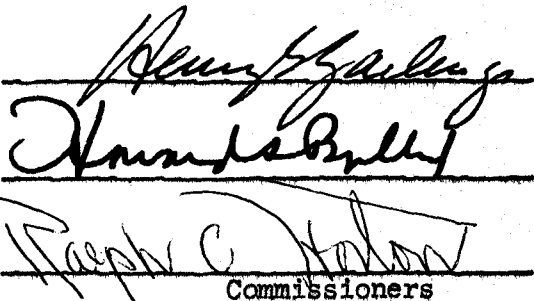
The Commission finds that said Authority should be restored to active status.

ORDER

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


Commissioners

Dated at Denver, Colorado,
this 23rd day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
ELBERT L. STAMPS dba
STAMPS TELEVISION
1907 EAST CACHE LAPOUDRE
COLORADO SPRINGS, COLO. 80900

)
)
)
)
)

PERMIT NO. M-14259

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

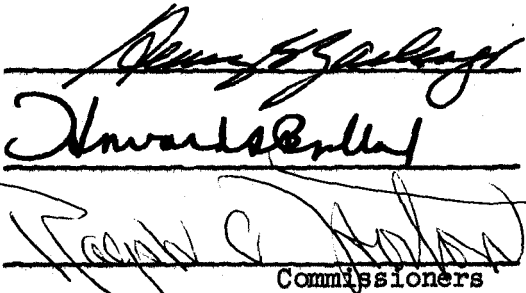
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 7, 1966

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
CARLESS RAY MEREDITH
2406 FRONTIER DRIVE
COLORADO SPRINGS, COLO.80900

PERMIT NO. M-15256

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

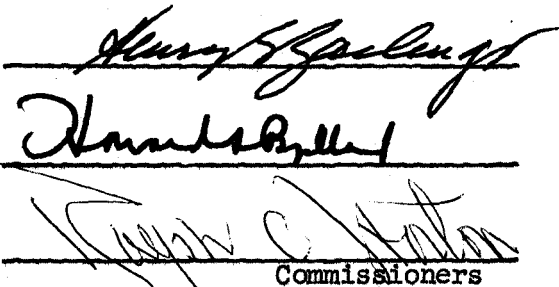
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 17, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
RUBEN I. MARTINEZ
160 SO. DALE COURT
DENVER, COLO. 80219

PERMIT NO. M-5294

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

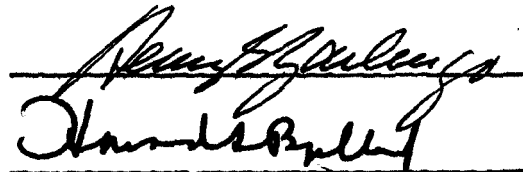
ORDER

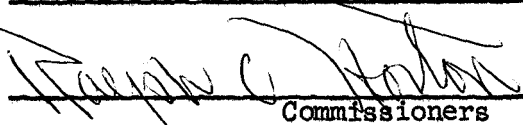
THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective March 6, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
COIT PATTERSON dba)
P & C Stock Co.,)
ROUTE 2, IGNACIO, COLORADO 81137) PERMIT NO. M-7875

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

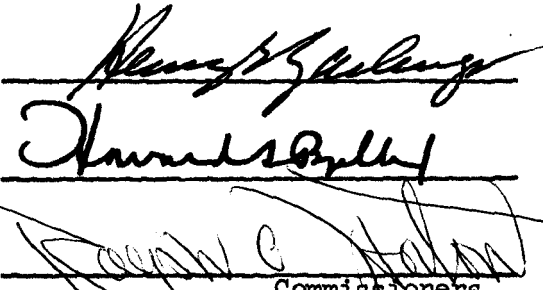
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 6, 1966

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
BARTON KREIDER)
GRANT, NEBRASKA 69140) PERMIT NO. M-2037

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

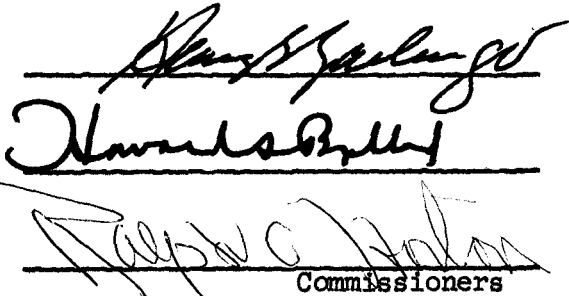
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 21, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
C. A. DUBOIS & STONE NELSON dba
DUBOIS & STONE SAND CO.,
BOX 872
GREAT BEND, KANSAS

PERMIT NO. M-1169

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

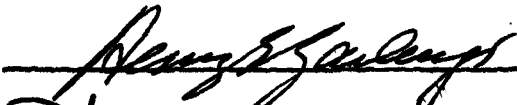

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 15, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
NICK CIMINO
ROUTE 4, BOX 193
TRINIDAD, COLORADO 81082

PERMIT NO. M-315

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

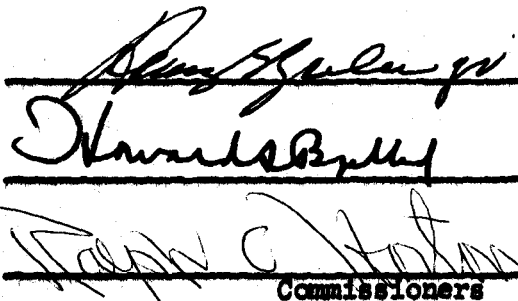
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 26, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF

MR. LOWELL E. HARRIS

HARRIS PRE-MIX

366 RANNEY STREET

CRAIG, COLORADO 81625

PERMIT NO. M-688

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

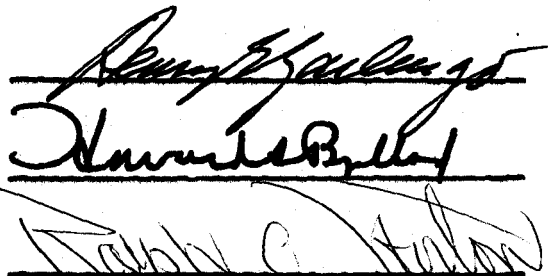
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 23, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
E. C. McBRIDE
SALIDA AUTOMOTIVE PARTS
116 EAST FIRST ST
SALIDA, COLORADO 81201

PERMIT NO. M-765

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

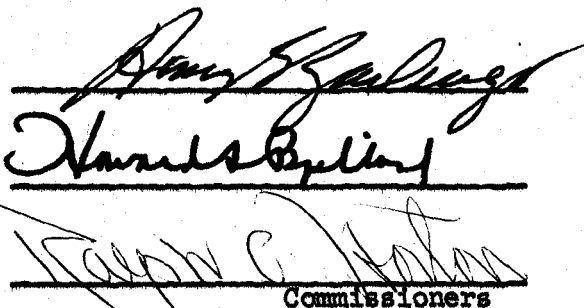
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 23, 1966

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
P. H. SHEA
PHIL SHEA'S
WRAY, COLORADO

PERMIT NO. M-2075

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

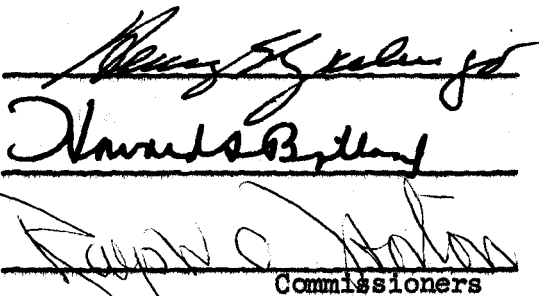
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 1, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
WALTER GREVE and HORACE FEMMER dba
MIDWEST GLASS COMPANY
1028 NORTH MAIN STREET
PUEBLO, COLORADO 81001

PERMIT NO. M-2870

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

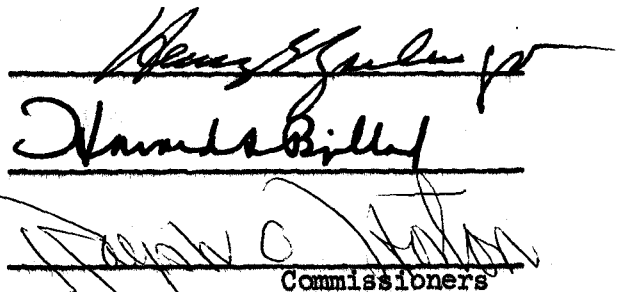
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 19, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
CENTRAL CYCLE & MARINE CO.)
1919 FEDERAL BLVD.,)
DENVER, COLORADO 80204)

PERMIT NO. M-4460

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

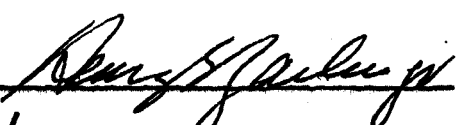
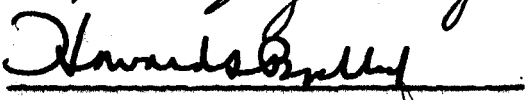

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 3, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
ELI MORDEN & CHARLOTTE A. WORDEN dba
"WORDENS"
323 MAIN STREET
CANON CITY, COLO 81212

PERMIT NO. M-5176

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

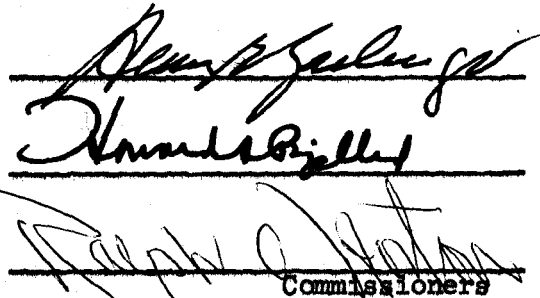
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 7, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
WARD M. SEVIER
1909 SOUTH QUEBEC STREET
DENVER, COLORADO 80222

PERMIT NO. M-6085

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

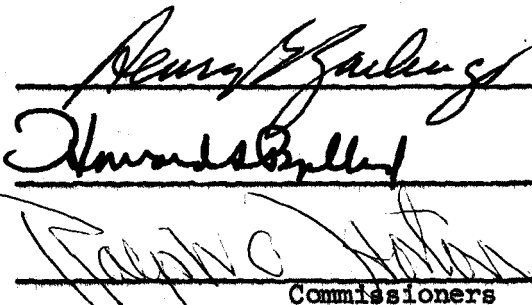
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective April 30, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
ED DURAN
1527 - 2ND AVENUE
GREELEY, COLORADO 80631

PERMIT NO. M-6090

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

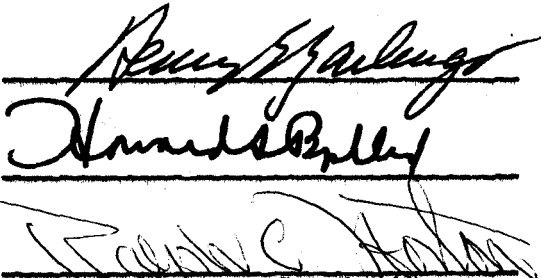
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 11, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
JESSE K FOSTER
ROUTE
MANCOS, COLORADO 81328

PERMIT NO. M-7150

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

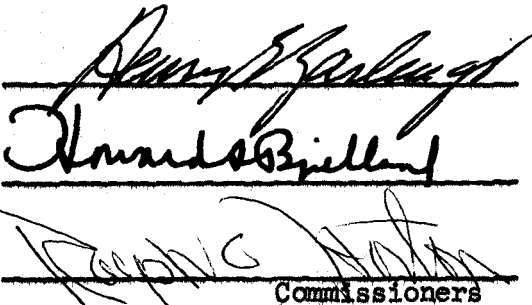
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 5, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
L. E. KEELING DOING BUSINESS AS
KEELING OIL CO., P. O. BOX 261,
FOWLER, COLORADO 81039.

PERMIT NO. M-7942

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

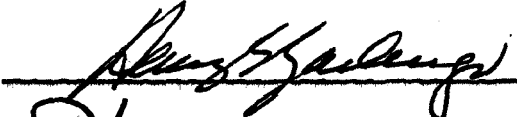


ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 26, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
W. W. THOMPSON, 535 GARFIELD,)
LOVELAND, COLORADO 80537.)

PERMIT NO. M-8293

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

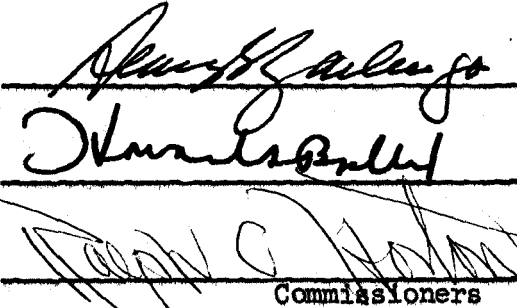
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 16, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
STU BERESFORD, INC., 2260 KEARNEY)
STREET, DENVER, COLORADO 80207.)

PERMIT NO. M-8735

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

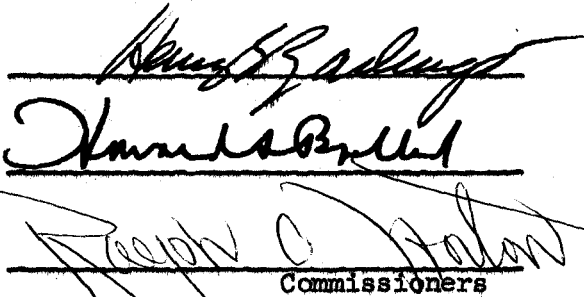
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 31, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
EVERETT & JUNE AYERS, ROUTE #1,)
CEDEREDGE, COLORADO 81413.)

PERMIT NO. M-9067

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

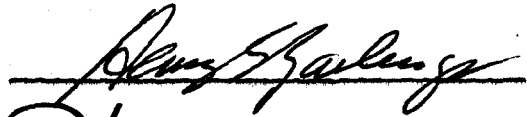
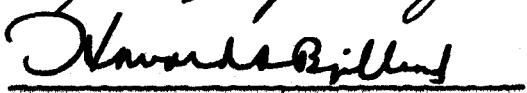
ORDER

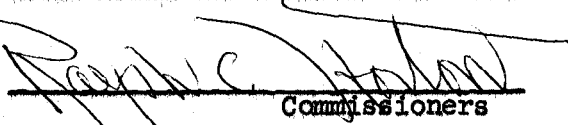
THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 20, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
HOUSTON H. MURRY DOING BUSINESS
AS HUGH'S STANDARD, BOX 745,
RANGELY, COLORADO 81648.

PERMIT NO. M-9835

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.



ORDER

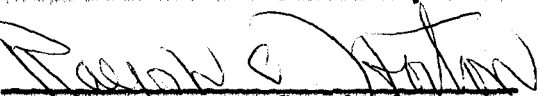
THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 18, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
GEORGE KENNETH LONG, 3307 CORBETT)
LANE, COLORADO SPRINGS, COLORADO)
80900.)

PERMIT NO. M-9897

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

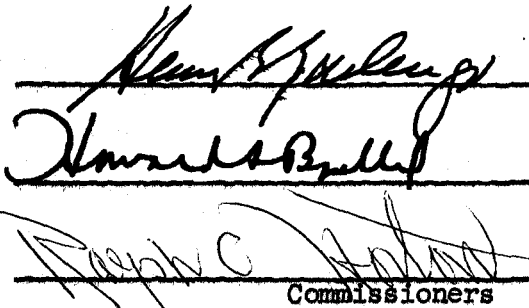
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 6, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
JOE RIOJAS DOING BUSINESS AS
RIOJAS PRODUCE CO., 1500 SOUTH
ZARZAMORA, SAN ANTONIO, TEXAS
78207.

PERMIT NO. M-10147

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

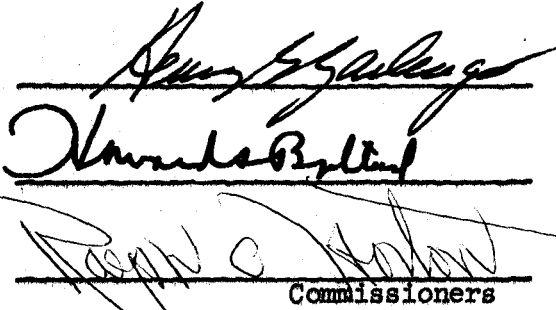
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 1, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
FORREST D. CONARD, 502 - 11th
AVENUE, LONGMONT, COLORADO 80501

PERMIT NO. M-10474

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 26, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry G. ...
Thomas ...

Joseph C. ...
Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
JIM HARPER, ROUTE 2, LA JUNTA,
COLORADO 80150

PERMIT NO. M-11003

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

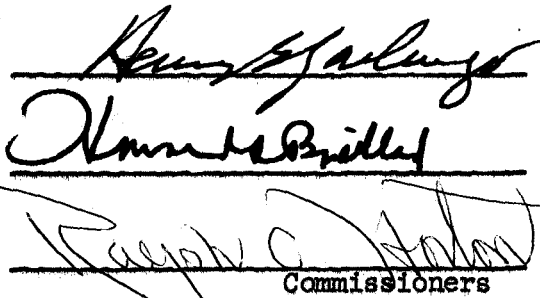
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 19, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF }
JESS B. KENNEDY, ROUTE 2, BOX 190 }
LOVELAND, COLORADO 80537. }

PERMIT NO. M-12888

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

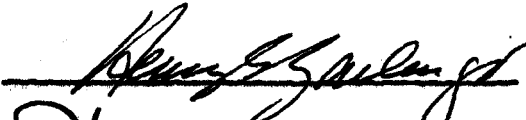

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 16, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
CHESTER E. ABBOTT, 1649 MACON
STREET, AURORA, COLORADO 80010. }

PERMIT NO. M-13394

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

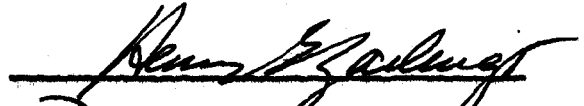

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 15, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
RUSSELL J. VAN CLEAVE DOING BUS-
INESS AS LAKEWOOD MIXED CONCRETE
COMPANY, 6101 WEST 11th AVENUE,
LAKEWOOD, COLORADO 80215.

PERMIT NO. M-13513

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

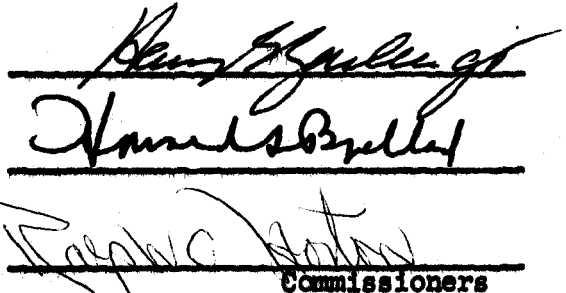
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 8, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
DON F. LAMPERT AND HIRAM A.)
BLACKBURN -dba- LAMPERT AND)
BLACKBURN, 831 DELMAR STREET,)
STERLING, COLORADO 80751.)

PERMIT NO. M-14574

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.



ORDER

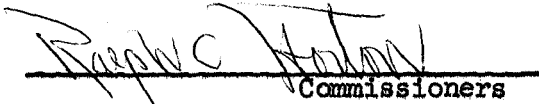
THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 19, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
DAVID D. LACEY, 1126 SERVER DRIVE)
COLORADO SPRINGS, COLORADO 80910)

PERMIT NO. M-15625

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

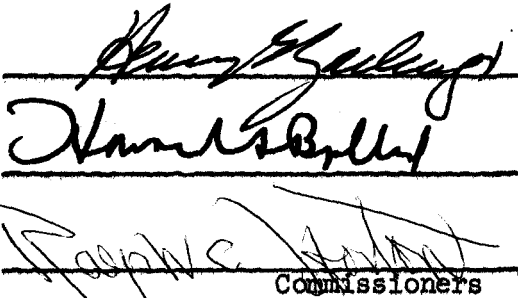
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 21, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.
gh

(Decision No.67644)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
ALVERNE A. JONES, DOING BUSINESS
AS "MOUNTAIN DISPOSAL SERVICE,"
10670 WEST 47TH PLACE, WHEATRIDGE,
COLORADO.

PUC NO. 2875, PUC NO. 4063,
PERMIT NO. B-6505

June 22, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Alverne A. Jones, doing business as "Mountain Disposal Service," Wheatridge, Colorado, owner of PUC No. 2875, PUC No. 4063 and Permit No. B-6505, herein seeks authority to mortgage said operating rights to The First National Bank in Golden, Colorado, to secure payment of the sum of Twelve Thousand Three Hundred Four Dollars (\$12,304.00), in accordance with the terms and conditions set forth in Chattel Mortgage, dated June 8, 1966, executed by said Alverne A. Jones payable to The First National Bank in Golden, said mortgage, by reference, being made a part hereof.

The Commission states and finds that authority sought should be granted as set forth in the Order following.

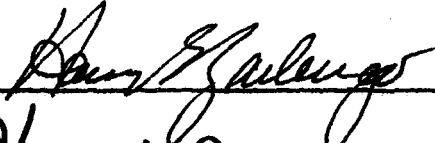
O R D E R

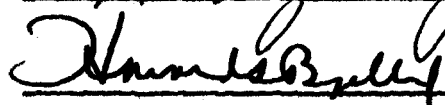
THE COMMISSION ORDERS:

That Alverne A. Jones, doing business as "Mountain Disposal Service," Wheatridge, Colorado, be, and hereby is, authorized to mortgage all his right, title, and interest in and to PUC No. 2875, PUC No. 4063, and Permit No. B-6505 to The First National Bank in Golden, Colorado, to secure payment of the sum of \$12,304.00, 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







Commissioners

Dated at Denver, Colorado,
this 22nd day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
AIRPORT LIMOUSINE SERVICE, INC.,)
3455 RINGSBY COURT, DENVER, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY AUTHORIZING EXTENSION OF)
OPERATIONS UNDER PUC NO. 2778.)

APPLICATION NO. 21518-Extension
SUPPLEMENTAL ORDER

June 23, 1966

Appearances: Walter M. Simon, Esq., and
Harlan G. Balaban, Esq., Denver,
Colorado, for Airport Limousine
Service, Inc., the Applicant;
John F. Mueller, Esq., Denver,
Colorado, for Dollar Cab Line, dba
Zone Cab Company, and Ida Lewis, dba
Ritz Cab Company, Protestants;
George T. Ashen, Esq., Denver, Colo-
rado, for Teamsters Local Union
No. 775, Protestant;
John R. Barry, Esq., Denver, Colo-
rado, for Denver-Colorado Springs-
Pueblo Motor Way, Inc., Continental
Trailways, Inc., American Bus Lines,
Inc., and Continental Central Lines,
Inc., as their interests may appear.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 31, 1966, the Commission entered Decision No. 67481 in
the above-entitled matter, Chairman Henry E. Zarlengo concurring.

On June 20, 1966, "Petition for Rehearing" was filed with the
Commission by Teamsters Local Union #775 Protestants, by its Attorney
George T. Ashen; also, on June 20, 1966, "Petition for Rehearing" was
filed with the Commission by Cabs, Inc., doing business as "Zone Cab
Company," and Ida Lewis, doing business as "Ritz Cab Company," by their
Attorney John F. Mueller.

The Commission has received the evidence adduced at the hearing
on said matter, and has carefully considered Petitions for Rehearing filed
herein, and each and every allegation thereof, and is of the opinion, and
finds that said Petitions should be denied.

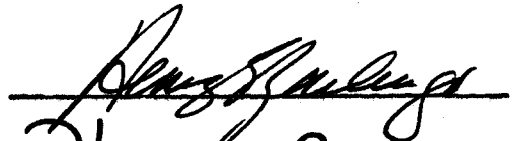

O R D E R

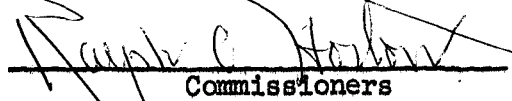
THE COMMISSION ORDERS:

That "Petition for Rehearing," filed with the Commission by Teamsters Local Union #775, and "Petition for Rehearing" filed with the Commission by Cabs, Inc., doing business as "Zone Cab Company," and Ida Lewis, doing business as "Ritz Cab Company," 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 23rd day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE CITY OF COLORADO SPRINGS, DEPART-)
MENT OF PUBLIC UTILITIES, 18 SOUTH)
NEVADA AVENUE, COLORADO SPRINGS, COLO-)
RADO, TO ADD AREAS TO ITS CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
WHICH AUTHORIZES THE CONSTRUCTION AND)
OPERATION OF NATURAL GAS SYSTEMS FOR THE)
TRANSMISSION, DISTRIBUTION AND SALE OF)
NATURAL GAS IN CERTAIN AREAS OF EL PASO)
COUNTY, COLORADO.)
- - - - -

APPLICATION NO. 22007

- - - - -
June 24, 1966
- - - - -

Appearances: Horn, Anderson and Johnson, Colorado
Springs, Colorado, by
R. E. Anderson, Esq.,
and
Louis Johnson, Esq., for the
City of Colorado Springs, Applicant;
Paul M. Brown, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

The above application was filed with this Commission on
May 25, 1966 wherein the Department of Public Utilities of the City of
Colorado Springs, Colorado (City) seeks to extend its certificate of
public convenience and necessity to supply natural gas service to
additional customers.

The matter was set for hearing Tuesday, June 14, 1966 at
2:00 o'clock P.M. in the Commissioner's Conference Room of the County
Commissioners, County Office Building, Colorado Springs, Colorado, and
was heard at said time and place. No protests were filed prior to the
hearing and no one appeared at the hearing in protest to the appli-
cation. At the conclusion of the hearing the matter was taken under
advisement.

The City of Colorado Springs, through its Department of Public Utilities, operates, among other things, a natural gas distribution system in the City of Colorado Springs and areas adjacent thereto. It possesses a certificate of public convenience and necessity, as amended by this Commission in its Decision No. 58637 dated May 21, 1962, for its operations beyond the corporate limits of the City. With respect to its operations beyond the corporate limits of the City of Colorado Springs, it is a public utility subject to the jurisdiction of this Commission as is the subject matter of the application herein.

A request for natural gas service has been received by the City in an area covering 12 sections of land in the vicinity of Falcon, Colorado, and contiguous to the present northeasterly area of the City's existing certificate. Witness for the City testified as to the area wherein the extension of the certificate is sought, the cost of the project and the number of customers to be served therein. City studies show that it would at least "break even" on the initial connections to be made, that a further potential to connect additional customers exists, and that there should be no question of financial feasibility in the future. In the total area to be served, there are immediately available 22 homes plus one school. If in the future the subdivision contained within this area designated "Meadow Lakes Estates" desires gas service, it will provide additional revenues for support of this extension. Total revenue from the initial connections is estimated to be \$3,370. By applying the terms of extension policy contained in the tariff of the City, the minimum revenue which would require no contributions in aid of construction is \$2,764. A substantial margin above the required revenue obtains. The existing gas distribution line of the City now comes to the west edge of the area sought in this extension. No other public utility is supplying natural gas service

within the area. The rates to be applied will be the same as the rates in the tariff of the City now on file with this Commission. Future extensions of the gas distribution system after the initial installation will be in accordance with the extension policy contained in said tariff.

No contributions will be required of the initial customers and the financing of the extension will be from internally generated funds.

The competitive fuel now used for house heating is propane gas. The lowest price for propane gas is 10¢ per gallon on a favorable market when purchased by the school. For residential use the cost is greater. 10¢ propane is equivalent to \$1.09 per million BTU. A typical residential consumption of 300 ccf at the City's rates costs \$12.36 which is equivalent to 52¢ per million BTU. Thus burning natural gas for space heating will substantially lower the user's heating cost. Witness testified space heating now costs the school \$2800 annually. The cost under the City's rate would be \$1,173, a substantial saving.

It appears that public convenience and necessity requires and will require the extension of the natural gas distribution system by the City into the area designated herein as:

Township 12 South;
Range 65 West, Sections 35 and 36,
Range 64 West, Sections 31 and 32,
Township 13 South;
Range 65 West, Sections 1, 2, 11 and 12,
Range 64 West, Sections 5, 6, 7 and 8,

and a certificate of public convenience and necessity should be issued therefor.

F I N D I N G S

THE COMMISSION FINDS:

That the City, with respect to its natural gas distribution operations beyond its corporate limits, is a public utility subject to

the jurisdiction of this Commission.

That the subject matter herein is subject to the jurisdiction of this Commission.

That the public convenience and necessity require and will require the operation of a natural gas distribution system in the extended area described above and, as consolidated with the existing certificate, is set forth in the Order to follow.

That service will be supplied in accordance with the tariff Colo. PUC No. 1 now on file with this Commission and as it may be lawfully revised from time to time.

That all natural gas should be odorized prior to its introduction into the distribution system.

O R D E R

THE COMMISSION ORDERS:

That the public convenience and necessity require an extension of the certificated service area of the City of Colorado Springs for distribution of natural gas to customers therein.

That this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That the exterior boundaries of the natural gas service area including the extension sought herein is as follows:

Starting at the NW corner of Section 31, T. 11-S., R. 67-W., thence easterly to the NE corner of Section 32, T. 11-S., R. 67-W., thence southerly to the SW corner of Section 33, T. 11-S., R. 67-W., thence easterly to the NE corner of Section 5, T. 12-S., R. 66-W., thence southerly to the SW corner of Section 4, T. 12-S., R. 66-W., thence easterly to the NE corner of Section 9, T. 12-S., R. 66-W., thence southerly to the SW corner of Section 22, T. 12-S., R. 66-W., thence easterly to the NE corner of Section 30, T. 12-S., R. 65-W., thence southerly to a point 1/2 mile S of the NE corner of Section 30, T. 12-S., R. 65-W., thence easterly to a point 1/2 mile N of the SW corner of Section 28, T. 12-S., R. 65-W., thence southerly to the SW corner of Section 28, T. 12-S., R. 65-W., thence

easterly to the NE corner of Section 32, T. 12-S., R. 64-W., thence southerly to the SE corner of Section 8, T. 13-S., R. 64-W., thence westerly to the SW corner of Section 11, T. 13-S., R. 65-W., thence southerly to the SE corner of Section 10, T. 14-S., R. 65-W., thence westerly to the NW corner of Section 16, T. 14-S., R. 65-W., thence southerly to the SE corner of Section 17, T. 15-S., R. 65-W., thence westerly to the NW corner of Section 24, T. 15-S., R. 66-W., thence southerly to the SE corner of Section 26, T. 15-S., R. 66-W., thence westerly to the NW corner of Section 34, T. 15-S., R. 66-W., thence southerly to the SE corner of Section 21, T. 16-S., R. 66-W., thence westerly to the SW corner of Section 19, T. 16-S., R. 67-W., thence northerly to the SW corner of Section 7, T. 15-S., R. 67-W., thence westerly to the SW corner of Section 7, T. 15-S., R. 68-W., thence northerly to the NE corner of Section 36, T. 14-S., R. 69-W., thence westerly to the SW corner of Section 27, T. 14-S., R. 69-W., thence northerly to the NW corner of Section 3, T. 14-S., R. 69-W., thence easterly to the SE corner of Section 36, T. 13-S., R. 68-W., thence northerly to the NW corner of Section 31, T. 11-S., R. 67-W., point of beginning.

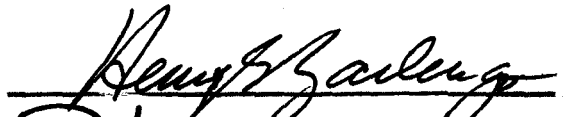
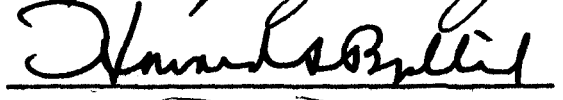

The area contained within the corporate limits of the City of Colorado Springs, Colorado, is excluded herefrom.

That all natural gas shall be odorized before introduction into the distribution system.

That the City shall continue to keep its practices in conformance with the rules regulating the service of gas and electric utilities, as prescribed by this Commission, as now existing and as they may be amended from time to time.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966.

ls

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 115-9-4 (2) CRS 1963 FOR
EMERGENCY MOVEMENT OF PEAS, SNAP-
BEANS, SWEET CORN, TOMATOES, RED
BEETS, PICKLES, AND EARLY POTATOES.

APPLICATION NO. 22025
EMERGENCY DISTRICT 3-66
SUPPLEMENTAL ORDER

June 24, 1966

STATEMENT AND FINDING OF FACT

BY THE COMMISSION:

On June 8, 1966, the Commission entered its Decision No. 67540, authorizing issuance of temporary certificates of public convenience and necessity for the operation of motor vehicles, for transportation of peas, snapbeans, sweet corn, tomatoes, red beets, pickles, and early potatoes in the Counties of Adams, Alamosa, Boulder, Conejos, Costilla, Delta, Larimer, Logan, Mesa, Montrose, Morgan, Ouray, Rio Grande, Saguache, and Weld, Colorado, for a ninety-day period, commencing July 1, 1966.

The Commission has now been requested to include lettuce, cabbage, cauliflower, carrots and spinach in authority granted by Decision No. 67540.

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

ORDER

THE COMMISSION ORDERS:

That Decision No. 67540 of date June 8, 1966, be, and the same hereby is, amended, nunc pro tunc, as of said 8th day of June, 1966, by adding lettuce, cabbage, cauliflower, carrots, and spinach to the commodities therein authorized to be served in emergency transportation in the Counties of Adams, Alamosa, Boulder, Conejos, Costilla, Delta, Larimer, Logan, Mesa, Montrose, Morgan, Ouray, Rio Grande, Saguache, and Weld, State of Colorado.

That, except as herein amended, said Decision No. 67540 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry G. Adams
James L. Butler
Joseph C. Norton
Commissioners

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 115-9-4 (2) CRS 1963 FOR)
EMERGENCY MOVEMENT OF WHEAT.)

APPLICATION NO. 22023
EMERGENCY DISTRICT 1-66
SUPPLEMENTAL ORDER

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 8, 1966 the Commission entered its Decision No. 67538 authorizing issuance of temporary certificates of public convenience and necessity for the operation of motor vehicles for transportation of wheat in the Counties of Adams, Arapahoe, Baca, Bent, Boulder, Cheyenne, Douglas, Elbert, El Paso, Kiowa, Larimer, Las Animas, Lincoln, Logan, Moffat, Morgan, Phillips, Prowers, Sedgwick, Washington, Weld and Yuma, State of Colorado, for a sixty-day period commencing June 15, 1966.

The Commission has now been requested to include the Counties of Crowley, Kit Carson, Otero and Pueblo, Colorado in authority granted by Decision No. 67538.

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

ORDER

THE COMMISSION ORDERS:

That Decision No. 67538 of date June 8, 1966, be, and the same hereby is, amended, nunc pro tunc as of said 8th day of June, 1966, by adding the Counties of Crowley, Kit Carson, Otero, and Pueblo, Colorado therein authorized to be served in emergency transportation of wheat.

That except as herein amended, said Decision No.67538 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry H. Galloway
Harold B. Butler

Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966
et

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 115-9-4 (2) CRS 1963, FOR)
EMERGENCY MOVEMENT OF HAY AND GRAIN.)

APPLICATION NO. 22052
EMERGENCY DISTRICT 4-66

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Report has been received by the Commission from Lloyd Espinosa, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency exists because of the shortage of trucks for transportation of hay and grain in the Counties of Alamosa, Conejos, Delta, Mesa, Montrose, Ouray, Rio Grande, Saguache and Costilla, Colorado.

Request is made for an Order of the Commission relative to issuance of temporary certificates of public convenience and necessity for the seasonal transportation of hay and grain in the above said Counties.

The Commission states and finds that an emergency exists because of the shortage of certificated trucks for transportation of hay and grain in the Counties of Alamosa, Conejos, Delta, Mesa, Montrose, Ouray, Rio Grande, Saguache, and Costilla, Colorado, and that public convenience and necessity should issue for the operation of motor vehicles for transportation of said crops, as provided under Chapter 115-9-4 (2) CRS 1963, said certificates to be effective for a period of ninety (90) days, commencing July 1, 1966.


ORDER

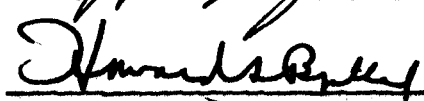
THE COMMISSION ORDERS:


That temporary certificates of public convenience and necessity be, and hereby are, authorized to be issued for the operation of motor

vehicles for the transportation of hay and grain in the Counties of Alamosa, Conejos, Delta, Mesa, Montrose, Ouray, Rio Grande, Saguache, and Costilla, State of Colorado, said certificates to be effective for a period of ninety (90) days, commencing July 1, 1966.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CLINTON AVIATION CO., INC., A COLORADO)
CORPORATION, STAPLETON INTERNATIONAL)
AIRPORT, DENVER, COLORADO, FOR AUTHORITY)
TO LEASE TO DENVER AIR CHARTER, INC., A)
WYOMING CORPORATION, STAPLETON INTER-)
NATIONAL AIRPORT, DENVER, COLORADO,)
CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY ACQUIRED BY IT PURSUANT TO)
AUTHORITY CONTAINED IN DECISION NO.)
27753, DATED MARCH 15, 1947.)

APPLICATION NO.21980-Lease

June 24, 1966

Appearances: Truman Stockton, Esq., Denver,
Colorado, and
John Lewis, Esq., Denver, Colo-
rado, for Clinton Aviation Co.,
Inc.;
Herbert M. Boyle, Esq., Denver,
Colorado, and
Alec J. Keller, Esq., Denver,
Colorado, for Denver Air Charter,
Inc., and Robert N. Maupin, in-
dividually;
Robert S. Wham, Esq., Denver,
Colorado, and
Joseph Shoemaker, Esq., Denver,
Colorado, for Vail Airways, Inc.,
Protestant;
Alvin J. Meiklejohn, Esq., Denver,
Colorado, for Aspen Airways, Inc.,
Protestant;
Robert Kessler, Esq., Denver, Colo-
rado, for the Staff of the
Commission.

PROCEDURE AND RECORD

On May 16, 1966, Clinton Aviation Co., Inc., a Colorado corpora-
tion, hereinafter referred to either by full corporate name or as Clinton
Aviation, filed the instant application (No. 21980-Lease) seeking an order
from the Commission permitting such corporation to lease to Denver Air
Charter, Inc., a Wyoming corporation, hereinafter referred to either by
full corporate name, or as Denver Air Charter, that certain Certificate of
Public Convenience and Necessity issued by the Commission to Clinton Aviation

in Decision No. 27753, dated March 15, 1947. On that same day, the Commission through the Executive Secretary set this application for hearing on Friday, May 27, 1966, and in the notification of hearing required protests in writing to be filed at least ten days prior to the hearing date.

On May 17, 1966, Vail Airways, Inc., hereinafter referred to either by full corporate name or as Vail Airways, filed a written protest praying that the application be denied, and also alleging that the notice of hearing was void in that such notices, which were issued on May 16, required written protests to be filed on or before May 17. On May 25, 1966, Aspen Airways, Inc., hereinafter referred to either by full corporate name or as Aspen Airways, filed a written protest, also praying that the application be denied. The Commission now specifically rules that the late filing of this protest should be approved. On May 27, 1966, Vail Airways, Inc. filed a motion to dismiss. This motion was taken under advisement by the Presiding Commissioner and is now denied.

After due and proper notice to all parties, the application was heard by the Commission on May 27, 1966, at 10:00 o'clock A.M. in the Hearing Room of the Commission, Commissioner Howard S. Bjelland presiding. The hearing was concluded on June 10, 1966. Hearing Examiner Paul Hodges conducted the last three hours of this hearing. A transcript of the testimony taken before the Examiner was prepared by the Reporter and was filed with the Commission on June 21, 1966. As a preliminary matter, Clinton Aviation moved to amend the application by deleting therefrom the words, "or, in the alternative, to lease said certificate to Denver Air Charter, Inc., with an option to purchase said certificate." The motion to amend was granted by the Presiding Commissioner, and such words were stricken from the application. During the course of the hearing, the Presiding Commissioner took under advisement the paragraph numbered 9 of the protest of Vail Airways, previously referred to as alleging that the notice of hearing was void in that such notice was issued by the

Commission on May 16, and required written protests to be submitted on or before May 17. In view of the fact that no showing of injury was made by the Protestants, and further that no continuance was requested by the Protestants, we now hold such notice to be valid. However, the Secretary of the Commission is directed to make sure that all notices of hearing issued hereafter by the Commission give potential protestants at least five days after the date upon which the notice of hearing issues in which to file written protests.

Louis Clinton, the President and principal stockholder of Clinton Aviation, Robert Maupin, the President and principal stockholder of United Aircraft Engine & Parts Co., and Lawrence C. Mitchell testified as witnesses supporting the application. Hans B. Kaer, President of Aspen Airways, testified in support of the protest of Aspen Airways. Gordon F. Autry, Vice-President of Vail Airways, and Alfred Quincy, Installment Loan Officer of the First National Bank of Denver, were called as witnesses in support of the protest of Vail Airways.

Clinton Aviation introduced in evidence Clinton Exhibits No. A to C inclusive. Denver Air Charter introduced in evidence Denver Air Exhibits A to G, inclusive. Aspen Airways introduced in evidence Aspen Exhibits No. 1 to 17, inclusive. Vail Airways introduced in evidence Vail Exhibits No. 1 to 11 inclusive. All of these exhibits were admitted in evidence except Vail Exhibit No. 7.

FINDINGS OF FACT

From the record in this proceeding, the Commission finds as fact that:

1. Clinton Aviation Co., Inc., a Colorado corporation, is the owner of a Certificate of Public Convenience and Necessity issued by this Commission on March 15, 1947 (Decision No. 27753) authorizing said corporation:

"to operate as a common carrier by airplane in intrastate and interstate commerce for the transportation of passengers and property, not on schedule but on call and demand, between all points in the State of Colorado . . . Except with the consent of the Commission first had and obtained, applicant shall not establish an office or branch for the purpose of developing business at any town, place, or city other than Denver and airports within a radius of fifteen miles."

The certificate also requires that the rates of the applicant "filed for transportation of passengers between points served by air carriers operating on schedule over fixed routes, shall be at least fifty percent greater per passenger than the effective rates of fixed-route carriers by air so operating on schedule between said points." This certificate is not dormant, has not been abandoned and is in good standing. Louis Clinton is the President and principal stockholder of the corporation. The corporation has several service departments, including flight training, repairs, refueling, parts distribution, and ground school. The corporation also has a Cessna distributorship.

2. United Aircraft Engine & Parts Co. is a Wyoming corporation. The articles of incorporation of this company were filed with the Wyoming Secretary of State on August 2, 1963. On March 9, 1966, the right of such corporation to do business in Wyoming was forfeited for failure to file annual reports and pay annual license taxes. On April 18, 1966, the corporation filed 1964 and 1965 annual reports, paid the delinquent fees, and was re-instated as a corporation in Wyoming. On April 22, 1966, the Colorado Secretary of State authorized the corporation to transact business in the State of Colorado. On May 13, 1966, the corporation filed with the Colorado Secretary of State a Certificate of Assumed Name (1963 CRS 141-2-1) wherein such corporation adopted the assumed name of Denver Air Charter, Inc. Robert Maupin is the President and sole stockholder of United Aircraft Engine & Parts Co., a Wyoming corporation in good standing, authorized to do business in the State of Colorado under the assumed name of Denver Air Charter, Inc.

3. On December 15, 1964, a lease agreement was entered into between Clinton Aviation Co., Inc., and an entity entitled "Denver Air Charter" purporting to be a Wyoming corporation. The lease was signed by Robert Maupin as President of the purported corporation, and provided for a lease of the certificate involved in the instant proceeding from Clinton Aviation Co., Inc. to Denver Air Charter. An addendum to such lease agreement was entered into on January 19, 1966. Denver Air Charter was not a corporation during this period of time. Neither the original lease nor the addendum thereto were ever approved by this Commission. During the period of operation of the Clinton authority by Denver Air Charter under the December 1964 lease and the January 1966 addendum, violations of the 50 percent greater rate requirement occurred. A cease and desist order against Respondents Clinton Aviation Co., Inc., and Robert Maupin, doing business as Denver Air Charter, was issued by this Commission (Decision No. 67358) in Case No. 5317 on May 9, 1966.

4. On May 25, 1966, Denver Air Charter, Inc., entered into an agreement with Roy George Salaman, Jr., whereby the corporation leased a Cessna twin-engine aircraft, Model 320, No. N-3025R, from the said Salaman to be used under FAA-Air Taxi permit and/or the Certificate of Public Convenience and Necessity granted by the Commission to Clinton Aviation in Decision No. 27753.

5. On May 26, 1966, Clinton Aviation entered into a new lease agreement with Denver Air Charter, whereby Clinton Aviation agreed to lease its certificate of public convenience and necessity (Decision No. 27753) to Denver Air Charter to and until December 1, 1967. It is this agreement for which Clinton Aviation and Denver Air Charter seek approval in the instant proceeding.

6. Denver Air Charter has hired two full-time pilots and will have other personnel available to render service to the public if such additional personnel is needed. Robert Maupin has been a pilot for 32 years, is instrument qualified, and has been engaged in aircraft charter business since

1961. Denver Air Charter has also arranged for the use of base facilities at Stapleton International field, which airport is located at Denver, Colorado, and has available to it maintenance facilities and the use of additional aircraft when needed from Clinton Aviation. The equipment, personnel, and facilities of Denver Air Charter are adequate to render air charter service to the public.

7. Denver Air Charter has available to it the sum of \$5000 in cash. Such amount of money is adequate for the rendition of air charter service to the public.

8. Aspen Airways, Inc. is an intrastate air common carrier operating on schedule over fixed routes between Denver and Aspen, and specific additional points as set forth in the orders of the Commission.

9. Vail Airways, Inc. is an intrastate air common carrier operating on schedule over fixed routes between Denver and Eagle, as specifically set forth in the orders of the Commission.

10. Denver Air Charter, Inc. is qualified to render intrastate air charter service, and it is in the public interest for this Commission to permit Clinton Aviation Co., Inc., to lease the authority granted by this Commission to such corporation in Decision No. 27753 to Denver Air Charter, Inc.

DISCUSSION

The Commission has determined that it would be in the public interest to permit Clinton Aviation to lease its certificate to Denver Air Charter. Such determination and this order, however, shall not be deemed to be a precedent approving the use of the particular type of lease here before us. We deem it to be elementary law that regulated public utilities may not by contract effectuate a result that would be beyond the authority of this Commission in the first instance. The present lease contains clauses purportedly restricting Denver Air Charter to the use of Cessna aircraft, and to the use of the services of Clinton Aviation for maintenance, repair, parts, and refueling of aircraft. The Commission obviously

could not grant a certificate of public convenience and necessity conditioned upon the holder thereof using the equipment and services of a specified company. It automatically follows that the parties may not so restrict the certificate by contract. We deem such provisions of the contract as being void and unenforceable. The parties may elect to accept such determination by the filing of routine acceptances of this order.

The Commission also deems it necessary to point out specifically to Clinton Aviation that such company remains responsible to the Commission and to the public for the proper rendition of service by the lessee, Denver Air Charter. For all regulatory purposes, the actions of the lessee shall be deemed to be the actions of the lessor.

During the course of the hearing, a great deal of evidence was introduced concerning the past actions of Robert Maupin, the President and sole stockholder of the lessee corporation. Such testimony dealt mainly with the mis-use of corporate names and corporate procedures by Maupin, and with Maupin's failure to comply with the 50 percent greater rate restriction contained in the Clinton Aviation certificate. No testimony, however, was introduced which cast doubt on the safety or efficiency of the air charter service furnished by Maupin. The Commission, therefore, does not feel that the past misdeeds, if such acts can be so described, of Maupin, constitute sufficient grounds for denying the instant application. On the other hand, the Commission does feel that certain matters should be specifically called to the attention of both the lessor and the lessee in the instant proceeding, in order that no future misunderstandings should occur.

United Aircraft Engine & Parts Co. is a Wyoming corporation in good standing in such state authorized to do business in the State of Colorado under the assumed name of Denver Air Charter, Inc. Clinton Aviation Co., Inc. is the owner of the certificate of public convenience and necessity which is the subject matter of this proceeding. Order provisions

to follow will authorize the leasing of such authority by Clinton Aviation Co., Inc. to United Aircraft Engine & Parts Co., doing business under the name of Denver Air Charter, Inc. In the operation of this certificate of public convenience and necessity, the names of Denver Air Charter, Inc., and/or Clinton Air Charter, Inc. may be used, and no other name shall be used without the permission of this Commission first had and obtained.

The certificate of public convenience and necessity issued by this Commission in Decision No. 27753, dated March 15, 1947, to Clinton Aviation provided that rates filed under such certificate "for transportation of passengers between points served by air carriers operating on schedule over fixed routes, shall be at least fifty percent greater per passenger than the effective rates of fixed-route carriers by air so operating on schedule between said points." The Commission, in explaining such restriction, said:

"When economically feasible, every community in the state is entitled to air transportation. This should be by 'trunk line' on schedule, if possible, and where such trunk line service is available, a continuation of its passenger, express and mail service for the public should be assured by such proper restrictions on call and demand service as will prevent ruinous competition."

Aspen Airways, Inc. and Vail Airways, Inc. are fixed-route carriers by air operating on schedule between designated points, and as such are entitled to the protection of the 50 percent greater rate provision. In view of the concern of these carriers as evidenced at the hearing, the Commission deems it wise and proper to attach certain reporting conditions to this decision in order to insure compliance by the lessor and lessee with such rate provision.

The lessor and lessee shall file a joint monthly report, executed by both, with the Commission, setting forth the following information:

- a. The total number of flights, the total number of passengers carried, and the total revenue derived, as to intrastate operation in the month.

- b. A breakdown of the information set forth in (a) above as to each flight between points served by either Aspen Airways, Inc., Vail Airways, Inc., or any other intra-state air common carrier under scheduled route authority. This breakdown shall explain any discrepancy between the number of passengers and the total number of persons aboard the plane. For example, if the report shows three passengers on the plane, and a total of five persons aboard, the report shall explain that three are paying passengers, one is the pilot and the other is the co-pilot or whatever such person might be.
- c. The total number of flights, the total number of passengers carried, and the total revenue derived, as to contract flight operations dealing with intrastate operations. Copies of any contracts entered into for such services during said month shall be attached to the report.
- d. Statement of financial condition for each month including balance sheet and operating statement.
- e. Such other and further information as may be requested by the Staff of the Commission.

These reports shall be filed by the tenth day of each month for the preceding month. The first report, which will be for the month of July 1966 shall be filed with the Commission on or before August 10, 1966.

In view of all of the circumstances of the present hearing, the Commission deems it wise and desirable to limit the initial period for which we shall permit this lease to be operative to a period ending on December 31, 1966. Order provisions to follow will set this matter for further hearing at 10:00 o'clock A.M. on Tuesday, December 13, 1966, in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. The further hearing will be for the purpose of determining whether the Commission should permit the continued lease of such authority

from December 31, 1966 to and until December 1, 1967, or any portion of such additional eleven-month period.

O R D E R

THE COMMISSION ORDERS:

1. That permission should be, and hereby is, granted to Clinton Aviation Co., Inc., to lease, to and until December 31, 1966, that certain certificate of public convenience and necessity issued to such corporation by the Commission in Decision No. 27753, to United Aircraft Engine & Parts Co., a Wyoming corporation, doing business in the State of Colorado under the assumed name of Denver Air Charter, Inc.
2. That Clinton Aviation Co., Inc., as well as Denver Air Charter, Inc., shall be responsible to the Commission and to the public for the proper rendition of service.
3. That in the rendition of intrastate air charter service under the certificate referred to in paragraph number (1) above, the lessee, United Aircraft Engine & Parts Co. is authorized to use the names of Denver Air Charter, Inc., and/or Clinton Air Charter, Inc., and no others without the permission of this Commission first had and obtained.
4. That Clinton Aviation Co., Inc. and Denver Air Charter, Inc. shall file joint monthly reports pursuant to and in compliance with the provisions of this order.
5. That this application be, and it hereby is, set for further hearing at 10:00 o'clock A.M. on Tuesday, December 13, 1966, in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. This further hearing will be for the purpose of determining whether the Commission should permit the continued lease of such authority to and until December 1, 1967, or any portion of such additional eleven month period.
6. The right of Denver Air Charter, Inc. to operate under this Order shall depend upon its compliance with the provisions of this order, as well as with all present and future laws and rules and regulations of the Commission.

7. Denver Air Charter, Inc. shall file tariffs, rate schedules, and rules and regulations with, and to be approved by, this Commission within thirty (30) days from date hereof.

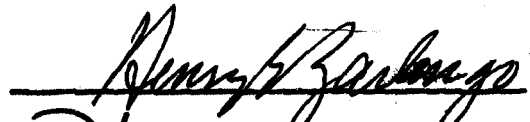
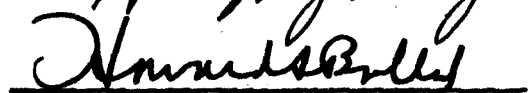
8. The applicant shall carry suitable insurance protection covering public liability, property damage, and passenger insurance, and shall continue to carry such insurance and any other insurance protection that may be required by the Commission.

9. Jurisdiction is hereby retained of this application and operation under the certificate to the end that such further Order or Orders as to the Commission may seem proper may be entered herein if the Commission deems it advisable.

10. That said lease shall become effective only if and when, but not before, said lessor and lessee in writing have advised the Commission 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 date of this Order shall automatically revoke the authority herein granted to make the lease, without further order on the part of the Commission, unless such time shall be extended by the Commission upon proper and timely application.

11. 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 24th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
LARRY D. KNOX, DOING BUSINESS AS)
"WALLACE CREEK LUMBER & FEED,")
GENERAL DELIVERY, RIFLE, COLORADO)

PERMIT NO. M-12315

June 24, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

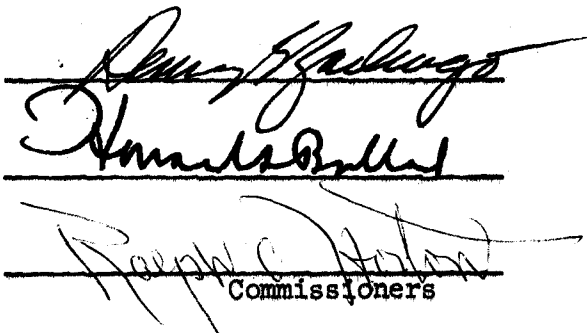
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective April 14, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

MR. BEN ZANE)
1008 West 18th Street)
Pueblo, Colorado 81001)

AUTHORITY NO. B 6777

CASE NO. 5687-Ins.

June 27, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 17, 1966 , 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.

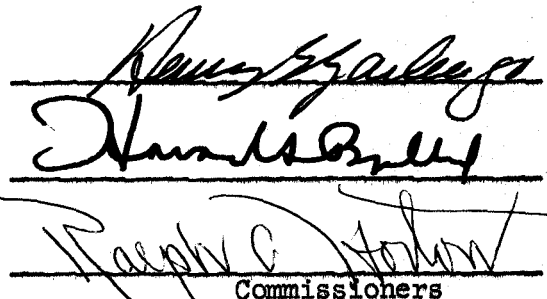
The Commission finds that said Authority should be restored to active status.

ORDER

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


Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ASPEN AIRWAYS, INC., ASPEN, COLORADO,)
FOR EXTENSION OF ITS COMMON CARRIER)
AUTHORITY TO OPERATE SCHEDULED SERVICE)
BY AIRPLANE, EXCEPTING HELICOPTER,)
BETWEEN RIFLE, COLORADO, AND POINTS)
NOW SERVED BY ASPEN AIRWAYS, INC. IN)
SCHEDULED SERVICE.)

APPLICATION NO. 21021-Extension
SUPPLEMENTAL ORDER

June 27, 1966

Appearances: R. B. Danks, Esq., of Hughes &
Dorsey, Esqs., Denver, Colo-
rado, for Applicant;
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for Applicant;
Ray Wilson, Denver, Colorado, of
the Staff of the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 28, 1965, the Commission entered Decision No. 65278 in the above-entitled matter granting Applicant a temporary Certificate of Public Convenience and Necessity authorizing transportation in scheduled service by aircraft, excepting helicopter, of passengers and property between Rifle, Colorado, and airports in the vicinity thereof, on the one hand, with the right to open an office in Rifle, Colorado for the solicitation of business for its scheduled service; provided, however, that such authority to serve Rifle, Colorado, with the right to maintain an office in Rifle shall expire on July 1, 1966, unless otherwise ordered by the Commission prior to that date.

On June 17, 1966, Alvin J. Meiklejohn, Jr., Attorney for Applicant, filed an application for an extension of the temporary certificate of public convenience and necessity issued to Applicant in Decision No. 65278 alleging, among other things, that the Applicant during the past year, pursuant to

said authority, has experimentally conducted a scheduled service to Rifle, Colorado from other points served by it in scheduled service; that Applicant has not had the opportunity to accumulate adequate data reflecting the effect upon its over-all operation; that, as a consequence thereof, the Applicant has not been able to determine the appropriateness of the scheduled service to Rifle; and that, in view of the foregoing, the Applicant requests that its certificate expiration date as set forth in said Decision No. 65278 be extended from July 1, 1966 to July 1, 1967, in order to compile certain and necessary data.



The Commission states and finds that the application for extension as herein sought is compatible with the public interest and should be granted as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the expiration date of Certificate of Public Convenience and Necessity of Aspen Airways, Inc., granted by Decision No. 65278 on June 28, 1965, be, and it hereby is, extended from July 1, 1966 to July 1, 1967.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RAILWAY EXPRESS AGENCY, INCORPORATED,)
FOR A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY AUTHORIZING THE OPERATION)
OF A COMMON CARRIER MOTOR TRUCK SERVICE)
FOR THE TRANSPORTATION OF GENERAL)
COMMODITIES MOVING IN EXPRESS SERVICE)
FROM DENVER, COLORADO, THROUGH BOULDER,)
LOVELAND, FORT COLLINS AND GREELEY TO)
DENVER: FOR AUTHORITY TO CLOSE)
AGENCIES AT BROOMFIELD, ROCKY FLATS,)
BRIGHT, FORT LUPTON, LONGMONT, BERTHOUD,)
AULT, EATON, LA SALLE, AND WINDSOR, AND)
TO CONSOLIDATE SAID CLOSED AGENCIES WITH)
AGENCIES AT DENVER, LOVELAND AND)
GREELEY: AND TO SERVE THE COMMUNITIES)
HERETOFORE SERVED BY THE CLOSED)
AGENCIES, AND LOUISVILLE AND LAFAYETTE,)
BY MOTOR VEHICLES OPERATING OUT OF THE)
CONSOLIDATED AGENCIES.)

APPLICATION NO. 20887-Extension

Order Designating Materials
Of Which Official Notice
Will Be Taken By The Commission
In This Proceeding and Disposing
of Exhibits 8-A, 38, 39, 40, 41,
and 47.

June 24, 1966

Appearances: Douglas McHendrie, Esq., Denver,
Colorado, and
Peter J. Crouse, Esq., Denver,
Colorado, for Applicant;
John H. Lewis, Esq., Denver, Colo-
rado, for Denver-Laramie-Walden
Truck Line, Inc., Denver-Loveland
Transportation Company, and
Colorado Cartage, Inc.;
Hans W. Johnson, Esq., Denver, Colo-
rado, for Package Delivery Service
Company;
John P. Thompson, Esq., Denver,
Colorado, for Boulder-Denver Truck
Line, Inc., Edson Express, and
Miller Brothers, Inc.;
David Butler, Esq., Denver, Colorado,
for Colorado Transportation Company,
Colorado Motor Way, Inc., and
Denver-Boulder Bus Company;
Edward T. Lyons, Jr., Esq., Denver,
Colorado, for Bethke Truck Lines;
Don McClure, Eaton, Colorado, pro se,
and
Elmer Beede, Eaton, Colorado, pro se,
and for the Town of Eaton;
Robert Besel, Windsor, Colorado, pro se,
and

Reinhold Ehrlich, Windsor, Colorado,
pro se, and for the Town of Windsor;
J. L. McNeill, Denver, Colorado, of
the Staff of the Commission.

PROCEDURE AND RECORD

On May 13, 1966, the Commission issued Decision No. 67370.

Order paragraphs numbered 2 and 7 of such decision provided as follows:

2. That all parties to this proceeding at whose request the Examiner took official notice of designated documents and materials, shall file with the Commission within thirty (30) days after the date of this order, a pleading entitled "Documents and Materials Of Which Official Notice Is To Be Taken By The Commission Under The Record Made Before The Examiner;" that this pleading shall list specifically the precise documents and materials of which official notice is to be taken; that copies of all said documents and materials shall be attached to the pleading; and that failure to file such pleading with the designated material attached thereto shall be a waiver on the part of the party so failing to file, of any and all rights to have said documents and materials included as part of the record in this proceeding.

7. That within thirty (30) days of the date of this order, counsel shall designate by written pleadings filed with the Commission their recommendations for the disposition of Exhibits No. 38, 39, 40, 41 and 47 as well as Exhibit No. 8-A.

The items of which the Examiner took official notice are listed on pages 10 and 11 of Decision No. 67370, as follows:

1. The Certificate of Public Convenience and Necessity (PUC No. 2201) held by the Union Pacific Motor Freight Company (Tr. 369), at the request of Mr. Lyons.
2. The provisions of 1963 Colorado Revised Statutes, Chapter 116, Article 6, and particularly 116-6-1 (Tr. 386), at the request of Mr. Thompson.
3. Any documents in the files of the Commission in Application Nos. 17991, 17990, 17744, 18120, 18936, and No. 5901-B which show what notice, if any, was given of the application, and whether or not a hearing was held in connection with the application (Tr. 464, 1023), at the request of all attorneys for Protestants.
4. The Certificate of Public Convenience and Necessity (PUC No. 205) held by Denver-Loveland Transportation Company (Tr. 1170), at the request of Mr. Lewis.
5. Commission Decision No. 1001 and No. 37185 (Tr. 1226), at the request of Mr. Thompson.
6. The Authority Sheet issued by the Commission under PUC Certificate No. 43 and the decisions cited therein (Tr. 1301), at the request of Mr. Butler.

7. The Authority Sheet issued by the Commission under PUC Certificate No. 5 and the decisions cited therein (Tr. 1303), at the request of Mr. Butler.

8. The Authority Sheet issued by the Commission under PUC Certificate No. 55 and the decisions cited therein (Tr. 1306), at the request of Mr. Butler.

pursuant to such ordering paragraph, the parties hereto have filed pleadings with the Commission, designating and recommending as follows:

Package Delivery Service Company. The pleading filed by this Protestant states that request was made at the hearing that official notice be taken of Certificate No. 572 and all of its amendments, and Permit No. B-413 and all of its amendments. Copies of the Letters of Authority issued by the Commission covering Certificate No. 572 and Permit No. B-413 are attached to the pleading, and these documents are listed as the precise documents of which the Commission is to take official notice.

Colorado Transportation Company, Colorado Motorway, Inc., and Denver-Boulder Bus Company. The joint pleading filed by these Protestants lists Commission Decisions No. 41786 and No. 37497, with copies attached thereto, as the precise documents of which the Commission is to take official notice.

Denver-Loveland Transportation, Inc. The pleading filed by this Protestant lists the Letter of Authority issued by the Commission for Certificate No. 205, and Commission Decisions No. 1329, 2701, 4313, 38749, 38920, 43915, 48720 and 66002, with copies attached thereto, as the documents of which the Commission is to take official notice. The pleading further recommends that Exhibit No. 47 not be admitted in evidence, because such Exhibit would duplicate material contained in the above documents of which official notice is to be taken by the Commission.

Railway Express Agency, Incorporated. The pleading filed by the Applicant recommends that the Exhibits marked as No. 8-A and No. 47 not be admitted in evidence, because Exhibit 8-B, which was admitted in evidence, was a corrected 8-A, and Exhibit No. 47 would serve no useful purpose.

Boulder-Denver Truck Line, Edson Express, and Miller Brothers, Inc. The joint pleading filed by these Protestants states that Item No. 5 as listed on page 11 of Decision No. 67370 is not tendered as it would be merely cumulative of material already in the record. The joint pleading also states in the paragraph numbered (1) thereof:

Concerning item 3, it will be observed that official notice was requested by all attorneys for protestants. No purpose would be served by having each attorney renew his request and by each attorney filing the same documents. These protestants now request that in the application docket numbers listed in paragraph 3 on page 10, the Commission officially notice every document in each docket which certifies the persons and organizations to whom notice of hearing on the application was sent. These protestants represent on information and belief that no such documents exist, no notice having been given to anyone except the applicant in each case; to the extent that any such documents do exist, however, and are not requested by the attorneys for other protestants, these protestants respectfully request that certified copies thereof be prepared at their expense and incorporated into the record of this proceeding.

Bethke Truck Lines. The pleading filed by this Protestant states that no need now exists to take official notice of the Certificate of Public Convenience and Necessity held by the Union Pacific Motor Freight Company (Item No. 1). The pleading also recommends that in view of the fact that Exhibits 38, 39, 40 and 41 contain material which is also included in Exhibits I, J, K, and L, which exhibits were admitted in evidence, that Exhibits No. 38, 39, 40 and 41 be also admitted in evidence for clarity of the record. The pleading further states:

At the hearing in this matter, the Examiner took official notice of the records and files of the Commission pertaining to each of the following designated applications of Railway Express Agency, Incorporated, for the purpose of determining specifically, first, whether any notice was given by the Commission to persons who may have been interested in or affected by said applications, and, secondly, whether or not a hearing had been held by the Commission in connection with its decisions granting said applications: Application No. 5901-B, as granted in Decision No. 45895, dated May 31, 1956; Application No. 17991, as granted in Decision No. 55025, dated September 2, 1960; Application No. 17990, as granted in Decision No. 55024, dated September 2, 1960; Application No. 17744, as granted in Decision No. 54410, dated June 2, 1960; Application No. 18120, as granted in Decision No. 55566,

dated December 15, 1960; and Application No. 18936, as granted in Decision No. 58562, dated May 8, 1962 (Tr.464, 1023). The purpose for which such official notice was obtained was to establish the fact that each of said applications was granted by the Commission without a hearing, and without any notice having been given by the Commission pursuant to the provisions of C.R.S. 1963, 115-6-8(3 and 4). As the Commission well knows, its records affirmatively reflect only the notices which it has in fact given and the hearings it has in fact held. To the best of our knowledge, the Commission does not prepare and keep in its records and files any "documents" or "materials" setting forth notices not given or recording hearings which have not occurred. Since it is the non-existence of notice and hearing in the involved proceedings, or at least the absence of any record of notice and hearing, of which official notice is to be taken, it is accordingly impossible for this Protestant to comply literally with the provisions of the Commission's Order requiring it to "list specifically the precise documents and materials of which official notice is to be taken", and further requiring it to attach "copies of all said documents and materials" to this pleading. The Protestant can neither specifically describe nor attach hereto "documents" or "materials" which do not exist. Even if it were theoretically possible to attach hereto the complete files and records of the Commission in each of the involved proceedings, it is not believed that the Commission intended its Order to require such a manifestly unfeasible act to be attempted by any party as a condition to preserving its rights in the instant proceeding, particularly where the Commission itself can, and we respectfully submit should, readily confirm the pertinent facts by taking notice of its own records in its own custody. For possible assistance to that end, and in order to prevent any waiver of rights, we are attaching hereto, marked as "Appendix "A", a Certificate by the Secretary of the Commission attesting that after diligent search no record or entry of the specified tenor is found to exist in the records of his office, which Certificate should under Rule 44 (b) of the Colorado Rules of Civil Procedure have the effect of evidence that the records of the Commission contain no such record or entry.

DISCUSSION

We turn first to the exhibits which were marked for identification at the hearing before the Examiner, but not received in evidence. We have considered the recommendations of counsel as to the disposition of such exhibits, and after checking the transcript, have determined that Exhibits No. 8-A and 47 should not be received in evidence, but that Exhibits No. 38, 39, 40 and 41 should be received in evidence. Order provisions to follow will so provide.

The pleading filed by Package Delivery Service Company referred to hereinabove must be rejected in its entirety. We have again examined

the record and cannot find in the transcript any request that the Commission take official notice of the documents designated in such pleading. In fact, one of the two documents designated by counsel to be taken official notice of by the Commission was received in evidence as Exhibit No. U. No useful purpose would be achieved by taking official notice of a document already admitted in evidence.

Pursuant to the designations of counsel, the Commission will take official notice in this proceeding of the following documents:

- a. Commission Decision Nos. 41786, 37497, 1329, 2701, 4313, 38749, 38920, 43915, 48720, and 66002.
- b. Letter of Authority issued by the Commission for Certificate No. 205.
- c. The provision of 1963 Colorado Revised Statutes, Chapter 116, Article 6, and particularly 116-6-1.

Order provisions to follow will so provide.

One final matter remains for consideration. In the item numbered 3 on page 10 of Decision No. 67370, we stated that the Examiner took official notice of:

"Any documents in the files of the Commission in Application Nos. 17991, 17990, 17744, 18120, 18936, and 5901-B which show what notice, if any, was given of the application, and whether or not a hearing was held in connection with the application." Tr. 464, 465, 1019 to 1023.

Our order then provided that the parties should specify exactly what documents the Commission shall take official notice of, inter alia, under this heading. From the above-quoted extracts from pleadings filed with the Commission pursuant to Decision No. 67370, it would appear that counsel have had some difficulty in attempting to comply with such order provisions as to this particular topic.

The subject of official notice is covered in the Rules of Practice and Procedure of the Commission, Rule 13Q, which reads:

"Q. Official Notice. The Commission may take official notice of the following matters:

- (1) Rules, regulations, official reports, decisions and orders of the Commission, and pleadings in such proceeding.

- (2) The contents of Orders, Certificates and Permits issued by the Commission.
- (3) Matters of common knowledge, technical or scientific facts of established character.
- (4) Pertinent documents, if properly introduced into the record of formal proceedings by reference; provided, however, that proper and definite reference to such document shall be made by the party offering the same and that the same is published and generally circulated so that an opportunity shall be given to all of the parties of interest at the hearing to examine the same and present rebuttal evidence."

Considering all of the circumstances in this proceeding, the Commission will not at this time make any ruling or order as to what may be officially noticed by the Commission under the record as made by the Examiner as to this particular matter. If it is necessary to so do, the Commission will make any such rulings in the final order to be entered in this proceeding.

O R D E R

THE COMMISSION ORDERS:

1. That Exhibits No. 38, 39, 40, and 41, be, and they hereby are, admitted in evidence.
2. That Exhibits No. 8-A and 47 be notadmitted in evidence.
3. That the Commission will take official notice in this proceeding of the following material:
 - a. Commission Decision Nos. 41786, 37497, 1329, 2701, 4313, 38749, 38920, 43915, 48720, and 66002.
 - b. Letter of Authority issued by the Commission for Certificate No. 205.
 - c. The provision of 1963 Colorado Revised Statutes, Chapter 116, Article 6, and particularly 116-6-1.
4. That the Commission withhold, for future determination if necessary, ruling on what documents or non-documents should be taken official notice of as to "any documents in the files of the Commission in Application Nos. 17991, 17990, 17744, 18120, 18936, and 5901-B which show what notice,

if any, was given of the application, and whether or not a hearing was
held in connection with the application."

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Adams
Donald B. Bell

Ralph C. Hovland
Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ELBERT TRANSFER COMPANY, ELBERT, COLO-)
RADO, FOR AUTHORITY TO EXTEND OPERATIONS) APPLICATION NO.21944-Extension
UNDER PUC NO. 322 AND PUC NO. 322-I.)

June 28, 1966

Appearances: Robert D. Means, Esq., Denver,
Colorado, for Applicant;
Leslie R. Kehl, Esq., Denver,
Colorado, for Red Ball Motor
Freight, Inc., Protestant;
John R. Barry, Esq., Denver,
Colorado, for Colorado Springs
Transfer & Warehousemen's Asso-
ciation, Protestant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Applicant is the owner of PUC No. 322 and PUC No. 322-I which contains the restriction that the holder thereof shall not be permitted, without further authority from the Commission, to establish a branch office or to have an agent employed in any other town or city than Elbert, Colorado, for the purpose of developing business.

By the instant application, the applicant seeks to eliminate the office restriction as contained in said PUC No. 322 and PUC No. 322-I to permit applicant to establish an office at Colorado Springs, Colorado.

The application was set for hearing on May 24, 1966, at Colorado Springs, Colorado. The same was then and there heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. After the conclusion of the hearing the matter was taken under advisement, and thereafter the said Examiner transmitted to the Commission the record and exhibits of said proceeding together with a written report consisting of the appearances made and entered, of the proceedings had, of the

motions made by the parties, of his rulings made, of said Examiner's record of proceedings and testimony given at the hearing, and of his findings of fact and conclusion. Following is the record of said proceedings and testimony:

RECORD OF PROCEEDINGS AND TESTIMONY

Merril Jessep, Box 128, Elbert, Colorado, testified he is President of Elbert Transfer Company, the Applicant herein; that the purpose of the within application is to eliminate the office restriction to permit Elbert Transfer Company to establish its office at Colorado Springs, Colorado; that he is desirous of having an office at Colorado Springs so that better and more efficient service could be afforded the customers of the Applicant; that an office at Colorado Springs would eliminate a considerable number of dead miles traveled by the equipment of the Applicant; that the Town of Elbert having a population of 50 to 100 people is no longer a suitable location for the office of the Applicant; and that he and his family desire to move to Colorado Springs, Colorado.

Mr. Jessep explained that if the application is granted the Elbert Transfer Company will operate in the same manner as heretofore but that he would expect such a move would result in an improvement in business.

On cross examination, Mr. Jessep stated that he is of the opinion that if his company were permitted to have an office at Colorado Springs, the company would not actually be in competition with Red Ball Motor Freight, Inc. inasmuch as the authority under PUC No. 322 required a 20% penalty when hauling in competition with scheduled carriers and that furthermore, it was not the intention of his company to compete with this carrier. Mr. Jessep, however, did state that if his company were permitted to have an office at Colorado Springs, he would solicit business at Colorado Springs and any place else within the scope of his authority.

On cross examination, Mr. Jessep stated that 90% of the business that the Applicant performs is in livestock and grain transportation and 10% in hauling general commodities; that the equipment of the Applicant was more suitable for livestock and grain transportation; and that where general commodities are transported, he rents van equipment.

Charles Brown, Vice President of Brookheart Lumber Company, Colorado Springs, Colorado, testified his company has used the transportation services of the Applicant which have been satisfactory and that it would be more convenient for this shipper if Elbert Transfer Company was located at Colorado Springs. In this respect, he explained that his company is required to place a long distance call to Elbert, Colorado to arrange for service which long distance call would be eliminated if the Applicant was in Colorado Springs.

On cross examination, this witness stated that his company also uses the services of Red Ball Motor Freight, Inc. and most of the common carriers located in Colorado Springs; and that for the most part, his company uses the Applicant to transport cement in sacks from Portland to Colorado Springs.

Dale Book, Colorado Springs, Colorado, testified he owns and operates Book Truck Line under authority of PUC No. 429 and 6338; that he is located in Colorado Springs; and that, as far as he is concerned, he would have no objection if the applicant is permitted to establish an office at Colorado Springs.

Robert R. Hobson, Route 2, Colorado Springs, Colorado, testified he owns and operates under PUC No. 875 and I and that he had no objection if the Applicant were permitted to establish an office at Colorado Springs.

The Applicant rested.

The following named common carriers all located at Colorado Springs presented testimony in protest to the within application and all testified in substance that to permit the Applicant to establish an office at Colorado Springs would, in effect, create another common carrier competitor; that there are at present a sufficient number of common carriers located at Colorado Springs to provide for the public need; and that these common carriers, together with other common carriers who have terminals at Colorado Springs, adequately and fully meet the public need:

Dale Dalby, Vice President
Dalby Transfer & Storage Co.
PUC No. 343 and I

Lawrence Cowen, President
Cowen Transfer & Storage Co.
PUC No. 417

R. B. McCann
McCann Transportation and Storage Company
PUC No. 145

Counsel for Applicant and Protestants stipulated and agreed that Mr. Schank of A.A.A. Transfer, Colorado Springs, PUC No. 3345 and Mr. Daniels of Daniels Transfer and Storage Company, Colorado Springs, PUC No. 3128 would testify substantially the same as the foregoing witnesses.

Jerry Stratman, Terminal Manager, Red Ball Motor Freight, Inc., Denver, Colorado, identified Exhibits 1, 2, 3 and 4, all of which pertain to the routes, equipment and finances of Red Ball Motor Freight, Inc. Mr. Stratman stated that his company maintains a terminal at Colorado Springs; that it affords both scheduled and non-scheduled service in the area; and that it maintains a pick up and delivery service at Colorado Springs. He related that heretofore his company was not aware of any competition from the Applicant but that

in his opinion, if the Applicant were permitted an office at Colorado Springs, it would have the effect of creating another competitor at Colorado Springs, Colorado and further competition was not needed inasmuch as the existing common carriers adequately and fully meet the public need.

L. A. McElhinny, Superintendent of Weicker Transfer and Storage Company, Colorado Springs terminal, stated that Weicker operates under PUC No. 341 and I; that it maintains both an office and warehouse at Colorado Springs and maintains on an average of 50 units of equipment at Colorado Springs. Mr. McElhinny stated that, at the present time, there are sufficient common carriers based at Colorado Springs to afford the public complete and efficient transportation service and that, in his opinion, if the within application is granted, it would, in effect, create one more competitor which would be unnecessary to meet the public convenience and necessity.

Larry Hancock, Vice President of Goldstein Transfer and Storage, Inc., Denver, Colorado, testified this company operates under PUC No. 416 and I and other authorities as set forth on this Protestant's Exhibit No. 1 which was received in evidence. This witness stated that Goldstein Transfer and Storage, Inc. maintains an office, a warehouse and approximately 25 pieces of equipment at Colorado Springs. This witness' testimony was substantially the same as the foregoing witness.

Notice was taken of the authorities of the protesting common carriers.

The Commission, having considered the said record and exhibits and the said written Report of the Examiner herein, and in particular the testimony as recorded by him, states and finds:

That the evidence pertinent and relevant to the issues is conflicting.

That the Applicant has failed to satisfactorily sustain the burden of proof to establish that the present, or future, public convenience and necessity require, or will require, the establishment of an office at Colorado Springs, Colorado.

That the evidence is insufficient to make a finding that the present, or future, public convenience and necessity require, or will require, the establishment of an office at Colorado Springs, Colorado.

That inadequacy of available transportation service similar to the service proposed by the Applicant of the common carriers presently serving the public to satisfy, without the establishment of such an office, the requirements of the present, or future, public convenience and necessity in the judgment of the Commission has not been established.

That the application should be denied.

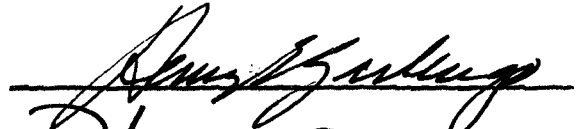
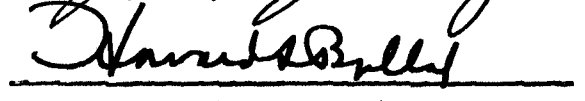

O R D E R

THE COMMISSION ORDERS:

That the Rulings of the Examiner be, and they hereby are, confirmed.

That the application be, and the same hereby is, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1966.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-3994)
BY: PARCEL DELIVERY SERVICE)
614 NORTH MAIN STREET)
PUEBLO, COLORADO 81001)

CASE NO. 81-T
NOTICE OF HEARING
&
ORDER TO SHOW CAUSE

JUNE 27, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named respondent was issued the above captioned and numbered operating rights to engage in the business of a motor vehicle carrier. The files and records of the Commission disclose that said respondent has violated the law and the Rules and Regulations of the Commission by failing and neglecting to file Collect-On-Delivery Bond and Tariff as required, and that said respondent is now conducting motor vehicle operations under said operating rights in violation of said law, Rules and Regulations.

The Commission states and finds that unless the above named respondent files with the Commission the above stated matter or shows cause why the above captioned and numbered operating rights should not be revoked for failing to comply therewith on or before the date set for the hearing of this case, the Commission will (1) enter an order without further notice revoking said respondent's operating rights for said violation and (2) determine what other appropriate orders and penalties should be entered.

O R D E R

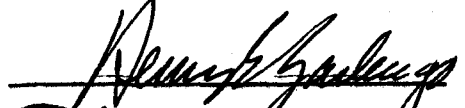

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set down for hearing in Room 529, State Services Building, 1525 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M. on JULY 18, 1966, at which time and place proper evidence may be presented.

That, unless respondent shall have filed the matter as herein and above set forth or show cause why the above captioned and numbered operating rights should not be revoked for the herein described violation on or before the date and time for the hearing as specifically set forth above, the operating rights of the respondent shall be revoked; and

That other orders and penalties as may be appropriate be entered.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1966.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF SKAGGS FREIGHT LINES, INC.,
2801 JEFFRIES STREET, DALLAS, TEXAS,
FOR AUTHORITY TO TRANSFER INTER-
STATE OPERATING RIGHTS TO NATIONAL
AEROSPACE FREIGHT LINES, INC., P.O.
BOX 22002, DALLAS, TEXAS.)
PUC NO. 2360-I-Transfer

June 27, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, Skaggs Freight Lines, Inc., Dallas, Texas, was
granted a certificate of public convenience and necessity, PUC No.
2360-I, authorizing transportation:

On call and demand, of aeroplanes, new or used,
unassembled or dismantled, and aeroplane parts
in connection therewith, in Interstate commerce,
between all points and places in the State of
Colorado; said service to be furnished only in
connection with the handling, repair, or trans-
portation of disabled or wrecked aircraft, subject
to the provisions of the Federal Motor Carrier
Act of 1935, as amended.

Said certificate-holder now seeks authority to transfer said
PUC No. 2360-I to National Aerospace Freight Lines, Inc., Dallas,
Texas.

Inasmuch as the records and files of the Commission fail
to disclose any reason why said transfer should not be authorized,
the Commission states and finds that the proposed transfer is com-
patible with the public interest, and should be authorized as set
forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That Skaggs Freight Lines, Inc., Dallas, Texas, be, and
hereby is, authorized to transfer all right, title, and interest in

and to PUC No. 2360-I -- with authority as set forth in the Statement preceding, which is made a part hereof by reference -- to National Aerospace Freight Lines, Inc., Dallas, Texas, subject to encumbrances, if any, against said certificate approved by this Commission.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Samuel G. Gadsden
Howard S. Bille
Joseph C. Horton
Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EFFIE L. DETERTS AND GEORGE DETERTS,)
DOING BUSINESS AS "A-ONE HOUSE)
MOVERS," 2420 WEST LIFF AVENUE,)
DENVER, COLORADO, FOR AUTHORITY TO)
LEASE PUC NO. 3867 TO BILL REYNOLDS,)
DOING BUSINESS AS "A-ONE HOUSE MOVERS,")
ST. FRANCIS, KANSAS.)

APPLICATION NO. 21936-Lease

June 27, 1966

Appearances: Effie L. Deterts, Denver, Colorado,
for Lessors;
Glenn C. Leader, Jr., Aurora, Colorado,
for Lessee;
Robert L. McDougal, Esq., Denver,
Colorado, for Doyle House Moving
and Wrecking Company, Rehfield
House Movers, Inc., W. A. Hutchins,
Inc., and Edwin Welch, Protestants;
John H. Lewis, Esq., Denver, Colorado,
for Copy of Order.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to lease
PUC No. 3867 from Effie L. Deterts and George Deterts, doing business
as "A-One House Movers," Denver, Colorado, to Bill Reynolds, doing
business as "A-One House Movers," St. Francis, Kansas.

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.

Mrs. Effie L. Deterts testified she and her husband
George Deterts, doing business as "A-One House Movers," 2420 West
Lliff Avenue, Denver, Colorado, own and have heretofore conducted

a transportation business by authority of PUC No. 3867; that this authority authorizes transportation of buildings other than boxcars and tramway cars between points in Colorado except in Morgan County, Colorado; that they have entered into a Lease and Option Agreement with Bill Reynolds of St. Francis, Kansas for the lease of PUC No. 3867 subject to the approval of the Commission; that Exhibit 1 as identified by this witness is a copy of said Lease and Option; that the terms of the Lease is for a four-month period from May 27, 1966 to September 27, 1966 for a consideration of 20% of the gross revenue; that in addition, it is provided that during the terms of the lease, the Lessee Bill R. Reynolds shall have an option to purchase the authority and equipment for a consideration as set forth in the Agreement; and that she and her husband intend to go out of the transportation business entirely on the expectation that the Lessee herein will exercise the option to purchase.

With reference to an obligation in the sum of \$460.66 owed by the Lessors as is described in a letter dated May 10, 1966 by John H. Lewis, Esq., Mrs. Deterts stated that said obligation, together with other obligations of the business heretofore carried on by she and her husband, would be paid in full on or before June 15, 1966. This witness also identified Exhibits B and C which are correspondence received from one of the Protestants, Edwin Welsh. Exhibits A, B and C were received in evidence.

Bill Reynolds, the Lessee, testified that he is presently residing at 16300 East Colfax Avenue, Aurora, Colorado; that although his present residence is St. Francis, Kansas, it is his intention to henceforth take up residency in Colorado and operate the transportation business under PUC No. 3867 from Aurora, Colorado; that he has had 20 years' experience in the house moving business; that he has a net worth of approximately \$25,000.00; that, in addition to the equipment to be leased from the Lessors, he owns

several other pieces of equipment, all of which will be used to continue operations by virtue of the Lease and Option agreement identified as Exhibit A; that it is his intention at the present time to exercise the option to purchase; that he is acquainted with the rules, regulations and laws of the State of Colorado pertaining to common carriers and will carefully observe the same if the within application is approved; and that he understands fully that if he exercises the option to purchase PUC No. 3867, the proper application for transfer must be made for the Commission's approval for such transfer.

Mr. Reynolds explained that in addition to the authority and the equipment of the Lessors, he is also leasing the name of A-One House Movers under which trade name he intends to operate in the event he exercises the option to purchase and the purchase is approved by the Commission.

Edwin Welsh, Wray, Colorado, Protestant, testified that he owns and operates a transportation business under PUC No. 1783 and 1910; that he is engaged in the house moving business; and that he is objecting to the within application because he knew that Mr. Reynolds had heretofore conducted "bootleg operations" in transporting houses in Eastern Colorado for a number of years. Mr. Welsh added that in some cases the houses being transported may have been owned by Bill Reynolds and that on one occasion upon being challenged, Mr. Reynolds indicated he had authority to transport a structure by virtue of a Judge's Order. Subsequent to the hearing, inquiry was made of the Enforcement Division of the Public Utilities Commission by your Examiner. However, no record could be found of any complaints against the Lessee or investigations conducted with respect to any previous activity.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the said record and exhibits and the said written Report of the Examiner herein, and in particular the testimony as recorded by him, states and finds that the Lessors herein own and have heretofore conducted a transportation business under PUC No. 3867; that the Lessee will have sufficient equipment and experience to properly carry on the operation; that the 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 Effie L. Deterts and George Deterts, doing business as "A-One House Movers," Denver, Colorado, be, and hereby are, authorized to lease all right, title, and interest in and to PUC No. 3867, as set forth in the Lease and Option dated May 27, 1966, to Bill Reynolds, doing business as "A-One House Movers," St. Francis, Kansas.

The tariff of rates, rules, and regulations of lessors 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 his compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by lessors of delinquent reports, if any, covering operations under said certificate up to the time of lease of said certificate.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert E. Zuckerman
Wm. S. Briley
Joseph C. Hohn
Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF }
BEMAN MOTORS TRANSPORTATION, }
INC., BOX 526, ROCKY FORD, COLO- }
RADO. }

PUC NO. 641, PUC NO. 641-I
AND PERMIT NO. B-6496

June 28, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Beman Motors Transportation, Inc., owner of PUC No. 641, PUC No. 641-I and Permit No. B-6496, herein seeks authority to mortgage said operating rights to the Small Business Administration, an Agency of the United States Government, to secure payment of the sum of One Hundred Seventy Thousand Dollars (\$170,000.00) disaster loan, in accordance with the terms and conditions set forth in Chattel Mortgage dated April 29, 1966, and filed with the Commission on June 16, 1966, said Mortgage being made a part hereof.

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

O R D E R

THE COMMISSION ORDERS:

That Beman Motors Transportation, Inc., Rocky Ford, Colorado, be, and hereby is, authorized to mortgage all right, title, and interest in and to PUC No. 641, PUC No. 641-I and Permit No. B-6496 to the Small Business Administration, an Agency of the United States Government, to secure payment of the sum of \$170,000.00, as set forth in the Statement preceding which is made a part of this Order by reverence.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry G. Adams
James B. Miller

Ralph C. Norton
Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1966.
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6
(Decision No. 67660)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF }
SALIDA TRANSFER COMPANY, 236 }
WEST 3RD, SALIDA, COLORADO. }

PUC NO. 482, PUC NO. 482-I,
AND PERMIT NO. B-963

June 28, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On October 30, 1964, the Commission entered Decision No. 63956, approving "Assignment of Chattel Mortgage," dated October 22, 1964, by and between August H. Ackelbein and Lula M. Ackelbein and The First National Bank of Salida, of all right, title and interest in and to Chattel Mortgage on the above-styled operating rights.

The Commission is now in receipt of a communication from L. M. Litzenberger, Executive Vice President of The First National Bank of Salida, stating that said Assignment of Chattel Mortgage has been paid in full and requesting that the same be removed from the Commission records.

The Commission states and finds that said mortgage should be released, as set forth in the Order following.

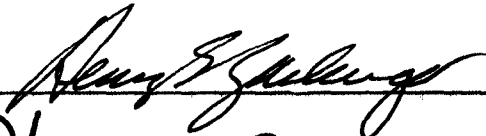
O R D E R

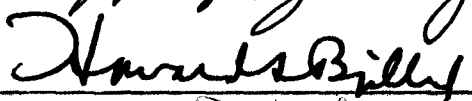
THE COMMISSION ORDERS:

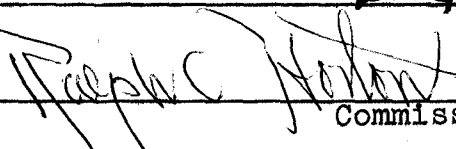
That Assignment of Chattel Mortgage of PUC No. 482, PUC No. 482-I, and Permit No. B-963, dated October 22, 1964, be, and the same hereby is, released, as requested by Mortgagee herein insofar as it concerns this Commission.

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 28th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
SOUTHEAST COLORADO POWER ASSOCIATION,)
A COLORADO CORPORATION, 901 WEST THIRD)
STREET, LA JUNTA, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO FURNISH ELECTRICAL FACILI-)
TIES, PLANTS, OR SYSTEMS, OR EXTENSIONS)
THEREOF, TO FURNISH ELECTRICAL SERVICE)
FOR LIGHT, HEAT, POWER, AND OTHER)
PURPOSES, TO PERSONS, CUSTOMERS, CON-)
SUMERS, AND ORGANIZATIONS LIVING AND)
LOCATED IN THE COUNTIES OF BACA,)
CHEYENNE, EL PASO, KIOWA, LAS ANIMAS,)
AND LINCOLN, STATE OF COLORADO.)

APPLICATION NO. 19814

IN THE MATTER OF THE APPLICATION OF)
SOUTHEAST COLORADO POWER ASSOCIATION,)
A COLORADO CORPORATION, 901 WEST THIRD)
STREET, LA JUNTA, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO FURNISH ELECTRIC SERVICE)
FOR LIGHT, HEAT, POWER AND OTHER)
PURPOSES, IN THE TERRITORY DESCRIBED,)
LOCATED IN BACA, BENT, PROWERS, OTERO,)
CHEYENNE, KIOWA, LAS ANIMAS, PUEBLO,)
EL PASO, CROWLEY AND LINCOLN COUNTIES,)
STATE OF COLORADO.)

APPLICATION NO. 19362

SOUTHEAST COLORADO POWER ASSOCIATION,)
A COLORADO CORPORATION, 901 WEST THIRD)
STREET, LA JUNTA, COLORADO,)

Complainant,)

vs.)

SOUTHERN COLORADO POWER COMPANY,)
Pueblo, Colorado;)
CITY OF LAMAR, Lamar, Colorado;)
TOWN OF HOLLY, Holly, Colorado;)
CITY OF LA JUNTA, La Junta, Colorado;)
WHEATLAND ELECTRIC ASSOCIATION,)
Scott City, Kansas;)
PIONEER ELECTRIC ASSOCIATION,)
Elysses, Kansas;)
TRI-COUNTY ELECTRIC COOP,)
Hooker, Oklahoma;)

Respondents.)

CASE NO. 5253

IN THE MATTER OF THE APPLICATION OF
THE CITY OF LA JUNTA, A MUNICIPAL
CORPORATION UNDER THE LAWS OF THE
STATE OF COLORADO, FOR A CERTIFICATE OF
PUBLIC CONVENIENCE AND NECESSITY TO
RENDER ELECTRIC SERVICE IN CERTAIN
AREAS OF OTERO COUNTY, COLORADO.

APPLICATION NO. 20090

IN THE MATTER OF THE APPLICATION OF
THE CITY OF LAMAR, COLORADO, A
MUNICIPAL CORPORATION UNDER THE LAWS
OF THE STATE OF COLORADO, FOR AN ORDER
AUTHORIZING EXTENSION OF ITS PRESENT
CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY.

APPLICATION NO. 20118-
Extension

IN THE MATTER OF THE APPLICATION OF
THE TOWN OF SPRINGFIELD, COLORADO, A
MUNICIPAL CORPORATION LOCATED AT
SPRINGFIELD, COLORADO, FOR A CERTIFI-
CATE OF PUBLIC CONVENIENCE AND
NECESSITY, TO FURNISH ELECTRIC SERVICE
FOR LIGHT, HEAT, POWER, AND OTHER
PURPOSES, IN TERRITORY LOCATED IN
BACA COUNTY, STATE OF COLORADO.

APPLICATION NO. 20188-
Amended

IN THE MATTER OF THE APPLICATION OF
THE CITY OF LAS ANIMAS, LAS ANIMAS,
COLORADO, A MUNICIPAL CORPORATION,
UNDER THE LAWS OF THE STATE OF COLORADO,
FOR A CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY TO RENDER ELECTRIC
SERVICE IN CERTAIN AREAS IN BENT COUNTY,
COLORADO.

APPLICATION NO. 20267

June 27, 1966

Appearances: Carl Shinn, Esq., Lamar, Colo-
rado; and
John P. Thompson, Esq., Denver,
Colorado, for Southeast Colo-
rado Power Association;
Harry S. Petersen, Esq., Pueblo,
Colorado; and
Joseph F. Nigro, Esq., Denver,
Colorado, for Western Power and
Gas Company;
Christian K. Johnson, Esq., Lamar,
Colorado; and
John R. Barry, Esq., Denver, Colo-
rado, for City of Lamar;
John R. Barry, Esq., Denver, Colo-
rado, for Town of Holly;

Paul M. Brown, Denver, Colorado, and
Joseph M. McNulty, Denver, Colo-
rado, and
Everett R. Thompson, Denver, Colorado,
of the Staff of the Commission.

SUPPLEMENTAL ORDER

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 3, 1966, the Commission entered its Supplemental Order, Decision No. 67525, in the above-entitled matters amending original Decision No. 66075.

On June 22, 1966, "Petition for Rehearing and Reconsideration," was filed with the Commission with regard to Application No. 19814, Application No. 19362, and Case No. 5253, by Southern Colorado Power by Harry S. Petersen and Joseph F. Nigro, Attorneys.

On June 23, 1966, "Petition for Rehearing and Reconsideration," was filed with the Commission by the City of Lamar and the Town of Holly by John R. Barry, Attorney.

The Commission has reviewed the evidence adduced at the rehearing on said matters, and has carefully considered Petitions for Rehearing and Reconsideration filed herein, and each and every allegation thereof, and is of the opinion, and finds, that said Petitions should be denied.

O R D E R

THE COMMISSION ORDERS:

That "Petition for Rehearing and Reconsideration" filed with the Commission by Southern Colorado Power with regard to Application No. 19814, Application No. 19362, and Case No. 5253, be, and the same hereby is, denied.

The "Petition for Rehearing and Reconsideration" filed with the Commission by the City of Lamar and the Town of Holly be, and the same hereby is, denied.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




_____ Commissioners

CHAIRMAN HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 27th day of June, 1966.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
METROPOLITAN TRASH INC., 6365
BRENTWOOD, ARVADA, COLORADO 80002

PUC NO. 3370

June 28, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.




ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 27, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN E. AVARA AND LOLA M. AVARA,)
DOING BUSINESS AS "AVARA TRUCK LINE,")
ORDWAY, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 369 AND PUC NO. 369-I)
TO CHARLES MCGHEE, DOING BUSINESS AS)
T-W TRUCK LINE," OLNEY SPRINGS,)
COLORADO.)

APPLICATION NO. 21942-Transfer

IN THE MATTER OF THE APPLICATION OF)
JOHN E. AVARA AND LOLA M. AVARA, DOING)
BUSINESS AS "AVARA TRUCK LINE," ORDWAY,)
COLORADO, FOR AUTHORITY TO TRANSFER PUC)
NO. 369 AND PUC NO. 369-I TO CHARLES)
MCGHEE, DOING BUSINESS AS "T & W TRUCK)
LINE," OLNEY SPRINGS, COLORADO.)

APPLICATION NO. 21942-Transfer-
Amended

June 28, 1966

Appearances: Robert D. Means, Esq., Denver,
Colorado, for Transferor and
Transferee;
Leslie R. Kehl, Esq., Denver,
Colorado, for Red Ball Motor
Freight, Inc., Protestant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The above-styled application was regularly set for hearing be-
fore the Commission and an Examiner was duly designated to conduct the
hearing, he thereafter to submit a report of said proceedings to the Com-
mission.

Report of the Examiner states that at the hearing, Robert Means,
on behalf of the Transferor and Transferee, moved to continue the hearing
on the within application to a later date on the grounds that witnesses
in support of the application could not be available on the instant date.
Mr. Leslie Kehl, on behalf of the Protestant, stated he had no objection
to continuing this matter to a later date to be subsequently set by the
Commission.

Subsequently, on June 1, 1966, the Commission received a "Petition to Amend" filed by Robert D. Means, Attorney for Transferee, requesting that the trade name be changed and corrected from "T-W Truck Line" to T & W Truck Line."

The Commission states and finds that the "Petition to Amend" should be granted and that the motion to continue the hearing should be granted, and the herein instant application should be continued to be re-set for hearing as set forth in the Order following.

O R D E R

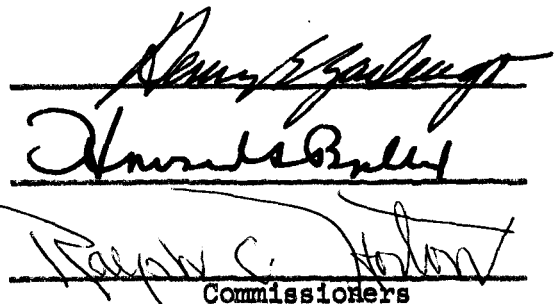
THE COMMISSION ORDERS:

That the trade name of the Applicant Transferee herein be, and hereby is, changed and corrected to be "T & W Truck Line" in lieu of "T-W Truck Line."

That Application No. 21942-Transfer-Amended be, and the same hereby is, continued and reset for hearing before the Commission on July 11, 1966, at 9:00 o'clock A.M., at 532 State Services Building, 1525 Sherman Street, Denver, Colorado, with notice to only those parties entering appearance in said matter on May 24, 1966.

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 28th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

KEENAN PIPE AND SUPPLY COMPANY)
4700 Dahlia Street)
Denver, Colorado 80216)

AUTHORITY NO. M 5320

CASE NO. 5829-Ins.

June 29, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 24, 1966 , 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.

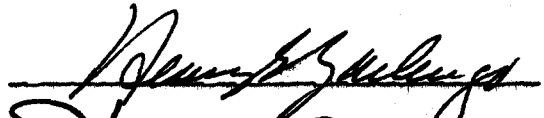

The Commission finds that said Authority should be restored to active status.

ORDER

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


Commissioners

Dated at Denver, Colorado,
this 29th day of June, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
VEND-A-PACK INC.
657 Santa Fe Drive
Denver, Colorado 80204

AUTHORITY NO. M 14955

CASE NO. 5752-Ins.

June 29, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 17, 1966, 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.

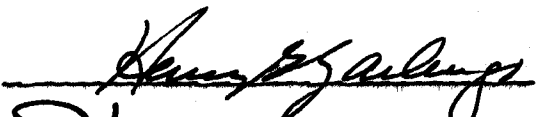
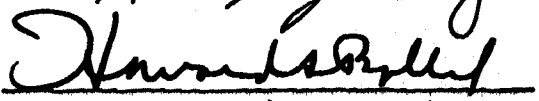
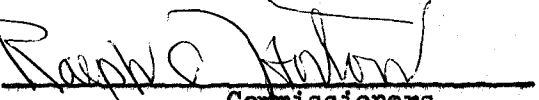
The Commission finds that said Authority should be restored to active status.

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




Commissioners

Dated at Denver, Colorado,
this 29th day of June, 1966

(Decision No. 67666)

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 AUTH-
ORITY TO CONSTRUCT, OPERATE AND
MAINTAIN HIGHWAY/RAILROAD GRADE
SEPARATION STRUCTURES ON STATE
HIGHWAY NO. 95 (SHERIDAN BOULE-
VARD) OVERPASSING THE DENVER AND
RIO GRANDE WESTERN RAILROAD COM-
PANY AT MILEPOST 6.265 AND THE
COLORADO AND SOUTHERN RAILWAY
COMPANY, CLEAR CREEK BRANCH, AT
MILEPOST 6.152 AND TO CLOSE AND
ABANDON THE PRESENT GRADE CROS-
SINGS ON SHERIDAN BOULEVARD, ALL
SITUATE ON OR ADJACENT THE ADAMS
/JEFFERSON COUNTY LINE, NEAR AR-
VADA, COLORADO.

APPLICATION NO. 21989

June 30, 1966

S T A T E M E N T

BY THE COMMISSION:

On May 19, 1966, The Department of Highways of the State of Colorado (Department), filed its application in accordance with the rules of this Commission, seeking approval for construction of highway overpass structures at the highway-railroad grade crossings as noted above and to therewith close and abandon the present railroad grade crossings on Sheridan Boulevard.

Other explanatory material as submitted with the instant application includes:

Exhibit A: Copy of combination layout, location and profile sheet to show construction, clearances and elevations of new highway overpass bridges.

Exhibit B: Alignment Plan/profile sheet to show new routing, access frontage roads, property ownerships and approach grades to new structures.

Also received by the Commission on June 16, 1966, is a copy of the fully executed Agreement, dated April 27, 1966, between Department of Highways and The Colorado & Southern Railway Company and The Denver & Rio Grande Western Railroad Company pertaining to proposed overpass construction.

With reference to the instant application and other investigation data, it appears that Sheridan Boulevard (Colo. No. 95) is the north-south separation boundary between Adams County on the east and Jefferson County to the west. Development of Sheridan Boulevard near the rail lines has been largely along the west side of the street in Jefferson County and consists of some small residences, a contractor storage yard and a recent service center yard by Public Service Co. for Arvada area. East side has remained largely vacant or small farming uses with some gravel removal extending to Clear Creek.

Department of Highways has had an improvement program of widening Sheridan Boulevard northward for some ten miles from Hampden Avenue and along the west city limits of Denver. Additional work will extend northward for about three miles to the Boulder Turnpike in the Westminster area. With the four-lane divided highway construction work, separation of grades at the double-track rail crossing now becomes necessary for the public safety and convenience involving both rail and vehicular travel.

The main-line rail tracks at Sheridan Boulevard crossing are 75 feet apart and jointly protected by means of two railroad flasher light signals. The Colorado & Southern Railway extends westerly into southern part of nearby Arvada and thence to a terminal at Golden. Four daily scheduled freight or switching trains are operated at

low speeds to serve local industries along the line. The Rio Grande main line extends along the northern portion of Arvada and thence westward into the mountains toward the Moffat Tunnel. Ten high-speed passenger and through freight trains are scheduled for daily operation, with additional extra freights that use the Sheridan crossing.

Traffic counts by Department of Highways in 1965 show 11,100 vehicles per day as annual daily average use of the crossings.

Proposed construction will move the new roadway east from the Sheridan crossings a distance of 125 feet into the open land of Adams County. Two independent highway bridges spanning the railroad tracks and consisting of two lanes each are proposed to handle the separated north and south bound traffic. Each bridge will consist of four spans totaling 204 feet in length. Proposed vertical clearance over top of rail is 23'-6" with minimum horizontal clearance from track centers of 15 feet. Commission dimensions of 22'-6" Vertical and 8'-6" Horizontal will therefore be exceeded. Bridge design provides for reinforced concrete deck on steel girders supported on reinforced concrete piers and abutments with collision wall inserts at the supporting columns nearest the separate rail lines. The new bridge routing is designed for 45 miles per hour maximum speed. Walkways three feet wide with handrails are to be provided on the right side of each structure for pedestrian use. All through traffic crossing the rail lines will move above the tracks on the two new overpass bridges. Present Sheridan Boulevard will remain as a Frontage Road in the crossing area with ramp connections to the new roadway and barricades to prevent traffic over the tracks.

In the fully executed Agreement as completed with each railroad and the Highway Department relative to the new overpass structures, it is noted the new agreement is to cancel and replace the former agreement for existing signal protection made on May 15, 1941, since the signals will no longer be necessary with proposed closing of the grade crossing.

Also, based on completion of the new over-pass structures and closing of the grade crossings, all parties understand and have agreed there will be a benefit and improvement to each railroad amounting to 5% of the actual cost of the completed structures. Using the preliminary cost estimate of \$120,183, there is agreement that participation of each railroad will be \$6,009 for agreement purposes with settlement to be determined from the final "as constructed" costs.

Meanwhile, the Commission forwarded a copy of the instant application, together with a Notice, to interested parties, to the Boards of Adams and Jefferson County Commissioners, and to owners of adjacent property in the area. Said Notice was to ascertain if any other action was to be considered within the period of twenty (20) days as designated in said Notice. No adverse reply has been received by the Commission. In fact letters of approval have been received in behalf of Jefferson and Adams Counties.

After consideration of the instant proposal, it is the belief of the Commission that inherent purpose of constructing the new separation structures is to eliminate vehicular traffic over the rail line grade crossings. On occasion it is necessary for Rio Grande to perform industry switching movements over the crossing with resulting delay to vehicular traffic that must remain stopped. In addition

there are the through movements of both passenger and freight trains, which combined with constantly increasing traffic volumes, now justify closing of the grade crossings and construction of separation structures to maintain more complete public safety. In view of continuance of local access to Sheridan Boulevard for adjacent owners, including also "on" and "off" connections to the new overpass, it appears ample alternate facilities are being provided to permit closing of the grade crossings,

It is therefore the belief of the Commission that the proposed separation construction is compatible with the public interest; no objections have been received, 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 construction and maintenance of the grade separation structures as proposed herein, over trackage of The Colorado & Southern Railway Company and The Denver & Rio Grande Railroad Company; all, being a part of proposed improvement, on Sheridan Boulevard (Colo. No. 95) in Adams County and east of Arvada, Colorado.

That horizontal and vertical clearances for the proposed structures exceed the clearance requirement established by the Commission, and are therefore acceptable.

O R D E R

THE COMMISSION ORDERS:

That Applicant, the Department of Highways, State of Colorado be, and it hereby is, granted a certificate of public convenience and necessity to authorize and approve the following:

1. Installation, construction and maintenance of twin-bridge over-pass structures crossing the rail lines of:

- (a) The Colorado & Southern Railway Company-Clear Creek Branch Line at Mile Post 6.152.

- (b) The Denver & Rio Grande Western Railroad Company-Moffat Tunnel Route mainline at Mile Post 6.265.

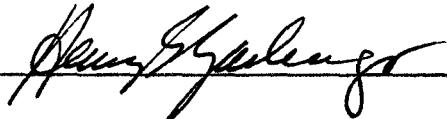
2. Closing and abandonment of the present grade crossings of Sheridan Boulevard (Colo. No. 95) over the trackage and right-of-way of the respective railroads noted above;

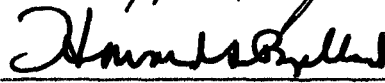
as being located in Adams and Jefferson Counties and east of Arvada, Colorado.

That the new work to be done, costs, installation, maintenance, other improvements and crossing closings, shall be as indicated in the preceding Statement, Agreement and Exhibits "A" and "B", all of which, by reference, are made a part hereof.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






_____ Commissioners

Dated at Denver, Colorado,
this 30th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE PETITION OF)
THE GREAT WESTERN RAILWAY COMPANY TO)
WITHDRAW AND ABANDON ITS AGENCY SERVICE)
AND TO REMOVE AND ABANDON ITS DEPOT)
AT MILLIKEN, COLORADO.)

APPLICATION NO. 21996

June 30, 1966

S T A T E M E N T

BY THE COMMISSION:

On May 20, 1966, petition in the instant matter was filed with the Commission by The Great Western Railway Company. Request was made for authority to remove the station building and discontinue its Railroad Agency service at Milliken, Weld County, Colorado, effective July 1, 1966; and thereafter to handle station business at the station of Johnstown, Colorado. Supporting explanatory information and exhibits were offered for Commission consideration.

In conformance with the Commission's rules herein, public notice of the proposed change of service was also posted at the Milliken station. Said Notice included further directions that any public objections should be forwarded to the Public Utilities Commission as directed. No complaints or protests have been received by the Commission.

It appears that estimated population of Milliken is about 630 persons. It is located on Colorado Highway No. 60 approximately three miles east from Johnstown, Colorado.

It is to be noted the Great Western Railway serves an irrigated farming section in the area from Eaton on the east to Loveland and Longmont on the west; en route service is also provided to Windsor, Johnstown, Milliken and Mead. Milliken is an interchange point with Union Pacific LaSalle to Fort Collins Branch line; two train movements

daily are usually made from Johnstown to deliver and pick up cars for morning and afternoon handling by Union Pacific. During Fall season trains are operated more often in movement of sugar beets to Great Western Sugar plants. In past years there was considerable interconnecting traffic of sugar, lime rock, beets, coal, livestock, gasoline, building supplies, farm produce, passengers and mail. New vehicular equipment and improved roads resulted in transfer of the former rail traffic to other methods, so that regular passenger service was discontinued July 15, 1926 and mail service cancelled March 1, 1927.

Applicant states that, as an economy measure and to increase its operating efficiency, proposal is made to consolidate the Milliken agency services with its Johnstown station and agency located approximately three miles west of Milliken. The consolidation of the two stations will impose no hardship on petitioner's customers in the Milliken area as both the Milliken and Johnstown stations are on the same local telephone exchange. Freight service to and from Milliken will continue to be provided. At the present time and for the past several years there have not been more than three or four customers who have utilized service of Great Western Railroad Company at Milliken. These customers have been advised of petitioner's intention to file this petition before the Commission and have not raised any objections thereto to petitioner.

Applicant further cites that revenues have declined and expenses increased as follows:

<u>Comparison of Wages and Freight Revenues</u> <u>at Milliken Station</u>		
	<u>Total Revenue</u> <u>Inbound and Outbound</u>	<u>Wages</u>
1961	\$ 9,216.17	\$ 8,253.00
1962	10,446.64	8,509.75
1963	6,394.14	8,764.77
1964	2,956.28	9,454.27
1965	2,300.14	9,563.16

Upon investigation of this matter by the Commission, it was determined that principal duty of the Agent is preparation of switching list for guidance of train crews in distribution of cars received from Union Pacific. There are no industries at Milliken; in past years potato shipments were heavy but are no longer grown due to competition from Gilcrest area. At two miles west there is a hay mill and grain elevator installation for alfalfa processing and handling of beans, wheat and barley. There is no L.C.L. handling by the Milliken Agent and only minor contact is made with the public. For handling of interchange traffic, Union Pacific Railroad also maintains a station at Milliken open five days per week.

It is apparent there is little or no public convenience or necessity involved relative to the Milliken agency service; movement of interchange traffic will be continued by the Train Crews using new guidance and directions to be developed as a management function. Hence, in view of the minor public needs at this station, the public agency service does not appear justified and elimination of the Station expense is desirable.

It is, therefore, the belief of the Commission that the proposed station closing is compatible with the public interest, and in the absence of any protests thereto, 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 the foregoing Statement is hereby made a part of these Findings by reference.

That safe and economical railroad operation does not require the maintenance of an agent at the Milliken Station, Milliken, Colorado.

That there will be a continuation of local switching service and trackage; which, with only minor inconvenience on the whole, will be adequate to meet limited requirements of the Milliken area.

That the expenses involved in maintaining an Agent at Milliken are not justified in view of the proposed combination of service through the Johnstown station.

That the public convenience and necessity no longer require the continued maintenance of an Agency Station at Milliken, Colorado, by The Great Western Railway Company.

That said Railroad Company should be authorized to discontinue its Agency service at Milliken, Weld County, Colorado, and to therewith abandon and remove its depot buildings at said station.

O R D E R

THE COMMISSION ORDERS:

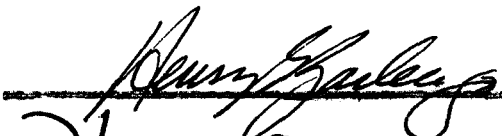
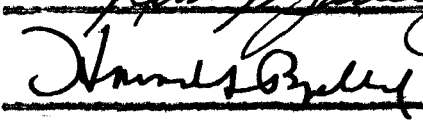
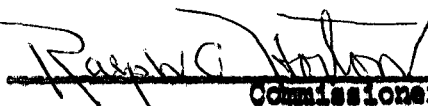
That Applicant herein, The Great Western Railway Company, be, and is hereby authorized to remove its station building and to discontinue its Agency service at Milliken, Colorado; and to thereafter maintain Milliken as a prepay or non-agency station served through the Johnstown Agency office.

That reference shall be made to this decision in the respective tariff schedules to show closing of the Johnstown Agency office and as authority for such action.

That the Commission shall retain jurisdiction in this matter, to make such further Order or Orders as may be required.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 30th day of June, 1966

et

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 SUPPLEMENTED WITH SHORT-ARM)
GATES AT THE EXISTING GRADE CROSSING)
OF THE UNION PACIFIC RAILROAD)
COMPANY'S MAINLINE AT RAILROAD MILE-)
POST 627.475, EAST OF THE CITY AND)
COUNTY OF DENVER, ON A SPUR CONNECTION)
TO STATE HIGHWAY NO. 72, ADAMS COUNTY,)
COLORADO.)

APPLICATION NO. 21978

June 30, 1966

S T A T E M E N T

BY THE COMMISSION:

On May 13, 1966, 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 over Tower Road in Adams County as noted above.

Other explanatory material as submitted with the instant application includes:

Exhibit A: White print copy of Union Pacific Railroad Plan Sheet No. C-4240, to show location plan of proposed signals at Tower Road public grade crossing.

In addition, other material was provided and is identified in the Commission file as follows:

Exhibit B: Articles of Agreement, made January 13, 1966 between Department of Highways (Department) and Union Pacific Railroad (Union Pacific) for installation and approval of automatic flasher signals with gates. Agreement is fully executed. Includes map showing location of U. P. railroad, Tower Road grade crossing and

other related public roadways. Estimate of total Labor and Materials is \$23,630 subject to actual billing costs. Union Pacific Railroad participation is 10%.

Exhibit C: Department of Highways -- Engineer's Detailed Estimate.

Exhibit D: (8 pages) Set of location and railroad wiring circuit plans for Tower Road Signals M.P. 627.5.

With reference to the instant application and other investigation data of the Commission it appears that at some four miles east along East Colfax Avenue from the Aurora-Fitzsimmons Hospital boundary, Tower Road extends north from Colfax in Adams County toward the Rocky Mountain Arsenal area. At one mile north from Colfax (Colo. No. 8; U. S. No. 36, 40, 287) Tower Road junctions with Smith Road (Colo. No. 72); then makes a grade crossing over adjacent main line track of U. P. Railroad; and, at about 1/4 mile farther north crosses over I-70 in a diamond type interchange.

The new freeway route, Interstate 70 (I-70) was recently completed in this area and Tower Road as a connecting roadway is now handling some 3000 vehicles per day. The surrounding region at this time is largely open farming lands, it is not a part of any community development and the permitted vehicular speed on Tower Road is 60 miles per hour. The rail line handles freight and passenger movements for both the Rock Island and Union Pacific railroads at speeds that may reach permitted maximum of 79 miles per hour and involving 10 scheduled train movements daily.

Tower Road has formerly existed as a local Adams County Road handling a minor volume of local residential and farm-to-market traffic. Protection at the grade crossing consists of two cross-buck signs with customary Advance Warning signs on the roadway. However, the increasing volume and speeds of newly developed transient traffic when coupled with partial sight restrictions on the north side grade approach now make it apparent that an added measure of warning is required. The roadway is asphalt paved at 24 feet wide.

Proposed improvements at the crossing will consist of installation of two standard flashing signals with audible warning devices and short-arm gates. Installation and continuing maintenance of the devices will be handled as a railroad function.

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 Adams County Commissioners, to ascertain if any other action was desired within the period of twenty (20) days as designated in said Notice. No adverse reply has been received by the Commission. In a Concurrence Reply we have the following:

"This is to advise you that the Board of County Commissioners of Adams County are in agreement with the installation of signals at the Railroad Crossing at Tower Road."

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. While it might appear that in this remote area, the installation of full flasher and gate-arm protection is in the nature of over-protection and unduly expensive, there is ample justification submitted by the Department on basis of limited visibility and increased traffic volume. Future use is certain to increase and this early protection is proper as a public safeguard before more needs develop.

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 supplemented with audible warning devices and short-arm gates,

all at the grade crossing of Tower Road over Union Pacific Railroad-Kansas Branch main-line at Mile Post 627.475, being east of Denver and near Mesa in Adams County, Colorado.

That the authority sought in the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

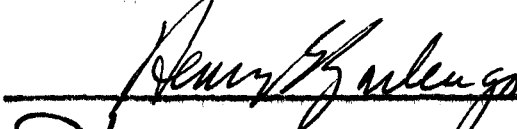
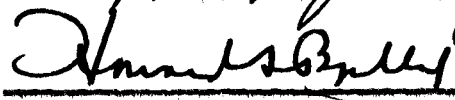
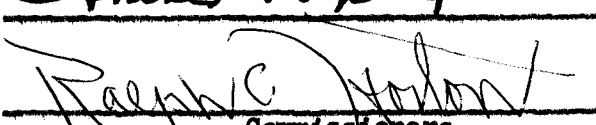
That Applicant, Department of Highways of the State of Colorado, Denver, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to authorize and approve the installation, operation and maintenance of standard automatic flashing-light grade crossing signals and supplemented with audible warning devices and short-arm gates; all at the grade crossing of Tower Road, over Union Pacific Railroad-Kansas Branch main-line at Mile Post 627.475, being east of Denver and near Mesa in Adams County, Colorado.

That the work to be done, costs, payments, installation and maintenance of the protection devices, shall be as indicated in the preceding Statement. Said Statement, Agreement, and Location Exhibits are, by reference, made a part hereof.

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




Commissioners

Dated at Denver, Colorado,
this 30th day of June, 1966

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROBERT J. BROWN, DOING BUSINESS AS)
"CENTRAL CITY SIGHTSEEING UNLIMITED,")
3435 EAST ILIFF AVENUE, DENVER,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PUC NO. 2393 TO CENTRAL CITY OPERA)
HOUSE ASSOCIATION, 910 16TH STREET,)
DENVER, COLORADO.)

APPLICATION NO. 21987-Transfer

June 30, 1966

Appearances: John Fleming Kelly, Esq., Denver,
Colorado, and
Michael J. Eigeman, Esq., Denver,
Colorado, for Transferor and
Transferee.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer PUC No. 2393 from Robert J. Brown, doing business as "Central City Sightseeing Unlimited," Denver, Colorado, to Central City Opera House Association, 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 of said proceeding, together with a written statement of his findings of fact and conclusions.

Robert J. Brown, Denver, Colorado, testified that he is the owner of PUC No. 2393 and that he has heretofore operated as a sightseeing common carrier at Central City; that he has entered into an agreement with the Central City Opera House Association for the sale of this authority together with four sightseeing jeeps for a total consideration of \$17,500.00; that Exhibit A and Exhibit B are the

agreement and equipment list, respectively; and that the transfer, if approved, will be on a debt free basis. Mr. Brown stated that there are no liens, encumbrances or other obligations outstanding against either the authority or the business conducted thereunder; that he is also Manager of the Central City Opera House Association; that the authority had been operated in conjunction with the objects and purposes of this association; and that it was his belief and the opinion of others associated in the Central City Opera House Association, the operation as authorized by PUC No. 2393 is consistent with and within the authority of the Articles of Incorporation of the Central City Opera House Association, a non-profit Colorado corporation; that if the within transfer is approved, the transportation operation authorized will be operated in the same manner as heretofore and will continue to be under the general supervision of Mr. Brown who stated that heretofore the sightseeing service provided was on a seasonal basis during the Summer or tourist season and that the sightseeing tours included trips throughout the mining area around Central City and a visit to several ghost towns located within the vicinity of Central City; that during the average weekday, an average of 100 customers are taken on this sightseeing tour and on weekend days on an average of 200 customers take the tour; that the sightseeing tours begin and end at the Teller House in Central City which is also owned and operated by the Central City Opera House Association.

Bruce D. Alexander, Denver, Colorado, Treasurer of the Central City Opera House Association, also identified Exhibit A as the agreement between the transferor and the transferee and Exhibit B as a list of equipment to be transferred; that said equipment is sufficient to fully provide for the service authorized under PUC No. 2393; and that the personnel of the Central City Opera House Association who will be responsible for continuing the operations under PUC No. 2393 are experienced in this type of transportation. Mr. Alexander also identified Exhibit C as a certified copy of the Articles of Incorporation

of the Central City Opera House Association together with several certificates of amendment; Exhibit D as a statement reflecting the financial condition of the transferee association and Exhibit E as a copy of a letter pertaining to insurance as required by the Commission.

Mr. Alexander also stated that as of the end of the fiscal year September 30, 1965, the Central City Opera House Association had a net worth of approximately \$111,000.00; that he and others who will be responsible for continuing operations under PUC No. 2393 are familiar with the rules, regulations and laws of the State of Colorado pertaining to common carriers and will carefully observe the same if the within application is approved. Exhibits A through E were received in evidence.

Mr. John Fleming Kelly for the record stated that as attorney and as the corporate secretary of the Central City Opera House Association, it was his opinion that the Articles of Incorporation did, under his interpretation, empower the transferee corporation to engage in the business of transporting passengers on a sightseeing basis as authorized under PUC No. 2393 as a common carrier.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that transferee corporation will have sufficient equipment and experienced personnel to properly carry on the operations; 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 Robert J. Brown, doing business as "Central City Sightseeing Unlimited," Denver, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to PUC No. 2393 to Central City Opera House Association, Denver, Colorado, subject to encumbrances against said operating rights, if any, approved by this Commission.

That henceforth the full and complete authority under PUC No. 2393 shall be as follows, to-wit:

Transportation of passengers, on call and demand, between Central City, on the one hand, and, on the other, scenic attractions within a radius of twenty-five miles of Central City, Colorado, said service to be round-trip service, only.

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.

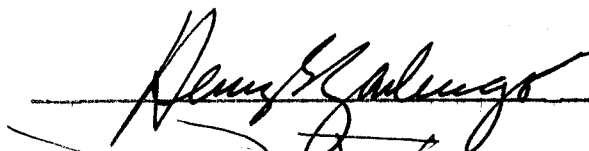
The tariff of rates, rules, and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

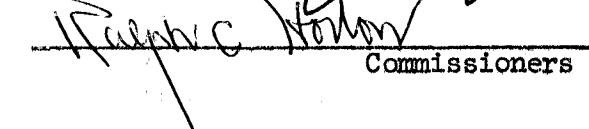
The right of transferee to operate under this Order shall depend upon its compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor

of delinquent reports, if any, covering operations under said 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 HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 30th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
FRANK SEABRY AND ROY SEABRY, DOING)
BUSINESS AS "SEABRY BROTHERS)
TRUCKING," 204 WEST 6TH STREET,)
LEADVILLE, COLORADO, FOR AUTHORITY)
TO TRANSFER PERMIT NO. B-1976 TO)
DAN McEACHERN, CHARLES McEACHERN,)
AND JAMES McEACHERN, DOING BUSINESS)
AS "DAN McEACHERN & SONS," 142 EAST)
7TH STREET, LEADVILLE, COLORADO.)

APPLICATION NO. 21984-PP-Transfer

June 30, 1966

Appearances: Roy Seabry, Leadville, Colorado,
for Transferors;
Dan McEachern, Leadville, Colorado,
for Transferees.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer Permit No. B-1976 from Frank Seabry and Roy Seabry, doing business as "Seabry Brothers Trucking," Leadville, Colorado, to Dan McEachern, Charles McEachern, and James McEachern, doing business as "Dan McEachern & Sons," Leadville, 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.

Roy Seabry, Leadville, Colorado, one of the Transferors, appeared and testified in support of the granting of the within transfer. He stated that he and his co-partner have heretofore owned and operated under Permit No. B-1976 and has entered into an oral

agreement with the Transferees to sell this Permit for a consideration of \$100.00; that there are no debts, liens or obligations against this Permit or the business conducted thereunder; and that the proposed transfer will be on a debt free basis.

Dan McEachern, Leadville, Colorado, one of the Transferees, appeared also to testify in support of the within transfer. His testimony disclosed that he has, as well as James McEachern and Charles McEachern, entered into an oral agreement with the Transferors for the purchase of Permit No. B-1976 for a consideration of \$100.00; that the consideration for this Permit is fair and reasonable; that their net worth is \$100,000.00; that they have sufficient and adequate equipment to continue operations under Permit No. B-1976 and are experienced in this type of transportation; that they know the rules, regulations and laws of the State of Colorado pertaining to private carriers; and that insurance will be provided as required by the Commission.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; 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 Frank Seabry and Roy Seabry, doing business as "Seabry Brothers Trucking," Leadville, Colorado, be, and hereby are, authorized to transfer all right, title and interest in and to Permit No. B-1976 to Dan McEachern, Charles McEachern, and James McEachern, doing

business as "Dan McEachern & Sons," Leadville, Colorado, subject to encumbrances, if any, against said operating rights approved by this Commission.

That henceforth the full and complete authority under Permit No. B-1976 shall be as follows, to-wit:

Transportation of (a) ore from mines in the Leadville, Sugar Loaf, Breckenridge, Kokomo and Salida metal mining districts, to Leadville, (b) Sand and gravel from pits and supply points within a radius of fifty (50) miles of Leadville to construction jobs in said area, excluding service from or to Alma and Fairplay; (c) coal from Salida to Leadville and mines in the Sugar Loaf, Breckenridge, Kokomo and Leadville districts. Decision #16305 EXTENDED TO: Transportation of logs from point to point within a fifty (50) mile radius of Leadville, and coal from mines near Crested Butte to Leadville and points within a fifty (50) mile radius thereof, excluding service from or to Alma and Fairplay. Decision No. 43708 EXTENDED TO: Transportation of scrap metal from the Climax-Molybdenum Company in Climax, Colorado, to smelter of the American Smelting & Refining Company at Leadville, Colorado.

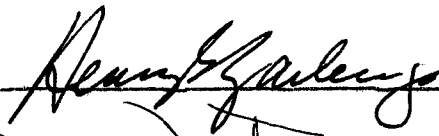
That said transfer shall become effective only if and when, but not before, said transferors and transferees, in writing, have advised the Commission that said permit has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of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

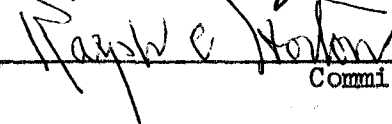
The right of transferees to operate under this Order shall depend upon their compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferors of delinquent reports, if any, covering operations under said permit up to the time of transfer of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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 30th day of June, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROYAL L. HENRY AND LORAIN E. HENRY,)
ROUTE 1, STERLING, COLORADO, FOR)
AUTHORITY TO TRANSFER PERMIT NO.) APPLICATION NO. 21985-PP-Transfer
B-4831 TO MICHAEL HENRY, DOING)
BUSINESS AS "VALLEY HAY HAULERS,")
PADRONI, COLORADO.)

June 30, 1966

Appearances: Michael L. Henry, Padroni,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer Permit No. B-4831 from Royal L. Henry and Loraine E. Henry, Sterling, Colorado, to Michael Henry, doing business as "Valley Hay Haulers," Padroni, 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 and conclusions.

Michael Henry, the transferee herein, appeared and testified in support of the within application. His testimony disclosed that the transferors are his aunt and uncle; that he has entered into an oral agreement to purchase Permit No. B-4831 together with two trucks and one loader for a consideration of \$2500.00; that he has a net worth of \$4,400.00; that he has had the necessary experience to operate under Permit No. B-4831; that the consideration for Permit

No. B-4831 is fair and reasonable; that insurance as required by the Commission will be provided for; and that he will abide by all the rules, regulations and laws of the State of Colorado pertaining to private carriers.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits 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 operations; 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 Royal L. Henry and Loraine E. Henry, Sterling, Colorado, be, and hereby are, authorized to transfer all right, title, and interest in and to Permit No. B-4831 to Michael Henry, doing business as "Valley Hay Haulers," Padroni, Colorado, subject to encumbrances against said operating rights, if any, approved by this Commission.

That henceforth the full and complete authority under Permit No. B-4831 shall be as follows, to-wit:

Transportation of baled and loose hay, only,
between points within a radius of fifty (50)
miles of Sterling, Colorado.

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

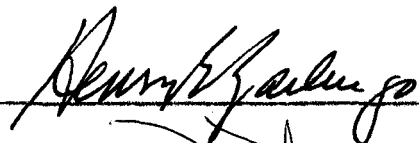
acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

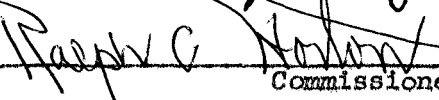
The right of transferee to operate under this Order shall depend upon his compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferors of delinquent reports, if any, covering operations under said permit up to the time of transfer of said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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 30th day of June, 1966.
ls

(Decision No. 67672)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
ALEXANDER JARAMILLO
6785 OLIVE STREET
COMMERCE CITY, COLORADO 80022

PERMIT NO. M-10225

June 29, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

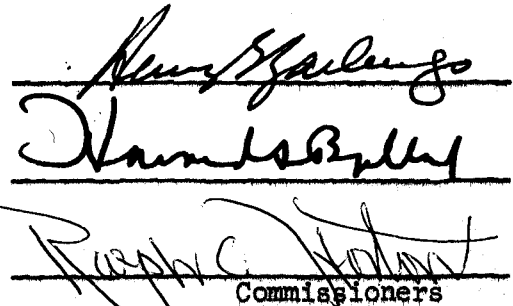
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority, be, and the same hereby is, cancelled effective April 9, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 29th day of June 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF SOUTHERN UNION GAS COMPANY, A
CORPORATION, FIDELITY UNION TOWER,
DALLAS, TEXAS, FOR AN ORDER
AUTHORIZING THE ISSUANCE OF 40,000
SHARES OF CUMULATIVE PREFERRED
STOCK.

APPLICATION NO. 22061
SECURITIES

June 29, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 27, 1966, Southern Union Gas Company, a Corporation,
filed the above-entitled Application with this Commission.

The Commission states and finds that a public hearing should be
held on said matter as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That a public hearing be held thereon before the Commission on
Tuesday, July 12, 1966, at 10:00 o'clock A. M., 532 State Services Build-
ing, Denver, Colorado; that any interested municipality, any representative
of interested consumers or security holders of applicant corporation, or
any other person whose participation in this matter may be in the public
interest, may intervene herein by filing with the Commission a Petition
of Intervention; and that said Petition of Intervention must be filed with the
Commission on or before July 6, 1966, and must set forth the grounds of the
proposed intervention and the position and interest of the intervenors in
this matter and ~~and~~ subscribed thereto by said intervenors.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Signature]
[Signature]
[Signature]
Commissioners

Dated at Denver, Colorado,
this 29th day of June, 1966.

(Decision No. 67674)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF RUDOLPH A. QUINTANA, P. O.
BOX 420, CAPULIN, COLORADO, FOR
AUTHORITY TO OPERATE AS A CLASS
"B" PRIVATE CARRIER BY MOTOR VE-
HICLE FOR HIRE.

APPLICATION NO. 21025-PP
SUPPLEMENTAL ORDER

June 30, 1966

Appearances: Rudolph A. Quintana,
Capulin, Colorado, pro se;
Elizabeth A. Conour, Esq.,
Del Norte, Colorado, for
Gibson Truck Line.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 15, 1965, the Commission entered its Decision No. 66254 in the above-styled application, revoking operating rights granted to the above-styled applicant by Decision No. 64852, dated April 9, 1965, for failure of applicant to comply with requirements set forth in said Decision No. 64852.

It now appears that applicant has complied with all requirements of Decision No. 64852, and requests reinstatement of operating rights granted thereby.

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

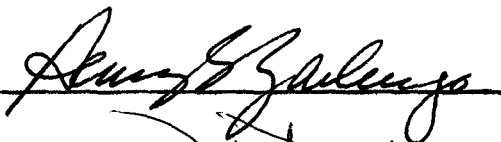
O R D E R

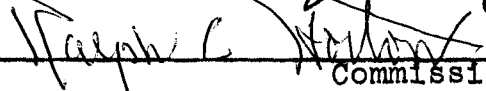
THE COMMISSION ORDERS:

That Decision No. 66254, dated November 15, 1965, be, and the same hereby is, vacated, set aside, and held for naught, as of said 15th day of November, 1965, and

operating rights heretofore granted to the above-styled applicant by Decision No. 64852, dated April 9, 1965, be, and the same hereby are, restored to active status, as of said date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PAR-
TICIPATING.

Dated at Denver, Colorado,
this 30th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF DANIEL C. CASSIDY, JR. AND
MALCOLM E. ROBISON, DOING BUSI-
NESS AS "EAST 17TH AVENUE EX-
PRESS AND MOVING," 2765 SOUTH
ZURICH COURT, DENVER, COLORADO,
FOR AUTHORITY TO TRANSFER PUC NO.
3431 TO RALPH YOCKEY, INC., A
COLORADO CORPORATION, 4770 HUM-
BOLDT STREET, DENVER, COLORADO. }

APPLICATION NO. 21969-
Transfer

June 30, 1966

Appearances: John H. Lewis, Esq., Denver
Colorado, for Transferors
and Transferee;
William T. Secor, Esq., Long-
mont, Colorado, for Sorenson
Truck Service, Inc., as its
interest may appear;
Chris Sorenson, Longmont,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer PUC No. 3431 from Daniel C. Cassidy, Jr. and Malcolm E. Robison, doing business as "East 17th Avenue Express and Moving," Denver, Colorado, to Ralph Yockey, Inc., a Colorado corporation, 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, said Examiner transmitted to the Commission the record of said proceeding, together with a written statement of his findings of fact and conclusions.

Malcolm E. Robison testified he and Daniel C. Cassidy, Jr., are partners doing business as "East 17th Avenue Express and Moving," Denver, Colorado; that he is authorized to testify and make representations on behalf of this partnership; that the partnership heretofore has conducted a transportation operation under authority of PUC No. 3431; and that by Agreement dated May 5, 1966 the partnership has agreed to sell and transfer to Ralph Yockey, Inc., a Colorado corporation, PUC No. 3431 for a purchase price of \$5,000.00. Mr. Robison identified Exhibit A as a copy of the purchase Agreement referred to above and added that upon the effective date of transfer, there will be no outstanding debts against PUC No. 3431 or the business conducted thereunder and that the consideration provided in this purchase Agreement is fair and reasonable in the opinion of this witness.

Ralph Yockey, Denver, Colorado, testified he is the President of Ralph Yockey, Inc., a Colorado corporation; that this corporation presently owns and conducts a transportation business by authority of PUC No. 451 and PUC No. 909; that the Articles of Incorporation are on file with the Commission; that Exhibit A constitutes the complete provisions of the Agreement by his company to purchase PUC No. 3431; that Exhibit B is a list of equipment owned by the transferee corporation; that said equipment is adequate and sufficient to continue the transportation operations authorized by PUC No. 3431; that Exhibit C reflects the financial status of Ralph Yockey, Inc.; that the witness and personnel employed by Ralph Yockey, Inc. are experienced in the type of transportation authorized by PUC No. 3431; and that if the within application is approved,

the transferee corporation will abide by the rules, regulations and laws of the State of Colorado pertaining to common carriers. Exhibits A, B and C were received in evidence.

Mr. Chris Sorenson, who appeared pro se on behalf of Sorenson Truck Service, Inc., stated he had no questions of either of the above witnesses and that he had no evidence to present in this matter on behalf of Sorenson Truck Service, Inc.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed,

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that transferee corporation will have sufficient equipment and experienced personnel to properly carry on the 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 Daniel C. Cassidy, Jr. and Malcolm E. Robison, doing business as "East 17th Avenue Express and Moving," Denver, Colorado, be, and hereby are, authorized to transfer all right, title and interest in and to PUC No. 3431 to Ralph Yockey, Inc., a Colorado corporation, Denver, Colorado, subject to encumbrances against said operating rights, if any, approved by this Commission.

That henceforth the full and complete authority under PUC No. 3431 shall be as follows, to-wit:

"Transportation of general commodities, except commodities which, because of size or weight, require special equipment, and provided that there shall be no package delivery service, as such, under the authority herein granted, between points in the City and County of Denver, State of Colorado."

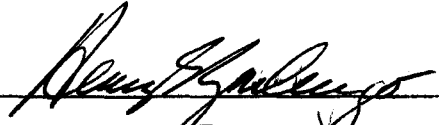
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PAR-
TICIPATING.

Dated at Denver, Colorado,
this 30th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CLARK MERCER, DOING BUSINESS AS)
"MERCER'S MOVING & EXPRESS," 1335)
WABASH, DENVER, COLORADO, FOR AUTHORITY)
TO TRANSFER PUC NO. 3346 TO DON M.)
ROBERTS, DOING BUSINESS AS "D. & D.)
MOVING & STORAGE," 1721 EVELYN COURT,)
DENVER, COLORADO.)

APPLICATION NO. 21974-Transfer

June 30, 1966

Appearances: Samuel Berman, Esq., Denver,
Colorado, for Transferee;
John P. Thompson, Esq., Denver,
Colorado, for Capitol Hill
Transfer and Storage Company,
Protestant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The above-styled application was regularly set for hearing before the Commission and an Examiner was duly designated to conduct the hearing, he thereafter to submit a report of said proceedings to the Commission.

Report of the Examiner states that at the hearing Mr. Berman on behalf of the transferee moved to continue the hearing on this application to a later date to be set by the Commission on the grounds that certain necessary witnesses were unable to appear at the time and place set for said hearing. Protestant offered no objection to said continuance.

The Commission states and finds that said motion should be granted and that the herein instant application should be continued and reset for hearing as set forth in the Order following.

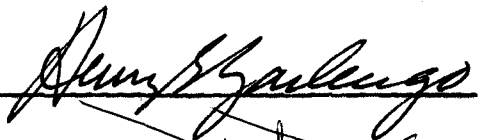
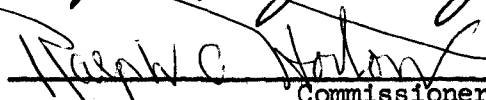
ORDER

THE COMMISSION ORDERS:

That Application No. 21974--Transfer be, and the same hereby is, continued and reset for hearing before the Commission at 2:00 o'clock P.M., on July 21, 1966, at 532 State Services Building, 1525 Sherman Street, Denver, Colorado, with notice to parties who entered their appearance on June 9, 1966.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 30th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
NEPTUNE MOVERS (COLO.), INC., DOING)
BUSINESS AS "NEPTUNE WORLD-WIDE MOVING,")
LONGMONT, COLORADO, FOR A CLASS "B")
PRIVATE CARRIER AUTHORITY TO TRANSPORT)
TABULATING MACHINES AND DATA PROCESSING)
EQUIPMENT, INCLUDING PARTS AND AUXILIARY)
EQUIPMENT TO BE USED IN CONNECTION)
THEREWITH, TO, FROM, AND BETWEEN ALL)
POINTS IN THE STATE OF COLORADO FOR AND)
ON BEHALF OF THE INTERNATIONAL BUSI-)
NESS MACHINE CORP. (IBM), ITS CUSTOMERS,)
AND ITS SUPPLIERS.)

APPLICATION NO. 21945-PP
SUPPLEMENTAL ORDER

June 30, 1966

Appearances: Robert P. Grueter, Esq., Denver,
Colorado, and
Jerome R. Goldman, Esq., New
Rochelle, New York, for
Applicant;
Joseph F. Nigro, Esq., Denver,
Colorado, for Acme Delivery
Service, Inc., Duffy Storage &
Moving Co., Hoffman Transfer,
United States Transfer &
Storage Co., Johnson Storage &
Moving Co., Weicker Transfer &
Storage Co., Kamp Moving &
Storage Co., Amick Transfer &
Storage Co., Bekins Van & Storage
Co., Buehler Transfer Co.,
Capitol Hill Transfer & Storage,
Ford Van Lines,
Denver Moving & Storage,
W. R. Hall Transportation & Storage,
Bailey Storage & Transfer Co.,
City Storage & Transfer, Inc, and
Ralph Yockey, Inc.; Protestants;
William T. Secor, Esq., Denver,
Colorado, for Srenson Truck
Service, Inc., and Golden Transfer
Company; Protestants;
John P. Thompson, Esq., Denver,
Colorado, for Overland Motor
Express, Inc., doing business as
Boulder-Denver Truck Line, and
Fitch Van and Storage Co., doing
business as Boulder Moving and
Storage; Protestants;

David E. Diggers, Esq., Denver,
Colorado, for Bethke Truck Lines,
Bowers & Son,
Allen Transfer Co., Red Ball Motor
Freight, Inc., North Eastern Motor
Freight, Inc., Westway Motor Freight, Inc.,
Protestants;
Warren Braucher, Esq., Denver,
Colorado, for Rio Grande Motor Way, and
Larson Transportation Company,
Protestants.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1966, the Commission entered Decision No. 67530 continuing the above-styled application for hearing to and until July 26, 1966, at 10:00 o'clock A.M., at Denver, Colorado, and -- in addition -- reserved the date of July 27, 1966, on the calendar of the Commission in the event an additional hearing day was necessary.

On June 22, 1966, the Commission received a communication from Robert P. Grueter, Attorney, stating that the New York counsel for the Applicant would be unable to appear in the above-entitled matter on July 26 and 27, 1966, and, as a consequence thereof, requested that said matter be continued until August 16 and 17, 1966.

The Commission states and finds that said request is compatible with the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

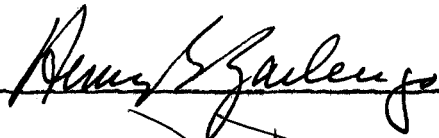
That the hearing on the above-entitled matter presently set for July 26, 1966, at 10:00 A.M., at Denver, Colorado, be, and the same hereby is, vacated.


That said matter be, and hereby is, continued and reset for hearing on August 16, 1966, at 10:00 o'clock A.M., in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, and that August 17, 1966, be reserved on the calendar

of the Commission in the event an additional hearing day is required.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 30th day of June, 1966.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
KANSAS-NEBRASKA NATURAL GAS COMPANY,)
INC., PHILLIPSBURG, KANSAS, FOR CHANGE)
IN THE TARIFF PROVISIONS AND INCREASE)
IN ITS IGS-1 AND IGS-2 RATES FOR THE)
DESIGNATION OF ITS ALFALFA DEHYDRATION)
RATE AS IGS-3 AND THE CHANGE IN TARIFF)
PROVISIONS AND AN INCREASE IN SUCH RATE)
AND FOR THE ELIMINATION OF AN OIL)
PUMPING STATION RATE.)

APPLICATION NO. 21973
SUPPLEMENTAL ORDER

June 30, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Iowa Electric Light and Power Company, Cedar Rapids, Iowa,
by its Attorney John F. Gaston, filed a Petition for Leave to Intervene
in the above-captioned proceeding and caused copies of said Petition to
be served by mail upon all parties of record in this proceeding.

The Commission states and finds that Iowa Electric Light and
Power Company, is a party who may or might be interested in or affected
by any order which may be entered in this proceeding and that its Petition
for Intervention as filed with the Commission should be authorized.

O R D E R

THE COMMISSION ORDERS:

That Petition for Leave to Intervene of Iowa Electric Light and
Power Company, as its interest may appear, 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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 30th day of June, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
G. W. WARD, VERNON, COLORADO, FOR)
AUTHORITY TO TRANSFER A PORTION OF)
PERMIT NO. B-1923 TO ROY THOMPSON,)
DOING BUSINESS AS "ROY THOMPSON TRUCK)
LINE," 316 WEST 7TH, WRAY, COLORADO.)

APPLICATION NO. 21959-PP-Transfer

June 30, 1966

Appearances: Max Snyder, Esq., Fort Morgan,
Colorado, for Transferor and
Transferee;
John P. Thompson, Esq., Denver,
Colorado, for Martin Wilshusen,
doing business as Yuma County
Transportation Company and
Virgil Means, doing business as
Yuma Livestock Auction, Protest-
ants;
Edwin Welch, Wray, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The above-styled application was regularly set for hearing before the Commission and an Examiner was duly designated to conduct the hearing, he thereafter to submit a report of said proceedings to the Commission.

As a preliminary matter, Mr. Snyder for both Transferor and Transferee, moved to amend Permit No. B-1923 and I to add thereto a restriction against the transportation of houses and structures. There being no objection to the proposed amendment, such amendment was received and all parties were informed that in the event that the within transfer is approved, the authority henceforth would contain the above-described restriction. Mr. Edwin Welch, Protestant, announced that upon the approval of this amendment to the authority, he would withdraw his protest.

Mr. Max Snyder stated that after discussion with John P. Thompson, Esq. for the Protestants above-named, there appeared to be certain matters with reference to the authority sought to be transferred which should be further clarified before the hearing proceeded and that he had requested the Enforcement Division of the Public Utilities Commission to make certain interpretations which possibly might clarify these matters. He, therefore, moved for a continuance and requested that the hearing on this matter be held at Fort Morgan, Colorado at a date to be set by the Commission. No objection was offered to said continuance.

The Commission states and finds that said motion should be granted and that the herein instant application should be continued to be reset for hearing at a later date to be determined by the Commission at Fort Morgan, Colorado.

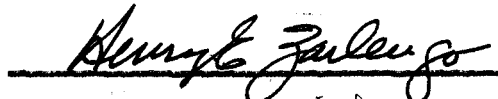

O R D E R

THE COMMISSION ORDERS:

That Application No. 21959-PP-Transfer be, and the same hereby is, continued to be reset for hearing at a later date to be determined by the Commission at Fort Morgan, Colorado, with notice to only those parties entering appearance in said matter on June 9, 1966.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 30th day of June, 1966
et

(Decision No. 67680)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF JOE C. AGUILAR, BOX 441, KREM-
MLING, COLORADO, FOR A CLASS "B"
PERMIT TO OPERATE AS A PRIVATE
CARRIER BY MOTOR VEHICLE FOR
HIRE.

APPLICATION NO. 21861-PP

July 1, 1966

Appearances: Joe C. Aguilar, Kremmling,
Colorado, pre 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.

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 in support of the
application, stating that if authority herein sought is
granted, special carriage contracts will be entered into
to provide needed and specialized service with certain ship-
pers who have requested the herein proposed service; that
he has ample and suitable equipment, sufficient net worth
and operating experience with which to conduct said proposed
operation.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record 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 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 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 Joe C. Aguilar, Kremmling, 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 75 miles of said forests; rough lumber, from sawmills in said 75-mile radius to markets in the State of Colorado, provided however that no town-to-town service shall be rendered, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

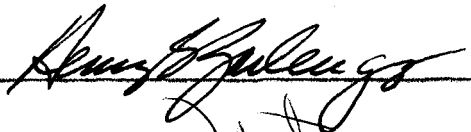
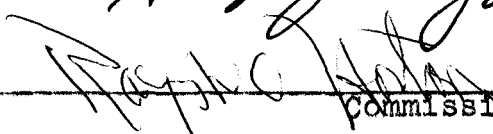
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PARTICIPATING.

ated at Denver, Colorado,
1st day of July, 1966.
gh

(Decision No. 67681)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF BURTON RAGAN, DOING BUSINESS }
AS "RAGAN LOGGING CO.," BOX 389, }
HAYDEN, COLORADO, FOR A CLASS }
"B" PERMIT TO OPERATE AS A PRI- }
VATE CARRIER BY MOTOR VEHICLE }
FOR HIRE. }

APPLICATION NO. 21968-PP

July 1, 1966

Appearances: Burton Ragan, Hayden,
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.

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 in support of the application, stating that if authority herein sought is granted, special carriage contracts will be entered into to provide needed and specialized service with certain shippers who have requested the herein proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to conduct said proposed operation.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 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 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 Burton Ragan, doing business as "Ragan Logging Co.," Hayden, 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 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado, provided, however, that no town-to-town service shall be rendered, 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

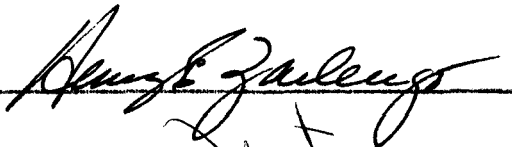
to make such amendments to this permit deemed advisable.

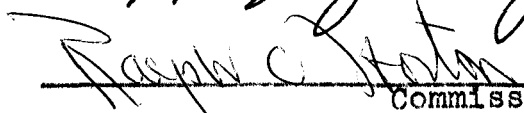
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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 HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PAR-
TICIPATING.

Dated at Denver, Colorado,
this 1st day of July, 1966.
gh

(Decision No. 67682)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF HENRY H. FOSS, 322 - 14TH
STREET, GREELEY, COLORADO, FOR
AUTHORITY TO TRANSFER PUC NO.
5327 TO BESTWAY DISPOSAL CO., A
COLORADO CORPORATION, 2460 GRAPE,
BOULDER, COLORADO, AND BOX 795,
GREELEY, COLORADO.

APPLICATION NO. 21953-
Transfer

June 30, 1966

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

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer PUC No. 5327 from Henry H. Foss, Greeley, Colorado, to Bestway Disposal Co., a Colorado corporation.

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 Robert Leichner, Greeley, Colorado, appeared and testified that he is Secretary and Treasurer of Bestway Disposal Co., a Colorado corporation; that his company entered into an agreement, dated April 26, 1966, with Henry H. Foss, the present owner and operator of PUC No. 5327, for the purchase

of said authority for a consideration of \$5,000; that the agreement provides for the sale and transfer of the authority, the goodwill and customer list of the transferor; that said consideration is fair and reasonable; that the transferee corporation will utilize three vehicles in the Greeley area which, in his opinion, will be sufficient to continue operations under said PUC No. 5327; that the transferee corporation and its personnel are experienced in the type of transportation authorized under PUC No. 5327; and that the financial status of the transferee corporation is adequate.

Mr. Leichner identified Exhibit A as the financial statement of Bestway Disposal Company as of October 31, 1965, stating that this statement substantially reflects the financial status as of the day of the hearing. Mr. Leichner further stated that the Articles of Incorporation of the corporation are on file with the Commission; that Bestway Disposal Company also owns and operates under PUC No. 4238 which overlaps and duplicates completely the certificate sought to be transferred. With reference thereto, Mr. Leichner agreed, in accordance with the rules and regulations of the Commission, that since PUC No. 5327 will completely duplicate and overlap PUC No. 4238, that upon approval of this application, it would be agreeable with his company if the Commission cancelled PUC No. 5327. Exhibit A was received in evidence.

Henry H. Foss, Greeley, Colorado, testified that heretofore he has owned and conducted a transportation operation under PUC No. 5327; that he has agreed to sell and transfer this authority to Bestway Disposal Company for the sum of \$5,000 as shown in the agreement filed with the application; that on the effective date of the transfer there

will be no obligations, liens, or encumbrances against either the authority or the business conducted thereunder; that he owned no other operating rights from this Commission; and that it was his intention to withdraw from the transportation business because of ill health.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that the proposed transfer is compatible with the public interest and should be authorized, as set forth in the Order following; that Bestway Disposal Company is presently the holder of operating rights, PUC No. 4238, which duplicate PUC No. 5327 and that therefore, upon approval of this transfer by the Commission, PUC No. 5327 should be cancelled in its entirety.

O R D E R

THE COMMISSION ORDERS:

That Henry H. Foss, Greeley, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to PUC No. 5327 to Bestway Disposal Company, a Colorado corporation, subject to encumbrances, if any, against said authority approved by this Commission.

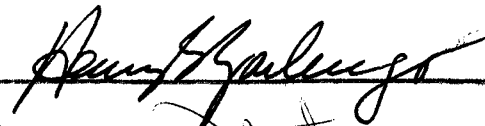

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements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

That upon the filing of said written acceptance, PUC No. 5327 be and the same hereby is, cancelled in its entirety.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PAR-
TICIPATING.

Dated at Denver, Colorado,
this 30th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF FRED HUGHES, 120 SOUTH CEDAR }
STREET, LARAMIE, WYOMING, FOR A }
CLASS "B" PERMIT TO OPERATE AS A }
PRIVATE CARRIER BY MOTOR VEHICLE }
FOR HIRE. }

APPLICATION NO. 21958-PP

July 1, 1966

Appearances: Fred Hughes, Laramie
Wyoming, 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.

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 Com-
mission. 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 in support of the
application, stating that if authority herein sought is
granted, special carriage contracts will be entered into
to provide needed and specialized service with certain ship-
pers who have requested the herein proposed service; that
he has ample and suitable equipment, sufficient net worth
and operating experience with which to conduct said pro-
posed operation.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 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 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 Fred Hughes, Laramie, Wyoming, 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 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado, provided, however, that no town-to-town service shall be rendered, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

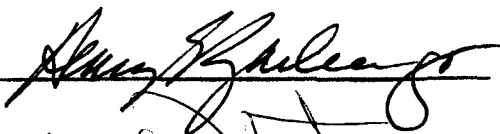
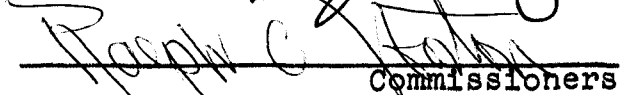
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PARTICIPATING.

Dated at Denver, Colorado,
this 1st day of July, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF EARL G. McLIMORE, BOX 233,
KREMMLING, COLORADO, FOR A CLASS
"B" PERMIT TO OPERATE AS A PRI-
VATE CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 21988-PP

July 1, 1966

Appearances: Earl G. McLimore, Kremmling,
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.

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 in support of the
application, stating that if authority herein sought is
granted, special carriage contracts will be entered into
to provide needed and specialized service with certain ship-
pers who have requested the herein proposed service; that
he has ample and suitable equipment, sufficient net worth
and operating experience with which to conduct said proposed
operation.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 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 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 Earl G. McLimore, Kremmling, 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 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado, provided, however, that no town-to-town service shall be rendered, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

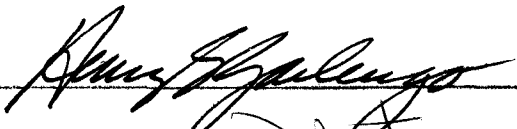
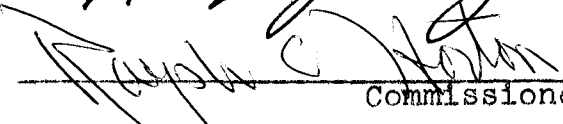
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PARTICIPATING.

Dated at Denver, Colorado,
this 1st day of July, 1966.
gh

(Decision No. 67685)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF CRANT BURGER, BOX 56, KREM-
MLING, COLORADO, FOR A CLASS "B"
PERMIT TO OPERATE AS A PRIVATE
CARRIER BY MOTOR VEHICLE FOR
HIRE. }

APPLICATION NO. 21770-PP

July 1, 1966

Appearances: Grant Burger, Kremmling,
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.

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 Com-
mission. 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 in support of the
application, stating that if authority herein sought is
granted, special carriage contracts will be entered into
to provide needed and specialized service with certain ship-
pers who have requested the herein proposed service; that
he has ample and suitable equipment, sufficient net worth
and operating experience with which to conduct said proposed
operation.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 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 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 Grant Burger, Kremmling, 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 75 miles of said forests; rough lumber, from sawmills in said 75-mile 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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PARTICIPATING.

Dated at Denver, Colorado,
this 1st day of July, 1966.
gh

(Decision No. 67686)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF CHECKER CAB COMPANY, 406 SEV-
ENTEENTH STREET, DENVER, COLORA-
DO, FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY, AUTH-
ORIZING EXTENSION OF OPERATIONS
UNDER PUC NO. 78.

APPLICATION NO. 14612-
Extension
SUPPLEMENTAL ORDER

June 27, 1966

Appearances: Checker Cab Company,
Denver, Colorado, pro se;
John F. Mueller, Esq.,
Denver, Colorado, for
Applicant;
John R. Barry, Esq.,
Denver, Colorado, for
Denver-Colorado Springs-
Pueblo Motorway, Inc.,
and Continental Bus Sys-
tem, Inc.;
David Butler, Esq.,
Denver, Colorado, for
Colorado Transportation
Company.

S T A T E M E N T

BY THE COMMISSION:

On July 30, 1962, the Public Utilities Commission
by its Decision No. 59002 ordered as follows:

"That public convenience and necessity
require the extended motor vehicle com-
mon carrier sightseeing operations of
Checker Cab Company, Denver, Colorado,
under PUC No. 78, to include the right
to transport passengers in sightseeing
service to and from all points and places
within the City and County of Denver,
State of Colorado.

"That public convenience and necessity
require the extended motor vehicle com-
mon carrier sightseeing operations of
Checker Cab Company, Denver, Colorado,
under PUC No. 78, to include the right
to transport passengers through the use

of multi-passenger buses, said authority to be limited to the use of three buses, of a capacity of not over 37 passengers each, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor."

This decision was reviewed by the District Court of the City and County of Denver and affirmed. On Writ of Error to the District Court of the City and County of Denver, the Supreme Court of the State of Colorado in its opinion No. 21275 dated September 13, 1965 found as follows:

"...The judgment of the trial court insofar as it affirms the order of the Commission that in its sightseeing service Checker be allowed to use three buses, each to be of a capacity of not to exceed thirty-seven passengers, is therefore reversed and the cause is remanded with direction that the trial court vacate its judgment in this regard and thereafter direct the Commission to vacate and set aside that part of its order.

"The judgment of the trial court insofar as it affirms that portion of the order of the Commission granting Checker authority to render sightseeing service to and from all points and places within the City and County of Denver (but without any right to use buses in connection therewith) is affirmed..."

The trial court issued its Order on June 10, 1966, ordering this Commission to comply with the decision of the Supreme Court. This decision and the Order following is in compliance with this Order of Court.

O R D E R

THE COMMISSION ORDERS:

That its Decision No. 59002 dated July 30, 1962, insofar as it relates to paragraph 2 of its Order therein (to be found at page 16) to-wit:


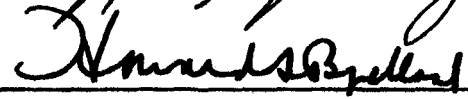

"That public convenience and necessity require the extended motor vehicle common carrier sightseeing operations of Checker Cab Company, Denver, Colorado, under PUC No. 78, to include the right

to transport passengers through the use of multi-passenger buses, said authority to be limited to the use of three buses, of a capacity of not over 37 passengers each, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor."

it is hereby set aside and vacated.

This Order shall be effective as of the date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
RAY DIPTON DOING BUSINESS AS)
TIPTON'S RUBBISH REMOVAL, 2836)
WYANDOT, APT. 36, DENVER, COLORADO)
80211.)

PUC NO. 3483

July 1, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

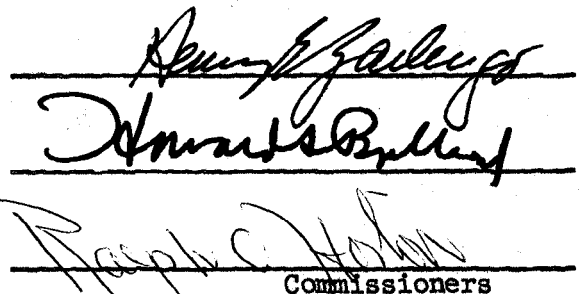
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

June 5, 1966, until December 5, 1966.

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 1st day of July, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
SOLOMON P. MARTINEZ, 2411 STOUT)
STREET, DENVER, COLORADO 80205.)

PUC NO. 5049

July 1, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

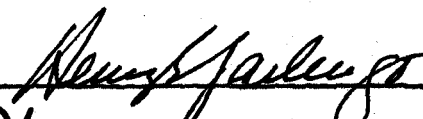
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from


February 8, 1966, until August 8, 1966.

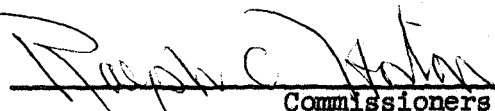
That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 1st day of July, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
R. J. DONNELL, 754 LEE DRIVE,
LAS VEGAS, NEW MEXICO 87104

PUC NO. 5797-I

July 1, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be cancelled.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

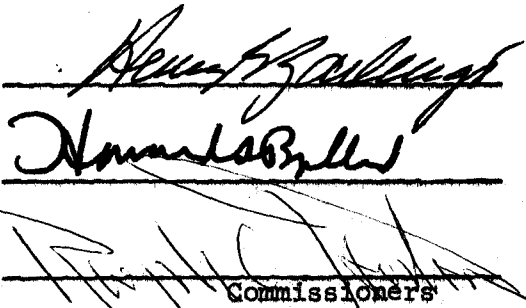
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority, be, and the same hereby is, cancelled effective May 23, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 1st day of July, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
JAMES AND NICK VITULLO DOING BUS-)
INESS AS "VITULLO BROTHERS", 1024)
ASH STREET, PUEBLO, COLORADO)
81001.)

PERMIT NO. B-3760

July 1, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

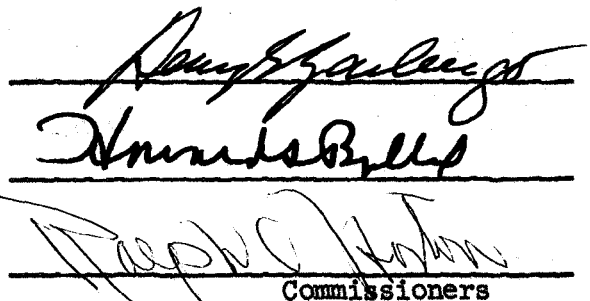
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

June 5, 1966, until December 5, 1966.

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 1st day of July, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
WILLIAM OCHSNER, 431 EUDORA STREET)
DENVER, COLORADO 80220.)

PERMIT NO. B-5345

July 1, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

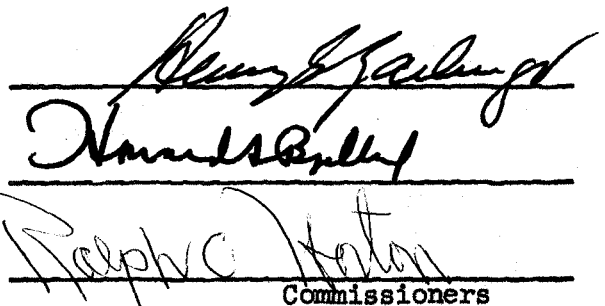
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

July 1, 1966, until January 1, 1967.

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 1st day of July, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
GERAD M. MAGEE, 208 SOUTH AVENUE)
C-1, CHEYENNE, WYOMING 82001.)

PERMIT NO. B-6439

July 1, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

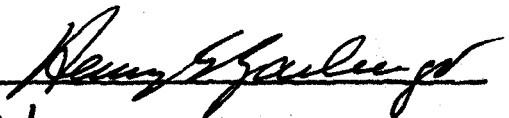
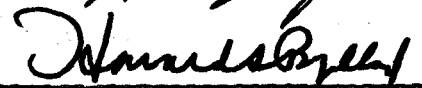

That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

June 19, 1966, until December 19, 1966.

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 1st day of July, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
JOSEPH P. SKALLA, 1502 WEST ST.
VRAIN, COLORADO SPRINGS, COLORADO
80900.

PERMIT NO. B-6875

July 1, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a request that the above-entitled authority be suspended for six months.

The Commission states and finds that to grant the request will be in the public interest and should be granted.

ORDER

THE COMMISSION ORDERS:

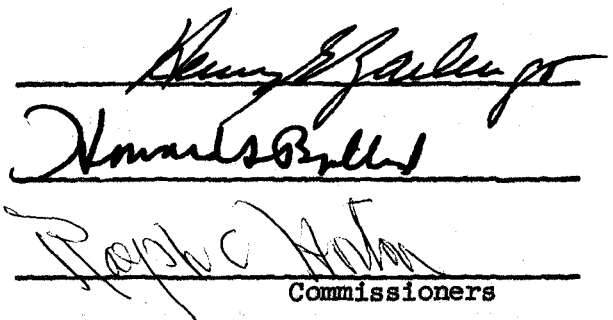
That suspension of motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized from

June 23, 1966, until December 23, 1966.

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made, insurance be filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said authority without further action by the Commission, shall be revoked without the right to reinstatement.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 1st day of July, 1966
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

PETE R. BUKOVEC DBA)
MODEL TIRE STORE)
1162 Main St.)
Durango, Colorado 81301)

AUTHORITY NO. M 10994

CASE NO. 5840-Ins.

July 5, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 24, 1966, 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.

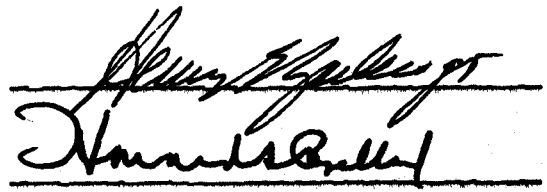
The Commission finds that said Authority should be restored to active status.


ORDER

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





Commissioners

Dated at Denver, Colorado,
this 5th day of July, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
CITY OFFICE SUPPLY)
109 East Bijou St.)
Colorado Springs, Colorado 80900)

AUTHORITY NO. M 116

CASE NO. 5869-Ins.

July 5, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 24, 1966 , 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.


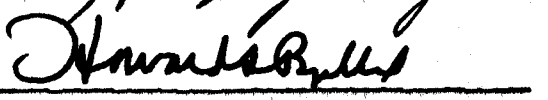
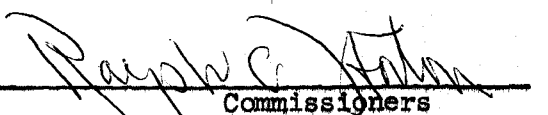
The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 5th day of July, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
FLINT ENGINEERING AND CONSTRUCTION CO.)
Midland Bank Building)
Billings, Montana 59101)

AUTHORITY NO. B 4458

CASE NO. 5803-Ins.

July 5, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 24, 1966 , 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.

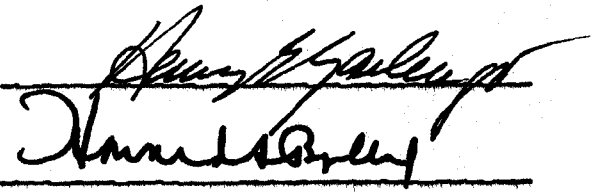
The Commission finds that said Authority should be restored to active status.


ORDER

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





Commissioners

Dated at Denver, Colorado,
this 5th day of July, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

D. CLARK WILLS)
2433 Zion St.)
Aurora, Colorado 80010)

AUTHORITY NO. B 6213

CASE NO. 5970-Ins.

July 6, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 1, 1966 , 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.

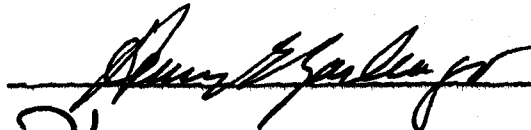
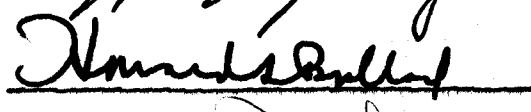

The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 6th day of July, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROBERT V. MAYNE, DOING BUSINESS AS)
"VAIL BUS LINE," BOX 222, GYPSUM,)
COLORADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO OPERATE)
AS A COMMON CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 21928

July 7, 1966

Appearances: Edward Mulhall, Jr., Esq., of
Delaney & Balcomb, Esqs.,
Glenwood Springs, Colorado,
for Applicant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application, Applicant seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation of passengers, on schedule, between Gypsum, Colorado, and Vail, Colorado, and all points between.

Said application, pursuant to prior setting after appropriate notice to all parties in interest, was heard at 10:00 A.M., in the City Council Room of the Municipal Building, Glenwood Springs, Colorado, on June 27, 1966, and at the conclusion of the hearing, the matter was taken under advisement.

Two written protests were made to the granting of the application, one by Continental Bus System, Inc. and the other by letter written to the Applicant, a copy of which was forwarded to the Commission, by Eagle-Vail Cab Co. Inc.

Attorney for the Applicant moved at the time of the hearing to restrict the application, whereupon, and with his agreement, permission was granted to file the said motion in writing. Said written motion was filed with the Commission on June 28, 1966, and the Commission finds that

the same should be granted.

No protestants appeared at the time of the hearing.

At the time of the hearing three exhibits were received in evidence, Exhibit A consisting of 19 Affidavits urging the granting of the application and setting out the grounds therefor; Exhibit B, a letter addressed to the Commission filed by the Mayor of the Town of Gypsum to the same effect; and Exhibit C being a letter of Vail Associates, Inc. addressed to the Applicant expressing the desire that the application be granted for the reasons therein stated, to-wit, that a number of individuals employed by said company needed transportation.

The Applicant testified in support of the application in substance and to the effect that the transportation services to be rendered will be mainly for the transportation of workers and employees employed at Vail, Colorado, and residing in the Eagle-Gypsum area; that these workers have working schedules which do not reasonably coincide with the transportation being afforded by other carriers in the area; that the working hours vary from season to season; that the estimated number of people who would commute daily varies from approximately 30 to 50; that by providing the transportation which the authority will allow will provide an economical means of transportation for such commuters; that the schedule of operations will be geared to the working hours to the best advantage of the commuters; that Applicant has made adequate arrangements for financing the operation and the vehicles to be used; that the net worth of the Applicant is \$8,600; that Applicant has a yearly income of approximately \$9,970 which can also be used in the operation; that at least 19 employees have already requested the proposed service and have committed themselves to use the same if the authority is granted; that the schedules of the other carriers do not reasonably coincide with the transportation services needed by the commuters.

The Commission finds that Applicant will have sufficient equipment and experience to properly carry on the proposed transportation

services; that Applicant's financial standing is established to the satisfaction of the Commission; that public convenience and necessity require the transportation services proposed by the Applicant; that present available common carrier service is inadequate to meet the working schedules of the commuters and that the application should be granted as amended.

O R D E R

THE COMMISSION ORDERS:

That Robert W. Mayne, doing business as "Vail Bus Line," Gypsum, Colorado, be, and hereby is, authorized to operate as a common carrier by motor vehicle for hire, on schedule, for the transportation of persons residing at Gypsum, Eagle, Wolcott, Edwards or intermediate points, to Vail, Colorado, said persons to be bona fide employees at Vail, Colorado, provided, however, that under said authority, the holder thereof shall establish schedules which will reasonably coincide with the working hours of employees at Vail, Colorado, which working hours are seasonal and dependent upon the winter ski season, the summer season, and off season requirements of said employers. Said authority is further restricted against the transportation of passengers arriving at the Eagle Airport from such air terminus to Vail, Colorado, and this ORDER shall be, and be deemed to be, a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

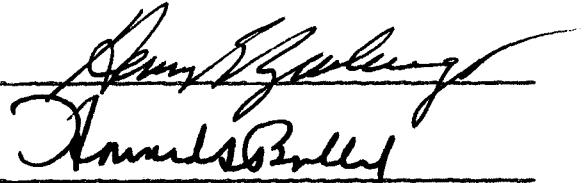
That Applicant shall file tariffs of rates, rules and regulations and time and distance schedules, as required by the rules and regulations of this Commission within twenty days from date.

That Applicant shall operate 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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER RALPH C. HORTON
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 7th day of July, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
DAVID W. DELAPLANE AND HELEN M.
DELAPLANE, DOING BUSINESS AS "SKY
RANCH," ROUTE 1, GLENWOOD SPRINGS,
COLORADO, FOR AUTHORITY TO TRANSFER
TO ARAPCO ENTERPRISES, INC., 145 EAST
COSTILLA, LITTLETON, COLORADO,
OPERATING RIGHTS GRANTED BY DECISION
NO. 60050.

APPLICATION NO. 21140-Transfer
SUPPLEMENTAL ORDER

July 7, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Show Cause Order of the Commission dated June 16, 1966, requiring the parties to show cause why the authority should not be revoked and cancelled was called up for hearing as provided by said Decision No. 67575. None of the parties appeared nor were they represented by counsel.

The records of the Commission contain a letter from Arapco Enterprises, Inc., signed by Robert J. Sladkey, President thereof, addressed to the Commission stating that the Board of his company has determined that the authority can no longer be operated economically and respectfully requesting that the Commission cancel said authority.

The Commission states and finds on the record that said authority should be revoked and cancelled.

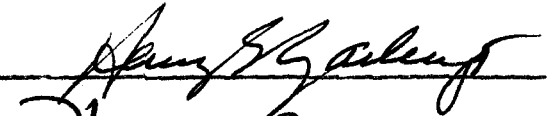
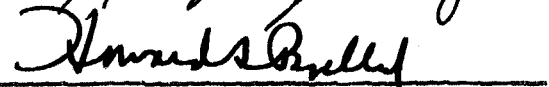
ORDER

THE COMMISSION ORDERS:

That the Certificate of Public Convenience and Necessity by airplane, granted by Decision No. 60050, dated February 1, 1963, and acquired by Arapco Enterprises, Inc. by Decision No. 65301, dated July 5, 1965, be, and the same hereby is, cancelled and revoked.

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
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 7th day of July, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BESSIE M. HUBBLE AND RUSSELL H. HUBBLE,)
303 WEST MAIN, RANGELY, COLORADO, FOR)
AUTHORITY TO TRANSFER ALL THE OUTSTAND-)
ING CAPITAL STOCK OF B & M SERVICE, INC.)
BEING THE OWNER AND OPERATOR OF PUC NO.)
4449, TO M. L. OLDHAM, 303 WEST MAIN,)
RANGELY, COLORADO.)

APPLICATION NO. 22005-
Stock Transfer

IN THE MATTER OF THE APPLICATION OF)
BESSIE M. HUBBLE AND RUSSELL H. HUBBLE,)
303 WEST MAIN, RANGELY, COLORADO, FOR)
AUTHORITY TO TRANSFER ALL THE OUTSTAND-)
CAPITAL STOCK OF B & M SERVICE, INC.,)
BEING THE OWNER AND OPERATOR OF PERMIT)
NO. B-3897, TO M. L. OLDHAM, 303 WEST)
MAIN, RANGELY, COLORADO.)

APPLICATION NO.22006-PP-
Stock Transfer

July 7, 1966

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

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The above-entitled applications, pursuant to prior setting after appropriate notice to all parties in interest were heard at 10:00 A.M., in the City Council Room of the Municipal Building in Glenwood Springs, Colorado, on June 27, 1966, and at the conclusion of the evidence, the matters were taken under advisement. Said applications were consolidated for hearing.

Russell H. Hubble appeared and testified in support of the applications stating that Bessie M. Hubble, one of the transferors, is the owner of 105 shares of stock in the B & M Service, Inc.; that there are 205 outstanding shares of stock; that the other 100 shares of stock are held in escrow and that the same will be purchased; and that if the authority to transfer the stock herein is granted all of the stock will

vest in the transferee, M. L. Oldham. Exhibits A and B were identified and received in evidence, one being the Contract for the sale of stock and the other being the Escrow Agreement for part of said stock.

M. L. Oldham, the transferee, testified that he has had some 12 years of experience in the operation of the business, during 8 of which he acted in the capacity of Manager for the Company. He identified Exhibit C being his financial statement.

There were no protests to the granting of the applications.

The Commission states and finds that the proposed stock transfers are compatible with the public interest and should be authorized as set forth in the Order following.

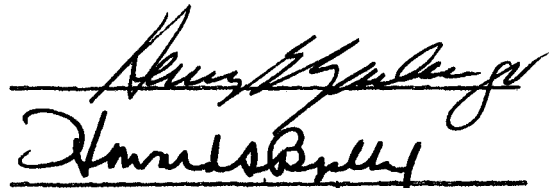
ORDER

THE COMMISSION ORDERS:

That Bessie M. Hubble and Russell H. Hubble, Rangely, Colorado, be, and hereby are, authorized to transfer all the outstanding capital stock of B & M Service, Inc., being the owner and operator of PUC No. 4449 and Permit No. B-3897, to M. L. Oldham, Rangely, Colorado.

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
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 7th day of July, 1966.

et

(Decision No. 67701)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF THE TOWN OF MONUMENT FOR AU-
THORITY TO ESTABLISH A PUBLIC
CROSSING AT GRADE AND INSTALL
AUTOMATIC FLASHING LIGHT SIGNALS }
AT MILE POST 55 PLUS 4333 FEET }
OF THE TRACKS OF THE DENVER AND }
RIO GRANDE WESTERN RAILROAD COM- }
PANY IN THE TOWN OF MONUMENT, }
COUNTY OF EL PASO, COLORADO. }

APPLICATION NO. 21964

July 7, 1966

Appearances: R. D. Sickler, Esq.
Denver, Colorado, for
Applicant Town of Monu-
ment and for the Denver
and Rio Grande Western
Railroad Company;
J. L. McNeill, Denver, Colo-
rado, of the Staff of the
Commission.

S T A T E M E N T

BY THE COMMISSION:

The above-entitled application was filed with the Commission on May 6, 1966, thereafter, it was set to be heard before the Commission on June 21, 1966, at the Auditorium, El Paso County Office Building, Colorado Springs, Colorado.

Following usual notice to all interested parties, to the El Paso County Commissioners, and to owners of adjacent property, the matter was heard as scheduled and taken under advisement by the Commission.

Purpose of the application is to secure Commission approval for the proposed establishment of a public crossing of Second Street, a city street in the Town of Monument,

Colorado, over tracks of the Denver and Rio Grande Western Railroad Company at Mile Post 55 plus 4333 feet, and for the installation of automatic railroad flasher signals and warning devices at said crossing under the terms of Chapter 236, Session Laws of Colorado, 1965. Involved therewith will be the closing of both a nearby public grade crossing at Mile Post 56 plus 440 feet and a private crossing at Mile Post 55 plus 3718 feet.

At the hearing, Mr. Ned Wieggers testified that he is now Mayor of Monument, having succeeded Norman B. Bodinger who submitted the instant application to this Commission and was instrumental in original development and preparation of agreements relating to the whole project. He offered and identified the following exhibits:

Exhibit A: Agreement dated February 7, 1966, between The Denver & Rio Grande Western Railroad Company and the Town of Monument.

Exhibit B: Resolution No. 1, made on February 7, 1966, by Board of Trustees of Town of Monument authorizing payment to Rio Grande Railroad of money not to exceed \$1,800 for signal and crossing work at Second Street Crossing.

On the map included as a part of Exhibit A, (Agreement) Mr. Wieggers denoted the three crossings involved and indicated descriptions as follows:

No. 1 -- Third Street (North part of town).

M.P. 55 plus 3718' - Close Existing
Private Crossing.

No. 2 -- Second Street (Central part of town).

M.P. 55 plus 4333' - Improve existing
Private Crossing and install Flashing

light signals and convert to Public crossing.

No. 3 -- Near Front Street (South part of town).

M.P. 56 plus 440' - Close existing Public Crossing.

Mr. Wieggers described the Town of Monument to be gradually developing through new home construction and improvements of facilities at local lakes for boating, camping and tourist recreation. He noted that proposed crossing adjustments are desirable to meet increasing traffic; that new centrally located crossing at Second Street offers open vision while view at both the north and south crossings is limited due to curved trackage and road approaches. Second Street is also located within the Town limits and addition of signals will provide more complete protection. Meanwhile, municipal funds are limited, and the Town does not have access to any Federal funds for the crossing improvements. However, cooperation of El Paso County has been secured for construction of a Frontage Road along the west Town border, so that people formerly using the north and south crossings will now have a substitute route to cross the rail line over the protected crossing at Second Street.

Mr. Clinton Tuffler also testified in behalf of the Town of Monument. He has been a Councilman for the past seven years and is currently handling financial details on the Town Council. He reported the Town has worked for a long time to develop this project for improved crossing safety; the central crossing at Second Street will simplify traffic pattern for the Town; approach to the north crossing (Third Street) is quite steep on the west

side and hazardous to cross, so that new expenditures should be worthwhile.

He explained provisions contained in the Agreement (Exhibit A) whereby necessary street and crossing improvements at Second Street are estimated to cost \$2,000, of which the Town will pay 50% or \$1,000 as its proportion of the expense. Cost of protection devices is estimated at \$7,400, with provision that allocation of this cost be made by the Commission according to Senate Bill 20. Participation of 10% in the signal device expense or \$740 is also provided for in the Town Resolution No. 1 (Exhibit B) authorizing total municipal expenditures up to \$1,800.00.

Mr. Tuffler emphasized that 100% cooperation among local townspeople had been offered in securing necessary land and Frontage Road rights-of-way to complete the whole plan.

Mr. Ray Harness testified that as a Town Councilman he knows of the crossing proposal; that he was not a member of Council when initial approval was granted; that a central crossing should be very good for Town needs; that the west side Frontage Road will offer means to close the south crossing and eliminate a bad situation at this point; that he heartily approves of the proposal, has heard of no local objections and considers the cost participation a good expenditure of Town funds.

Mr. Karl L. Rathgeber, Locating Engineer, The Denver & Rio Grande Western Railroad Company, Denver, Colorado, explained that an agreement had been entered into between the Railroad Company and Town of Monument, and was included with the instant application for Commission approval. He further testified that some work

had already been done in removal of one siding track over Second Street; that signals had been installed to utilize extra man power of an available work force in order to get the work done more economically; that grade of the main track was 1 to 1 1/2% downward from the north over the various town crossings. Further, that grade of Second Street road crossing was nearly level and it would be desirable to close both the north and south crossings since with the proposed signals, Second Street would be a safer crossing and the new west side Frontage Road was also planned to meet public traffic needs.

Mr. Rathgeber testified that protection devices for Second Street are the standard type railroad crossing flasher signals and bell as approved and recommended by the Association of American Railroads. He stated that the wiring circuits as planned for this crossing would allow from twenty to thirty seconds warning interval according to speed of travel for trains moving in either direction over the crossing.

A Detailed Estimate of Costs for the signal installation was offered as Exhibit C. Mr. Rathgeber explained that the estimate was made in the same manner as those prepared for the State Highway and the U. S. Bureau of Public Roads. He noted that the estimated cost to do the signal work amounted to \$7,400; also, that there was usually little difference between the estimate and final actual cost, most differences being caused by fluctuations in material and labor costs between time of estimate preparation and the installation.

Relative to opening of the new public crossing at Second Street, Mr. Rathgeber stated that a description

of required railroad right-of-way and easement had been prepared for transmittal to the Town of Monument; however, some final adjustments were being made by El Paso County in location of the Frontage Road across the right-of-way, and it appeared desirable to complete the whole description. In this regard, approval was given at the hearing for submission by the Railroad Company of a "late filed" Exhibit D. Said exhibit to be a Map and Easement showing railroad right-of-way involved for crossing and Frontage Road.

At the hearing, Mr. Rodger Fay, El Paso County Commissioner, Colorado Springs, Colorado, testified that for the past two years he has been assigned as Commissioner of Roads and knows the Monument situation. He related that over a year ago, the County Commissioners had been approached by citizens and officials from Town of Monument with proposal to open a grade crossing and close two others in the Town; the proposal was reviewed by County Engineer and approved as feasible and workable. In a later meeting for more detailed planning, agreement was reached that El Paso County would construct 0.4 mile of Frontage Road over and along west side of Rio Grande right-of-way and adjacent other lands as needed; that the Town of Monument, the Railroad and adjacent owners would provide necessary right-of-way; that connection of existing County road at south end of Town would be made with new Frontage Road to eliminate the south end public grade crossing (MP 56 plus 440'); that County participation of some \$10,000 would be limited to the Frontage Road construction and required connections for traffic movements. He reported all deeds and property descriptions had been received with the

railroad deed being completed to show accepted Frontage route; he considered the project should be a benefit to the area and its citizens with reduction of the railroad hazards also in the public interest.

In a summarizing statement at the hearing, counsel for Applicant noted that in developing the designated topic to establish a public crossing and install protection devices the testimony and cooperative efforts of all parties emphasized related items of proposed street improvements by the Town, crossing closings and frontage road construction. Counsel made offer to amend the application title to more closely conform with the Agreement contents noted in Paragraph 5 of the application, as follows:

"Attached hereto and made a part hereof is an agreement marked 'Exhibit A' between the applicant and the Railroad Company providing in essence for the closing of private crossings existing at Mile Posts 55 plus 3718 and 56 plus 440 feet, the establishment of the crossing at Mile Post 55 plus 4333 feet as a public crossing and for the installation of automatic flashing light signals and devices at the crossing located at Mile Post 55 plus 4333 feet. The establishment of the crossing at Mile Post 55 plus 4333 feet as a public crossing will require improvement of said crossing in the approaches, drainage and planking between and on the outside of the rails and such designated 'Exhibit A'."

Mr. Sickler also noted that certain of the crossings involved herein have been subjects of prior Commission Orders and were enumerated for Commission reference as follows:

- (1) North Crossing -- M.P. 55 plus 3718 feet
Application No. 1152
Decision No. 1834 - June 23, 1928
Designated as a Private Crossing,
M.P. 55 plus 3711 feet.

(2) South Crossing -- M.P. 56 plus 440 feet
Application No. 2098
Decision No. 4984 - April 3, 1933
Established as a Public Crossing,
M.P. 56 plus 418 feet.

During the period of negotiations to bring about the establishment of the instant public grade crossing and installation of automatic flashing light signals at Mile Post 55 plus 4333 feet, as set out in the application, it appears that persons interested in the above-mentioned north crossing and south crossing realized and knew that if the application were granted that the said crossings, as a necessary incident, would also be authorized for closing.

After review of the instant matter, it is the belief of the Commission that inherent purpose of the application and work proposed therein is to remedy and correct a substandard condition relating to three railway-street grade crossings which are inadequate for the safety and convenience of the traveling public now using such crossings.

The testimony of witnesses, long duration of negotiations, extent of involvement by public and private interests and contents of exhibit documents all demonstrate a wide comprehension and knowledge of public details pertaining to matters of centralized traffic flow, automatic protection signals, elimination and closing of unsafe crossings with development of alternate facilities, distribution of costs and procurement of funds. Hence, further amendment of the application title of contents does not appear necessary and will not be required.

Official notice has been taken of the former Decisions of the Commission pertaining to crossings involved in the instant matter as enumerated by Applicant's counsel for Commission reference.

F I N D I N G S

THE COMMISSION FINDS:

That it is informed in the instant matter, and the foregoing Statement, be reference, is made a part hereof.

That public safety, convenience, and necessity require the establishment of a public street-railroad grade crossing and installation of automatic railroad flasher light signals and bell at the grade crossing of Second Street, Town of Monument, Colorado, and the main line and a passing track of The Denver & Rio Grande Western Railroad Company at its Mile Post 55 plus 4333 feet.

That the circumstances surrounding the use of such crossing, present and future, are such as to require the installation of highway-railroad crossing protection as provided by Chapter 236, Session Laws of Colorado, 1965, and that the cost of installation and maintenance and the expense of such signals shall be allocated as hereinafter set forth.

That the authority sought in the instant application should be granted for improvement of the crossing and installation of protection devices as noted.

That no part of the cost of the installation of railroad flashing light signals and bells at the crossing will be paid from funds available under any federal or federal-aid highway act.

That upon completion of the public crossing and activation of the flasher signal protection at Second Street the adjacent and non-protected crossings as follows will be unnecessary and may be closed and abandoned:

- (a) At Third Street -- North part of Town
M.P. 55 plus 3718 feet.
(M.P. 55 plus 3711 feet - Decision No. 1834)
- (b) Near Front Street -- South Crossing
M.P. 56 plus 440 feet.
(M.P. 56 plus 418 feet - Decision No. 2098)

O R D E R

THE COMMISSION ORDERS:

That the applicant, Town of Monument, State of Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to authorize and approve:

(a) Change of a private crossing with improvement and widening for public use and (b) the installation and operation of standard railroad flasher signals, with a bell, at the grade crossing of The Denver and Rio Grande Western Railroad Company at its Mile Post 55 plus 4333 feet over and across Second Street in the Town of Monument, El Paso County, Colorado.

That the work to be done, installation, and maintenance of the signals and bells shall be done by the Railroad Company as set forth in the agreement between the Railroad Company and the Town of Monument as indicated in the preceding Statement, which Statement and Exhibits A, B, C and D (Late Filed) are by reference made a part hereof.

That it is fair, just, and equitable that the Town of Monument pay one-half the cost of the crossing

improvement and ten (10) per cent of the cost of the installation of proposed automatic railroad flasher signals and bell to cover its share of benefits received from such installation, and upon completion of the proposed work, an itemized statement of the actual costs, and a bill covering said ten (10) per cent therefor shall be forwarded by the Railroad Company to the Town of Monument, which bill shall be paid by the Town to the Railroad Company within thirty (30) days of receipt thereof.

That the Railroad Company shall contribute out of its own funds, the amount of one-half of the crossing improvement and ten (10) per cent of the cost of said signal installation and shall thereafter maintain said complete installation as its share of the benefits.

That the remainder, or eighty (80) per cent of the cost of said signal installation shall be contributed out of the Highway Crossing Protection Fund, and upon completion of the proposed work, itemized statement of the actual costs, and a bill covering said eighty (80) per cent thereof shall be forwarded by the Railroad Company to the Commission, which bill shall be paid within thirty (30) days after receipt thereof.


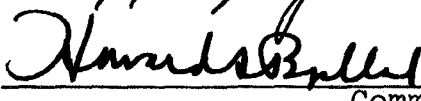
That upon completion of the public crossing and activation of the flasher signal protection at Second Street the adjacent and non-protected crossings as follows will be unnecessary and may be closed and abandoned:

- (a) At Third Street - North part of Town
M.P. 55 plus 3718 feet.
(M.P. 55 plus 3711 feet - Decision No. 1834)
- (b) Near Front Street - South Crossing
M.P. 56 plus 440 feet.
(M.P. 56 plus 418 feet - Decision No. 2098)

That the Commission hereby retains jurisdiction to make such further Order, or Orders, as may be required in the instant matter.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER RALPH C. HORTON
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 7th day of July, 1966.
gh

(Decision No. 67702)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF Y-W ELECTRIC ASSOCIATION, INC.)
A COLORADO CORPORATION, AKRON,
COLORADO, FOR AN ORDER AUTHORIZ-
ING THE ISSUANCE OF SECURITIES
AND THE APPLICATION OF THE PRO-
CEEDS THEREFROM TO CERTAIN LAW-
FUL PURPOSES.

APPLICATION NO. 22041
SECURITIES

July 7, 1966

Appearances: Baxter W. Arnold, Esq.,
Sterling, Colorado, for
Applicant;
E. R. Thompson, Denver,
Colorado, of the Staff of
the Commission.

S T A T E M E N T

BY THE COMMISSION:

By this application filed June 16, 1966, Y-W Electric Association, Inc. (Y-W) seeks authority from this Commission to issue a mortgage note in the principal amount of \$780,000 payable to the United States of America bearing interest at the rate of two per cent (2%) per annum and payable within thirty-five (35) years after date thereof, and to enter into an Amendment dated as of April 7, 1966, to Amending Loan Contract dated as of July 27, 1951, as amended, between Y-W Electric Association, Inc. and the United States of America, setting a maximum which may be borrowed by the Applicant at \$6,922,000.

The matter was set for hearing after due notice to all interested parties on June 30, 1966, at 10:30 o'clock A.M. in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, and was there

heard by the Commission and at the conclusion thereof taken under advisement.

No protests were filed with the Commission with regard to this application and no one appeared at the hearing in opposition to the granting of the authority sought.

Applicant is a non-profit Colorado corporation and is a member-owned public utility engaged in the business of purchasing, acquiring, accumulating, transmitting, distributing, furnishing and selling electricity to its members and non-member consumers on its lines located in the Counties of Yuma and Washington, including the towns of Akron, Otis and Eckley, all in the State of Colorado. The average number of consumers as of April 30, 1966 totaled 3,699. By Application No. 13661, amended, Decision No. 47069, Y-W Electric applied for and was granted full certificate of public convenience and necessity of its service territory January 7, 1957.

From evidence adduced at the hearing, Y-W needs additional funds for improvements in its system and for the construction, completion, extension and improvement of its properties and for the improvement and maintenance of its service and for other lawful purposes. To obtain these additional funds Y-W has entered into an Amending Loan Contract with the United States of America, Exhibit B, entered into evidence in this proceeding. In compliance with this Amending Loan Contract, the United States Government proposes to loan Y-W Electric \$780,000, to be evidenced by a mortgage note, Exhibit C, in such principal amount.

Y-W Electric proposes to use the \$780,000 for the construction and installation of the following electric facilities, Exhibit D:

<u>Distribution</u>		
New single phase lines	49.7 miles	\$ 76,896
New three phase lines	31.4 miles	105,060
New tie lines	16.9 miles	55,229
Conversion and line changes	58.3 miles	102,320
New substation, 3750/4200 KVA		
67-12.5 KV, South Idalia		61,780
" " 3750/4200 KVA		
115-12.5 KV, Eckley		80,000
Substation Sites		4,000
Miscellaneous equipment:		
277 transformers and 183 meters to serve new customers		108,060
160 transformers and 160 meters and 160 sets of service wires to increase the capacity of existing consumer services		64,000
Capacitors		2,250
Engineering Fees		15,924
Total Distribution		<u>\$675,519</u>
<u>New Transmission Line</u>		
69 KV - 7 miles - South Idalia Junction to South Idalia Substation		\$ 56,000
69 KV group operated switches, South Idalia Junction		10,260
115 group operated switches in U.S.B.R. line near Eckley		24,000
Right-of-way Procurement		7,000
Engineering Fees (Transmission and Substations)		7,221
Total Transmission		<u>\$104,481</u>
Grand Total		\$780,000

These electric distribution and transmission facilities are to be constructed during the years 1966 and 1967. It is estimated that approximately 70% of the expenditures for these facilities will be to serve large irrigation pumping installations. Y-W is experiencing a substantial increase in business from irrigation pumping. Approximately forty irrigation customers were added in 1965 and fifty new irrigation customers requiring on the average approximately 100 horsepower in 1966. These lands being irrigated are located in the easterly portion of Y-W's service territory and lie over the Ogallala aquifer which is being extensively developed for irrigation purposes.

Y-W's balance sheet April 30, 1966, Exhibit E, shows that margins and equities totaled \$607,770 and long term debt stood at \$4,568,029 for a total capitalization of \$5,175,799. Equity represents approximately 12% of this total capitalization. As of this date Y-W had advance payments to the Rural Electrification Administration of \$460,147. Insofar as these advanced funds can be used to pay current interest and debt requirements to REA, such funds represent a cushion whereby current funds may be available for emergency purposes. Y-W also has other investments of \$50,000 which could be used in an emergency. As of this date April 30, 1966, total plant-in-service amounted to \$5,768,366 and construction work in progress \$161,017; accumulated provisions for depreciation and amortization amounted to \$1,931,083 with a resulting net utility plant of \$3,998,300.

Operating revenues for the twelve months ending April 30, 1966, totaled \$937,697. Total cost of service including interest amounted to \$816,725 with resulting patronage capital and operating margins of \$120,972; non-operating margins amounted to \$17,495 thus resulting in total patronage capital and margins of \$138,467, Exhibit E. This rate of revenues exceeding electric service costs is expected to continue particularly in view of the increasing sales to irrigators and water pumping.

No increase in electric rates to consumers is anticipated now or in the immediate future. Y-W is current in its payment of interest and repayment of debt to the Rural Electrification Administration.

F I N D I N G S

THE COMMISSION FINDS:

That applicant, Y-W Electric Association, Inc., is a public utility as defined by Section 115-1-3, Colorado Revised Statutes, 1963.

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

That this Commission is fully advised in the premises.

That the issuance by Y-W Electric Association, Inc. of a mortgage note in the amount of \$780,000, Exhibit C herein, in this proceeding, should be authorized and approved.

That the Amendment dated April 7, 1966, to Amending Loan Contract dated as of July 27, 1951, as amended, Exhibit B herein, should be authorized and approved.

That within one hundred twenty (120) days of the execution of the mortgage note for \$780,000, authorized herein, applicant should file with the Commission one conformed copy of such executed note and of the Amendment to the loan contract pertaining thereto.

That the issuance of the mortgage note in the amount of \$780,000 is not inconsistent with the public interest and that the purpose or purposes thereof are permitted by and are consistent with the provisions of Chapter 115, Colorado Revised Statutes, 1963.

O R D E R

THE COMMISSION ORDERS:

That the issuance of a mortgage note for \$780,000 by Y-W Electric Association, Inc. to the United States of America, Exhibit C herein, be, and the same is hereby, authorized and approved.

That the amendment dated as of April 7, 1966, to Amending Loan Contract dated July 27, 1951, between Y-W Electric Association, Inc. and the United States of America, Exhibit B herein, be, and the same is hereby, authorized and approved.

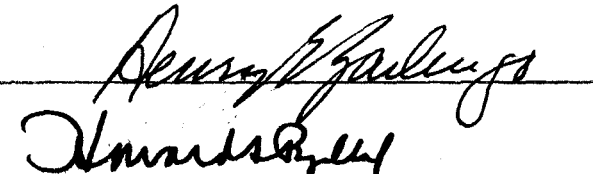
That within one hundred twenty (120) days of the execution of the mortgage note for \$780,000 authorized herein, Y-W Electric Association shall file with the Commission one conformed copy of such executed note and one copy of the Amendment to the Amending Loan Contract in connection therewith.

That nothing herein shall be construed to imply any recommendation or guarantee of or any obligation with respect to said issue of the aforementioned securities on the part of the State of Colorado.

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 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


Commissioners

COMMISSIONER RALPH C. HORTON
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 7th day of July, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

WESTERN SPRING SERVICE COMPANY INC.)

125 West 12th Ave.)

Denver, Colorado 80204)

AUTHORITY NO. M 5149

CASE NO. 6070-Ins.

July 7, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 1, 1966 , 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.


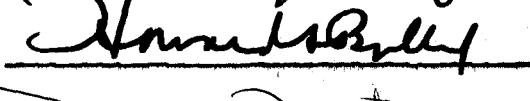

The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE : MOTOR VEHICLE OPERATIONS OF)

STANDARD TEXTILE CO. INC.)

1254 Broadway)

Denver, Colorado 80203)

AUTHORITY NO. M 9680

CASE NO. 5182-Ins.

July 7, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 20, 1966 , 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.

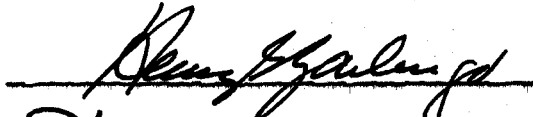
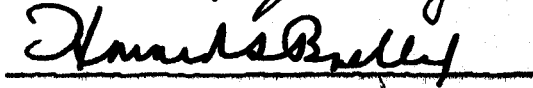

The Commission finds that said Authority should be restored to active status.

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




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
VALLEY EXCAVATING, INC., 1391 55TH)
STREET, BOULDER, COLORADO, FOR A CLASS)
"B" PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 21967-PP

July 8, 1966

Appearances: Robert W. Towner, Esq., Boulder,
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.

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.

Walter Nienaber testified he is the President and Treasurer of the Applicant, a Colorado corporation; that his company will enter into private carriage agreements with customers for the transportation of sand, gravel and other materials requested in the application; that the Applicant owns sufficient equipment to provide the transportation service requested; and that the witness and other personnel of the Applicant company have adequate experience to provide this transportation service. The witness identified Exhibit A as a financial statement of Valley Excavating, Inc. Mr. Nienaber testified that so far as he knows the granting of this application will not impair the effec-

ient public service of any common carrier and that he and other personnel of the Applicant corporation are familiar with the rules, regulations and laws of the State of Colorado pertaining to private carriers and will carefully observe the same if the application is approved.

Mr. Towner on behalf of the Applicant requested leave to file as a late filed exhibit a copy of the Articles of Incorporation of the Applicant. This request was granted by the Examiner and the late filed exhibit has been received. Exhibit A was received in evidence.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 corporation will have sufficient equipment and experienced personnel 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; and 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 Valley Excavating, Inc., Boulder, 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 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to rail-

road 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, provided, however, that transportation of road-surfacing materials shall be restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

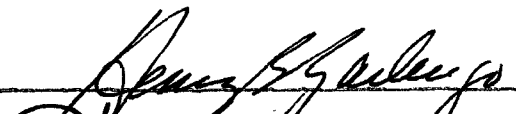
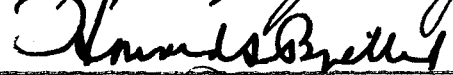
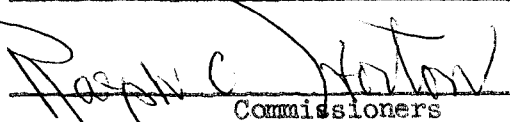
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 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 8th day of July, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
IVAN H. SCARLETT, AND DONALD R.)
SCARLETT, DOING BUSINESS AS "SCARLETT)
& SONS," BOX 122, GLENWOOD SPRINGS,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 21900-PP

July 8, 1966

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.

Said application was called up for hearing at the time and place set out in the Notice of Hearings. Applicants failed to appear, either in person or by representative. There being no protestants present the files were made a part of the record and the matter was taken under advisement.

The Commission finds from the files and other inquiry that Applicants have ample and suitable equipment, sufficient net worth and operating experience with which to conduct the proposed operation; that there is a need for Applicants' proposed transportation service; 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; and that the granting of the 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 Ivan H. Scarlett and Donald R. Scarlett, doing business as "Scarlett & Sons," Glenwood Springs, Colorado, be, and 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 100 miles of said forests; rough lumber, from sawmills in said 100 mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

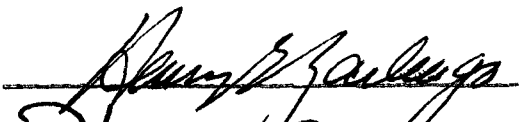
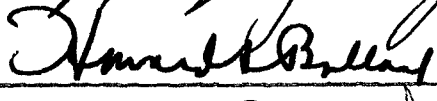

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 have secured authority sheets.

That 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




Commissioners

Dated at Denver, Colorado,
this 8th day of July, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ELGEN VAN MATRE, DOING BUSINESS AS)
"VAN MATRE ENTERPRISES," 855 22 ROAD,)
GRAND JUNCTION, COLORADO, FOR A CLASS)
"B" PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 21981-PP

July 8, 1966

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.

Said application was called up for hearing at the time and place set out in the Notice of Hearings. Applicant failed to appear, either in person or by representative. There being no protestants present the files were made a part of the record and the matter was taken under advisement.

The Commission finds from the files and other inquiry that Applicant has ample and suitable equipment, sufficient net worth and operating experience with which to conduct the proposed operation; that there is a need for Applicant's proposed transportation service; 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; and that the granting of the 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 Elgen Van Matre, doing business as "Van Matre Enterprises," Grand Junction, 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 100 miles of said forests; rough lumber, from sawmills in said 100 mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered; and this ORDER shall be deemed to be, and be, a PERMIT therefor.


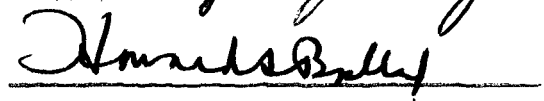

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

Dated at Denver, Colorado,
this 8th day of July, 1966.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF MERLIN CRAPO, 432 SOUTH UTE AVE.,)
MONTROSE, COLORADO, FOR A CLASS "B") APPLICATION NO. 22039-PP
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

July 8, 1966

Appearances: Merlin Crapo, Montrose,
Colorado, pro se.

PROCEDURE AND RECORD

On June 14, 1966, Merlin Crapo, 432 South Ute Avenue, Montrose, Colorado, 81401, filed with the Commission the instant application (No. 22039) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce under the provisions of Article 11, Chapter 115 of 1963 Colorado Revised Statutes. On June 15, 1966, the Commission set the application for hearing at the Court House in Montrose, Colorado, at 3:30 P.M., Friday, July 1, 1966. After due and proper notice to all parties in interest, the application was heard at said time and place by Commissioner Howard S. Bjelland.

Merlin Crapo testified in support of the application.

FINDINGS OF FACT

After due and careful consideration of the record in this proceeding, including the application and the testimony of the applicant, the Commission finds as fact that:

Merlin Crapo, the applicant herein, by the instant application, seeks authority from this Commission to operate as a private carrier by motor vehicle for hire in intrastate commerce for:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Merlin Crapo is the owner of a logging truck, has had over five years' experience in the operation of trucks and has a net financial worth in excess of \$6,000. He is familiar with the rules and regulations of the Commission and the statutes of the State of Colorado and will comply therewith if the authority sought herein is granted. He plans to enter into contracts for the rendition of service with various contractors and individuals. Merlin Crapo has adequate experience, equipment and financial resources to render the transportation service for which he seeks authority. The Commission is not of the opinion that the proposed operation of Merlin Crapo will impair the efficient public service of any authorized motor vehicle common carrier.

O R D E R

THE COMMISSION ORDERS:

That Merlin Crapo, 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 timber products, from forests to sawmills, places of storage and loading points within a radius of 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered; 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.

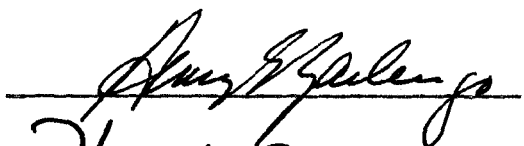
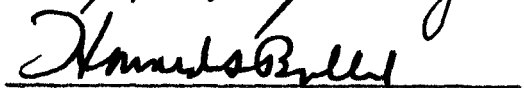
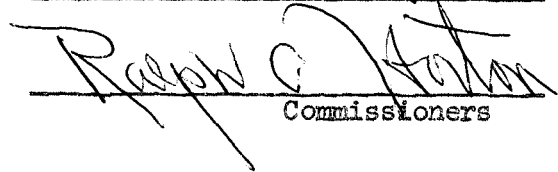
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of

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 8th day of July, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LEE S. HUNT, 1330 N. 20TH, GRAND)
JUNCTION, COLORADO, FOR A CLASS "B") APPLICATION NO. 22019-PP
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)
- - - - -

- - - - -
July 8, 1966
- - - - -

Appearances: Lee S. Hunt, Grand Junction,
Colorado, pro se.

PROCEDURE AND RECORD

On June 7, 1966, Lee S. Hunt, 1330 N. 20th, Grand Junction, Colorado, 81501, filed with the Commission the instant application (No. 22019) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce under the provisions of Article 11, Chapter 115 of 1963 Colorado Revised Statutes. On June 15, 1966, the Commission set the application for hearing at the Court House in Montrose, Colorado, at 3:30 P.M., Friday, July 1, 1966. After due and proper notice to all parties in interest, the application was heard at said time and place by Commissioner Howard S. Bjelland.

Lee S. Hunt testified in support of the application.

FINDINGS OF FACT

After due and careful consideration of the record in this proceeding, including the application and the testimony of the applicant, the Commission finds as fact that:

Lee S. Hunt, the applicant herein, by the instant application, seeks authority from this Commission to operate as a private carrier by motor vehicle for hire in intrastate commerce for:

"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, to homes 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; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles.

Lee S. Hunt is the owner of one tandem dump truck, has had over five years' experience in the operation of trucks, and has a net financial worth in excess of \$5,000. He is familiar with the rules and regulations of the Commission and the statutes of the State of Colorado and will comply therewith if the authority sought herein is granted. He plans to enter into contracts for the rendition of service with various contractors and individuals. Lee S. Hunt has adequate experience, equipment and financial resources to render the transportation service for which he seeks authority. The Commission is not of the opinion that the proposed operation of Lee S. Hunt will impair the efficient public service of any authorized motor vehicle common carrier.

ORDER

THE COMMISSION ORDERS:

That Lee S. Hunt, Grand Junction, 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 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, to homes 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; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

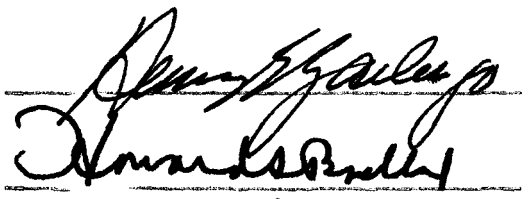
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

Dated at Denver, Colorado,
this 8th day of July, 1966.

ls

(Decision No. 67710)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
KENNETH SPENCER AND CECIL SPENCER,)
DOING BUSINESS AS "SPENCER LOGGING,")
P. O. BOX 128, CRAWFORD, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 22040-PF

July 11, 1966

Appearances: Kenneth Spencer and Cecil
Spencer, Crawford, Colorado,
pro se.

PROCEDURE AND RECORD

On June 14, 1966, Kenneth Spencer and Cecil Spencer, doing business as "Spencer Logging," P. O. Box 128, Crawford, Colorado, 81415, filed with the Commission the instant application (No. 22040) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce under the provisions of Article 11, Chapter 115 of 1963 Colorado Revised Statutes. On June 15, 1966, the Commission set the application for hearing at the Court House in Montrose, Colorado, at 3:30 P.M., Friday, July 1, 1966. After due and proper notice to all parties in interest, the application was heard at said time and place by Commissioner Howard S. Bjelland.

Kenneth Spencer and Cecil Spencer testified in support of the application.

FINDINGS OF FACT

After due and careful consideration of the record in this proceeding, including the application and the testimony of the Applicants, the Commission finds as fact that:

Kenneth Spencer and Cecil Spencer, doing business as "Spencer Logging," the applicants herein, by the instant application, seek auth-

ority from this Commission to operate as a private carrier by motor vehicle for hire in intrastate commerce for:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Kenneth Spencer and Cecil Spencer are brothers doing business under the partnership name of "Spencer Logging." They own two logging trucks and the two partners, together, have had over thirty years' experience in trucking operations. They have a net financial worth in excess of \$15,000. They are familiar with the rules and regulations of the Commission and the statutes of the State of Colorado and will comply therewith if the authority sought herein is granted. They plan to enter into contracts for the rendition of service with various contractors and individuals. They have adequate experience, equipment and financial resources to render the transportation service for which they seek authority. The Commission is not of the opinion that the proposed operation of Kenneth Spencer and Cecil Spencer, doing business as "Spencer Logging" will impair the efficient public service of any authorized motor vehicle common carrier.

ORDER

THE COMMISSION ORDERS:

That Kenneth Spencer and Cecil Spencer, doing business as "Spencer Logging," Crawford, Colorado, be, and 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 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

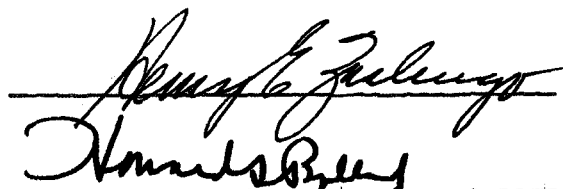
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966
et

(Decision No. 67711)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GLENN E. DANIELS, P. O. BOX 223,)
CRAWFORD, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CARRIER)
BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22038-PP

July 11, 1966

Appearances: Glenn E. Daniels, Crawford,
Colorado, pro se.

PROCEDURE AND RECORD

On June 14, 1966, Glenn E. Daniels, P. O. Box 223, Crawford, Colorado, 81415, filed with the Commission the instant application (No. 22038) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce under the provisions of Article 11, Chapter 115 of 1963 Colorado Revised Statutes. On June 15, 1966, the Commission set the application for hearing at the Court House in Montrose, Colorado, at 3:30 P.M., Friday, July 1, 1966. After due and proper notice to all parties in interest, the application was heard at said time and place by Commissioner Howard S. Bjelland.

Glenn E. Daniels testified in support of the application.

FINDINGS OF FACT

After due and careful consideration of the record in this proceeding, including the application and the testimony of the applicant, the Commission finds as fact that:

Glenn E. Daniels, the applicant herein, by the instant application, seeks authority from this Commission to operate as a private carrier by motor vehicle for hire in intrastate commerce for:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Glenn E. Daniels owns a truck, has had over twenty years' experience in the operation of trucks and has a net financial worth in excess of \$7,000. He is familiar with the rules and regulations of the Commission and the statutes of the State of Colorado and will comply therewith if the authority sought herein is granted. He plans to enter into contracts for the rendition of service with various contractors and individuals. Glenn E. Daniels has adequate experience, equipment and financial resources to render the transportation service for which he seeks authority. The Commission is not of the opinion that the proposed operation of Glenn E. Daniels will impair the efficient public service of any authorized motor vehicle common carrier.

O R D E R

THE COMMISSION ORDERS:

That Glenn E. Daniels, Crawford, 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 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered; 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.


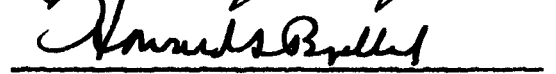
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the

necessary tariffs, required insurance, and has secured authority sheets.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE PETITION OF THE)
GREAT WESTERN RAILWAY COMPANY TO)
WITHDRAW AND ABANDON ITS AGENCY)
SERVICE AND TO REMOVE AND ABANDON)
ITS DEPOT AT MILLIKEN, COLORADO.)

APPLICATION NO. 21996
SUPPLEMENTAL ORDER

July 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 30, 1966, the Commission entered Decision No. 67667 in the above-entitled matter.

It now appears that an error exists in the second line of the second paragraph of the Order contained in said Decision No. 67667, appearing on page 4 thereof, viz., the word "Johnstown" should be "Milliken."

The Commission states and finds that Decision No. 67667 should be amended, nunc pro tunc, as of June 30, 1966, as set forth in the Order following.

O R D E R

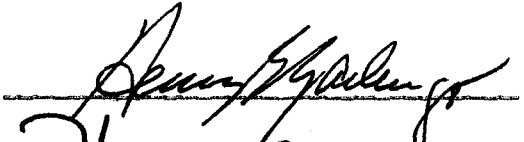
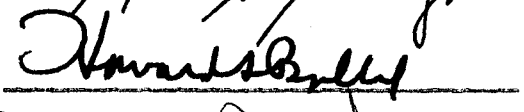

THE COMMISSION ORDERS:

That Decision No. 67667, dated June 30, 1966, be, and the same hereby is, amended, nunc pro tunc, as of said 30th day of June, 1966, by striking therefrom the second paragraph of the Order therein contained, appearing on Page 4 thereof, and inserting in lieu thereof, the following:

"That reference shall be made to this decision in the respective tariff schedules to show closing of the Milliken Agency office and as authority for such action."

That, except as herein amended, Decision No. 67667 shall
remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 8th day of July, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION
OF LESTER A. WILLISON, 676 29 $\frac{1}{2}$
ROAD, GRAND JUNCTION, COLORADO,
TO EXTEND OPERATIONS UNDER PERMIT
NO. B-4976.)

APPLICATION NO. 22000-PP-Extension

July 8, 1966

Appearances: Lester A. Willison, Grand
Junction, Colorado, pro se.

PROCEDURE AND RECORD

Lester A. Willison is the owner and operator of Permit
No. B-4976 which authorizes:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; cement and concrete, from point to point within a radius of fifty miles of Grand Junction, Colorado, operations hereunder to be limited to the use of dump trucks, only. Decision No. 52842: Extended to include the transportation of logs, for Burkey Sawmills, from point to point within a radius of fifty miles of Delta, Colorado."

On May 23, 1966, Lester A. Willison filed with the Commission the instant application (No. 22000) seeking an extension of such authority to authorize:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

On June 15, 1966, the Commission set the application for hearing in the Court House at Montrose, Colorado at 3:30 P.M., on Friday, July 1, 1966. After due and proper notice to all parties in interest, the application was heard at said time and place by Commissioner Howard S. Bjelland.

FINDINGS OF FACT

After due and careful consideration of the record in this proceeding, including the application and the testimony of the applicant, the Commission finds as fact that:

Lester A. Willison is the owner and operator of Permit No. B-4976 and by the instant application seeks authority from this Commission to extend such authority to include:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Lester A. Willison is presently the owner of two trucks which will be used in the extended operation, has had over nine years' experience in truck operation and has a net financial worth in excess of \$7,000. He is familiar with the rules and regulations of this Commission and with the statutes of the State of Colorado and will comply therewith if the authority sought herein is granted. He intends to enter into contracts for the rendition of service with various contractors and individuals. Lester A. Willison has adequate experience, equipment and financial resources to render the extended transportation service for which he seeks authority. The Commission is not of the opinion that the proposed operation of Lester A. Willison will impair the efficient public service of any authorized motor vehicle common carrier.

ORDER

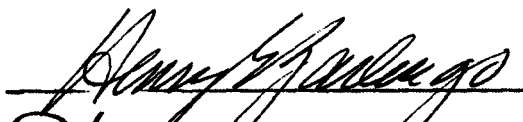
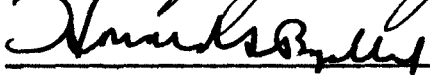
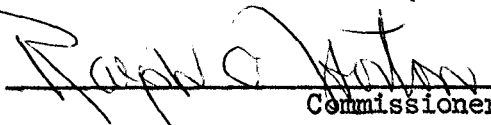
THE COMMISSION ORDERS:

That Lester A. Willison, Grand Junction, Colorado, be, and hereby is, authorized to extend operations under Permit No. B-4976,

to include the transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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 8th day of July, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HAROLD O. WILLISON, 3038 F 3/4 ROAD,) APPLICATION NO. 22001--PP
GRAND JUNCTION, COLORADO, TO EXTEND) EXTENSION
OPERATIONS UNDER PERMIT NO. B-5215.)

July 8, 1966

Appearances: Harold O. Willison, Grand
Junction, Colorado, pro se.

PROCEDURE AND RECORD

Harold O. Willison is the owner and operator of Permit
No. B-5215 which authorizes:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points. Decision No. 52841: Extended to include transportation of logs, for Burkey Sawmill, from point to point within a radius of fifty miles of Delta, Colorado."

On May 23, 1966, Harold O. Willison filed with the Commission the instant application (No. 22001) seeking an extension of such authority to authorize:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

On June 15, 1966, the Commission set the application for hearing in the Court House at Montrose, Colorado at 3:30 P.M., on Friday, July 1, 1966. After due and proper notice to all parties in interest, the application was heard at said time and place by Commissioner Howard S. Bjelland.

FINDINGS OF FACT

After due and careful consideration of the record in this proceeding, including the application and the testimony of the applicant, the Commission finds as fact that:

Harold O. Willison is the owner and operator of Permit No. B-5215 and by the instant application seeks authority from this Commission to extend such authority to include:

"Transportation of logs, poles and timber products, from forest to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Harold O. Willison is the owner of four trucks which he plans to utilize to render the extended service. He has had over nine years' experience in truck operation and has a net financial worth in excess of \$10,000. He is familiar with the rules and regulations of this Commission and with the statutes of the State of Colorado and will comply therewith if the authority sought herein is granted. He plans to enter into contracts for the rendition of service with various contractors and individuals. Harold O. Willison has adequate experience, equipment and financial resources to render the transportation service for which he seeks authority. The Commission is not of the opinion that the proposed operation of Harold O. Willison will impair the efficient public service of any authorized motor vehicle common carrier.

ORDER


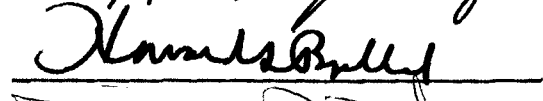
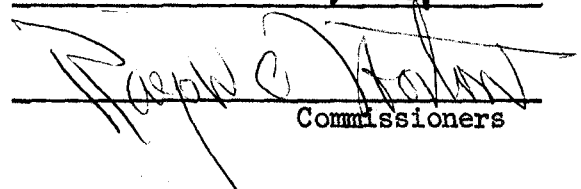
THE COMMISSION ORDERS:

That Harold O. Willison, Grand Junction, Colorado, be, and hereby is, authorized to extend operations under Permit No. B-5215,

to include the transportation of logs, poles and timber products, from forest to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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 8th day of July, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE : MOTOR VEHICLE OPERATIONS OF)

MR. VIRGIL O. EAGLE)
Falcon Route)
Payton, Colorado 80831)

AUTHORITY NO. PUC 2739-I

CASE NO. 6076-Ins.

July 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 1, 1966 , 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.

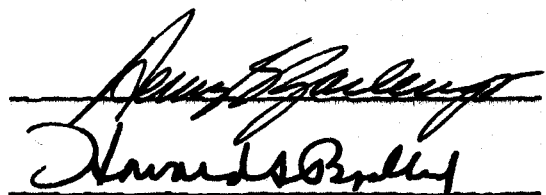
The Commission finds that said Authority should be restored to active status.

ORDER

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



Commissioners

Dated at Denver, Colorado,
this 8th day of July, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE FAILURE OF CERTAIN CORPORATIONS, PARTNERSHIPS, AND/OR PERSONS TO COMPLETE ACTIONS INSTITUTED BEFORE THE COMMISSION FOR AUTHORITY TO OPERATE AS COMMERCIAL CARRIERS BY MOTOR VEHICLE (NOT FOR HIRE) OVER THE PUBLIC HIGHWAYS OF THE STATE OF COLORADO.

July 11, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The files and records of the Commission disclose that the herein-after stated corporations, partnerships, and/or persons as specifically set forth in the Order part of this Decision have paid to the Commission the required filing fee for authority to operate as a Commercial Carrier by Motor Vehicle (not for hire) over the public highways of the State of Colorado but have either (1) failed to file an application requesting such authority or (2) have failed, after filing an application for such authority, to file either a request for identification cards or the required certificate of insurance -- all of which is required by law and the Commission's Rules and Regulations Governing Commercial Carriers by Motor Vehicle.

The files and records of the Commission -- in addition to the above -- further disclose that all of said corporations, partnerships, and/or persons have previously been duly notified by the Commission of their failure to comply with one or more of the above specifically stated items.

The Commission states and finds that all actions heretofore instituted before the Commission by the corporations, partnerships, and/or persons as listed in the Order part of this Decision should be dismissed.

O R D E R

THE COMMISSION ORDERS:

That all actions heretofore instituted by the following corporations, partnerships, and/or persons before this Commission to obtain authority to operate as a Commercial Carrier by Motor Vehicle (not for hire) over the public highways of the State of Colorado, be, and the same hereby are, dismissed:

Andrews Lumber Company	Box 1152, Jacksonville, Texas 75766
Appel Harnesten, Inc.	212 So. 5th, Boise, Idaho 83706
Ash & Sons	1615 Missouri, Chickasha, Okla 73018
C. H. Baker	250 Enlow, Blackwell, Okla. 74631
Jack Barton & Co., Inc.	1632 Wazee, Denver, Colo. 80202
Basin Brick & Supply, Inc.	2911 W. Industrial, Midland, Texas 79703
Battle Mountain Construction	Box 65, Minturn, Colo. 81645
Bornhoft Truck Service	Rt. 2, Box 41, Harrisburg, Ark. 72432
W. Dean Brock	Rt. 1, Buffalo, Kans. 66717
Brule Wrecking Service, Inc.	Box 638, Brule, Nebr. 69127
Capitol Gardens & Nursery	4200 N. May, Oklahoma City, Okla 73112
Roger L. Case	Rte 1, Missouri Valley, Iowa
Castle Rock Feed & Supply, Inc.	420 - 3rd St., Castle Rock, Colo. 80104
A. C. Cockrum	P. O. Box 92, Larkspur, Colo. 80118
Commerce City Thrift Store	6990 Colo. 2, Commerce City, Colo. 80022
Consolidated Distributing Co.	133 N. First W., Salt Lake City, Utah 84102
W. B. Crofford	1417 - 26th, Wichita Falls, Texas 76301
Cross Mountain Development Co.	Elk Springs, Colo. 81633
E. R. Darcy	Box 2, Dumas, Texas 79020
Deines Homes, Inc.	2600 Avocet, Ft. Collins, Colo. 80521
Delhi Mfg. Corporation	Illinois Ave., Delhi, La. 71232
Denver Glass Co., Inc.	2020 Lawrence St., Denver, Colo. 80205
Delmer Dever	Box 334, Platteville, Colo. 80651
John Dunaway	5236 Sherwood No., Little Rock, Ark. 72207
The Dunraven	Box 188, Estes Park, Colo. 80517
Eddie's Produce	332 N. Illinois, Mercedes, Texas 78570
Eppco	1615 Holly St., Denver, Colo. 80220
Finley Distributing	Burlington, Colo. 80807
Charles H. Follmer	Buffalo, Kansas 66717
Kenneth Ray Foster	Box 664, Pauls Valley, Okla. 73075
M & M Foster	P. O. Box 717, Sterling City, Texas
Gamble Robinson Co.	661 - 5th Ave., No. Minneapolis, Minn.
Paul D. Garver	Box 39, Grover, Colo. 80729
Georgia Pacific Corp.	P. O. Box 23526 Tigard Br., Portland, Oregon
Paul Gibson	404 East 21st, Wichita, Kansas
Graves Manufacturing Co., Inc.	200 Court, Clinton, Okla.
Joe & Tony Gurule	c/o Salvatore Romero, 3rd St. & Layola, Pueblo, Colorado 81001
Haug Drilling	Box 326, Bushnell, Nebraska 69123
Hayden Mercantile Co., Inc.	Hayden, Colorado 81639
Hickory Tavern Furniture, Inc.	720 Highland Ave. N.E., Hickory, No. Carolina
Holly Hawks Leasing Co., Inc.	3806 Avondale, Amarillo, Texas 79101
James M. Hoven, Sr.	Box 593, Sunol, Nebraska
Ideal Industries, Inc.	Quinter, Kansas 67752
Inter-Mountain Construction	Box 364, Granby, Colorado 80446
Vela Mae Irvin	1245 Park Ave., Canon City, Colo 81212

John's Freezit Lockers
K N S Services
K O P Company
Kenner Boat Co., Inc.
Kitchen Oil Co., Inc.
L & M Trailer Village & Mobile

Home Sales

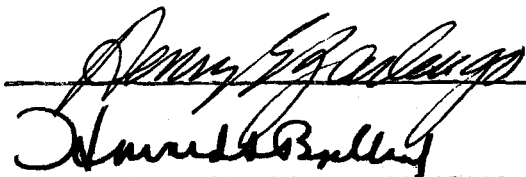
Peg, Tim & Dirk Larsen
Lockhart & Sons
Locking Closure Corp.
Russell Loflin
James Manlaff
Alberto R. Martinez
Antonio J. Martinez
Earl McCall
F. L. McCauley
Ray McMahan
Franklin Meeker
Midwestern Distributing Co.
W. R. Miles
Miller Manufacturing Co.
Merle Dean Miller
Miller Seed Co.
Mobile Scout
Morris Brothers Trailers
North Idaho Cedar
Oil Patch Equipment Sales & Rental, Ltd.
Jimmie Padia
Parker Feeder's Inc.
Phillips Petroleum
Porter Alfalfa Products
Gene Sears Supply Co.
Seedorf Brothers
Smitty's Tire Service
Stahr Boat Mfg. Co.
Staner Market & Locker
Sterling Greenhouse & Nursery
Student Aid Enterprises
Tanks, Inc.
Tom's Texaco
Triple "M" Chinchilla Cage Co.
Clarence Tripp
Tucker Aluminum Products Co., Inc.
Stanley I. Vosik
Walsenburg Sand & Gravel, Inc.
George Watts
Buster Webb
Ted W. Winbourn
Earl D. Woods

320 $\frac{1}{2}$ Bridge, Brighton, Colo. 80630
175 Chotard, Jackson, Miss. 39208
Box 161, Caney, Kansas 67333
P. O. Box 16, Knoxville, Ark. 72845
Box 215, Stroud, Okla. 74079

405 W. 7th, Cortez, Colo. 81321
180 W. 3rd Ave. Drive, Broomfield, Colo 80020
313 So. Ninth, Canon City, Colo. 81212
7885 W. 16th Ave., Denver, Colo. 80215
1006 Park, La Junta, Colo. 81050
Costilla, New Mexico 87524
1106 N. Fifth St., Carrizo Springs, Texas
Rte 1, Box 278, Durango, Colo. 81301
1680 Carrol Ct., Thornton, Colo. 80229
1205 N. Main, Ft. Worth, Texas
Lometa, Texas 76853
209-13 W. Kansas, Garden City, Kans.
5754 Canyon Dr., Amarillo, Tex. 79110
Box 552, Craig, Colo. 81626
Bartley, Nebr. 69020
Rt 2 Ozark, Arkansas 72949
Box 886, Hereford, Texas
2110 W. Division, Arlington, Texas 76010
Chickasha, Okla. 73010
P O Box 38, Elk River, Idaho 83827
P O Box 4235, Edmonton, Alta., Canada
Rt. 4, Box 32, Ft. Collins, Colo. 80521
P O Box 158, Silver Lake, Indiana 46982
Amarillo, Texas 79105
Lewis, Colorado 81237
Rt. 2, El Reno, Okla. 73036
Sullivan Rt., Yuma, Colo. 80759
3015 N. Nevada, Colorado Springs, Colo.
Riverside Acres, Yankton, So. Dakota
Box 145, Pagosa Springs, Colorado
Box 1714, Sterling, Colo. 80751
Box 585, Keene, Texas 76059
Box 29, Farmington, New Mexico 87401
Highway 50 W., Fowler, Colorado 81039
2702 North 84th, Omaha, Nebr. 68124
Rt. 1, Missoula, Montana 59801
Industrial Park, Moultrie, Ga. 31768
7940 Pontiac, Commerce City, Colo. 80022
P. O, Box 31, La Veta, Colo. 81055
P. O, Box 763, Athena, Texas 75751
Box 383, Bloomfield, New Mexico 87413
Box 21, Cortez, Colo. 81321
232 Mitchell, Grand Junction, Colo. 81501

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE FAILURE OF CERTAIN CORPORA-)
TIONS, PARTNERSHIPS, AND/OR PERSONS)
TO COMPLETE ACTIONS INSTITUTED BEFORE)
THE COMMISSION FOR AUTHORITY TO OPERATE)
AS COMMON OR PRIVATE CARRIERS BY MOTOR)
VEHICLE FOR HIRE IN INTERSTATE COMMERCE)
ONLY OVER THE PUBLIC HIGHWAYS OF THE)
STATE OF COLORADO.)

July 11, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The files and records of the Commission disclose that the herein-
after stated corporations, partnerships, and/or persons as specifically set
forth in the Order part of this Decision have paid to the Commission the
required filing fee for authority to operate as a Common or Private carrier
by Motor Vehicle for hire in interstate commerce only over the public high-
ways of the State of Colorado but have either (1) failed to file an appli-
cation requesting such authority or (2) have failed, after filing an appli-
cation for such authority, to file either a request for identification cards,
the required certificate of insurance or a written designation for service
of notices, orders or process -- all of which is required by law and the
Commission's Rules and Regulations Governing Common or Private Carriers by
Motor Vehicle.

The files and records of the Commission -- in addition to the
above -- further disclose that all of said corporations, partnerships, and/
or persons have previously been duly notified by the Commission of their
failure to comply with one or more of the above specifically stated items.

The Commission states and finds that all actions heretofore in-
stituted before the Commission by the corporations, partnerships, and/or

persons as listed in the Order part of this Decision should be dismissed.

O R D E R

THE COMMISSION ORDERS:

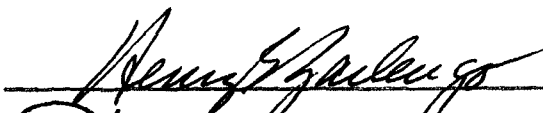

That all actions heretofore instituted by the following corporations, partnerships, and/or persons before this Commission to obtain authority to operate as Common or private Carriers by Motor Vehicle for hire in interstate commerce only over the public highways of the State of Colorado, be, and the same hereby are, dismissed:

All American Association, dba AAA
Basin Brick & Supply, Inc.
Bornhoft Truck Service
James C. Buchanan
Rodger L. Case
Corbet Truck Line
Jim Deakins Trucking Co.
Kenneth Ray Foster
Wes Hudgins
K N S Services
Gene Locke
Ray McMahan
Par-Pac Express
Reek, Inc.
Rusk Brothers
W.B. Trailer Co., Ltd.

Box 255, RR 1, Weatherford, Texas
2911 West Industrial, Midland, Texas
Rte 1, Box 41, Harrisburg, Ark. 72432
109 Park Row, Pauls Valley, Okla 73075
Route 1 B, Missouri Valley, Iowa 51555
Robinson, Kansas 66522
711 So. Elm St., Pecos, Texas 79772
Box 664, Pauls Valley, Okla. 73075
Rt. 1, Sapulpa, Okla. 74066
175 Chotard, Jackson, Missouri 39208
Bryan, Texas
Lometa, Texas
Wenatchee, Washington 98801
615 So. 17th St., Blair, Nebr. 68008
Rt. 3, Wellington, Kansas 67152
2415 Kelvin Ave., Saskatoon, Sask. Canada.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
BOISE CASCADE CORP. DBA)
BUILDING MATERIAL DISTRIBUTORS)
505 Raritan Way)
Denver, Colo. 80204)

AUTHORITY NO. M 2823

CASE NO. 4689-Ins.

July 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On April 20, 1966 , 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.


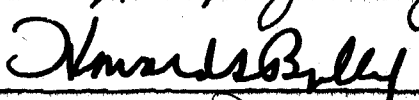
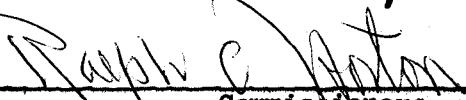
The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 8th day of July, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MORRIS R. CHRISTIE, 1047 SOUTH FIFTH)
STREET, MONTROSE, COLORADO, FOR AUTHOR-)
ITY TO TRANSFER PUC NO. 879 TO JOHN) APPLICATION NO. 22034-Transfer
SPANGLER, P. O. BOX 179, MONTROSE,)
COLORADO.)

July 11, 1966

Appearances: Theodore L. Brooks, Esq.,
Montrose, Colorado, for
Transferor and Transferee.

PROCEDURE AND RECORD

On June 10, 1966, Morris R. Christie and John Spangler, Montrose, Colorado, filed an application with the Commission seeking Commission approval of the transfer of Certificate of Public Convenience and Necessity PUC No. 879 from Morris R. Christie to John Spangler. The Commission on June 15, 1966 set such application for hearing at the Court House at Montrose, Colorado, on Friday, July 1, 1966 at 3:30 o'clock P.M. After due and proper notice to all interested parties, the application was heard at said time and place by Commissioner Howard S. Bjelland.

Morris R. Christie and John Spangler testified in support of the application.

FINDINGS OF FACT

The Commission, after due and careful consideration of the record in this proceeding, finds as fact that:

Morris R. Christie is the present owner and operator of Certificate of Public Convenience and Necessity PUC No. 879 which authorizes the following:

"Transportation of farm products, including wool and livestock, farm supplies, including coal, feed and lumber and farm machinery and equipment, including used furniture from farm to farm, farm to town, and town to farm within a 50-mile radius of Montrose, Colorado; new furniture from town to farm in said area and used household goods and furniture from and to points in said area to and from points in the State of Colorado; PROVIDED, applicant shall not engage in hauling of merchandise or such commodities as ordinarily are handled by line haul carriers in competition with Rio Grande Motor Way. Decision No. 7591, May 8, 1936, EXTENDED to include: the conduct of a general transfer business in the Town of Montrose."

Morris R. Christie has entered into a contract with John Spangler (Exhibit A) to transfer said PUC No. 879 to John Spangler. The Contract of Sale is dated May 31, 1966.

John Spangler has a net financial worth in excess of \$27,000 (Exhibit B). Spangler has had over ten years' experience in the trucking business. He is familiar with the rules and regulations of the Commission and with the statutes of the State of Colorado and will comply therewith if the transfer is authorized by the Commission. The certificate itself is in good standing. Under the terms of the Contract of Sale, Spangler is purchasing from Christie the automotive equipment now utilized by Christie to render service.

No one appeared in opposition to the granting or approval to the transfer under consideration in this proceeding. The transferee will have adequate equipment and financial resources to render service to the public. The operating experience and financial responsibility of the transferee were established to the satisfaction of the Commission. The transfer is compatible with the public interest and should be authorized.

O R D E R

THE COMMISSION ORDERS:

That Morris R. Christie, Montrose, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 879 to John Spangler, Montrose, Colorado, subject to encumbrances, if any, against said authority approved by the Commission.

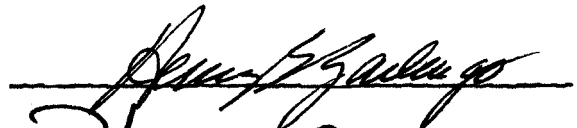
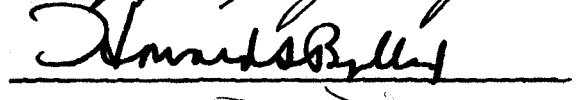
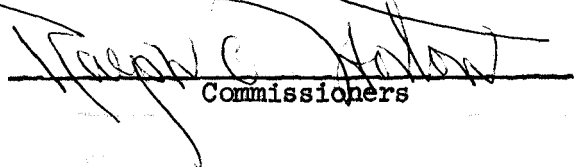
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RATES, CHARGES AND GOVERNING
PROVISIONS FOR THE TRANSPORTATION
OF SPECIFIED PETROLEUM PRODUCTS,
IN BULK, IN TANK TRUCKS, UNDER
CONTINUOUS SERVICE

CASE NO. 1585

July 8, 1966

STATEMENT AND FINDINGS

BY THE COMMISSION:

On June 8, 1966, the Ruan Transport Corporation, by its Traffic Manager, William Hogarth, filed third revised Page No. 4A-1, and second revised page No. 4A-2, to its Local and Distance Commodity Tariff, Colorado PUC No. 5, scheduled to become effective July 11, 1966, naming rates, charges and amended governing provisions applicable to the transportation of petroleum products, as described in Item 10 of said tariff, under continuous service, as set forth particularly in Appendix "A", attached hereto and made a part hereof the same as if incorporated herein, under Rule 18, Paragraph C (1) (a) of the Commission's Rules of Practice and Procedure.

The proposed change is a reduction in the weekly minimum charge requirements for the continuous service provisions from 52 weeks to 13 consecutive weeks. The Commission originally prescribed these provisions under its Decision No. 67300 dated April 27, 1966; however, the proponent now finds the time limitation is too lengthy and does not attract the traffic to common carriage.

We find that the proposed changes as set forth in Appendix "A" appear to represent just, fair and reasonable rates, charges and governing provisions and that an order should be entered prescribing the same, under the provisions of Rule 18 as referred to heretofore. Follow-

ing the protest deadline, an order of the Commission is required prescribing the herein proposed amendment as published in the schedule as shown in Appendix "A" hereto.

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 rates, charges and governing provisions set forth in Appendix "A" attached hereto, shall be the prescribed rates, charges and governing 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 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 11, 1966, 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.
6. On and after July 11, 1966, 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 not be less than those herein prescribed.
7. This order shall not be construed so as to compel a private carrier by motor vehicle to be or become a motor vehicle common carrier or to subject any such private carrier by motor vehicle to the laws and

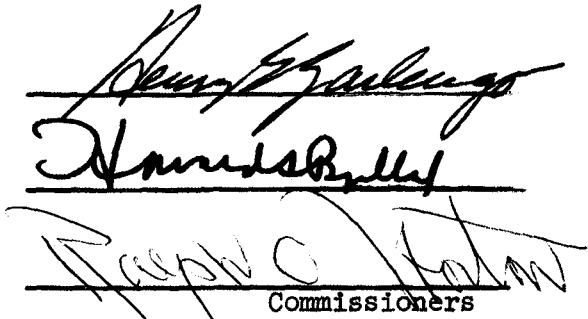
and liabilities applicable to a motor vehicle common carrier.

8. The order entered in Case No. 1585 on February 5, 1936, as since amended, shall continue in force and effect until further ordered by 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
8th day of July, 1966. av

ITEM

RULES AND REGULATIONS

RATES APPLICABLE ON DELIVERIES UNDER CONTINUOUS SERVICE PROVISION

Shippers desiring to avail themselves of charges made subject to this item will be required to accept the terms and conditions thereto for a period of not less than ① thirteen(13) consecutive weeks and shall so advise the carrier in writing by specified reference to this item.

The provisions of this paragraph apply to transportation of commodities described in Item 10, ① (Item 10, Decision No. 65847, dated September 14, 1965) and the service to be performed under the provisions of this paragraph shall be at the rate per unit of carrier's equipment specified below.

When transportation is performed under this item, rate will be as follows:

Rates in dollars per hour plus cents per mile per unit of equipment.

25

Hours per week	Dollars per each hour	Cents per mile per each mile operated	
		Plains	Mountains
110 hours	\$6.00	17	19

Minimum charge per unit will be one hundred ten (110) hours per week for ① thirteen(13) weeks at \$6.00 per hour, plus seventeen (17) cents per mile in Plains territory and nineteen (19) cents per mile in Mountain territory for all miles operated. (See Item 30) ① (Item 30, Decision No. 65847, dated September 14, 1965) Maximum load 9500 gallons.

Charge for each full hour shall be in dollars and cents per hour and for each mile traveled, in cents per mile. When shipper avails himself of the charges in this item, it shall be for the period 12:01 A.M., Monday through 11:59 P.M. Sunday. (See exceptions) Hours shall be computed from the time unit of carrier's equipment leaves carrier's terminal, makes delivery and returns to carrier's terminal.

Mileage will be computed from point of origin to final destination via stop-off point or points, if any. In the event that the shortest route is not available for travel, mileage will be computed via the route traveled. Items 45, 55, 60 and 61, this tariff, shall govern ① (Items 50, 55, 60 and 80, Decision No. 65847, dated September 14, 1965).

EXCEPTIONS:

- (A) Time spent by driver because of unavailability of carrier's equipment such as breakdown or carrier servicing and/or driver's meals will not be chargeable and will be deducted from the total hours charged for in a given 24-hour period of time.
- (B) Fraction of an hour will be charged for as follows:

Minutes	Charge for
1 to 15 inclusive	15 minutes
16 to 30 inclusive	30 minutes
31 to 45 inclusive	45 minutes
46 to 60 inclusive	60 minutes

Charges for a portion of an hour will be rounded off to the next highest cent.

Carrier will submit billing to shipper each week for each unit operated under this Item. Carrier's bill of lading shall denote that the shipment has been subject to this tariff item. Each bill of lading shall show the total time

① Reference to items in Decision No. 65847, dated September 14, 1965 Cases Numbered 1585 and 5232, added.

① denotes reduction.

ITEM

RULES AND REGULATIONS

RATES APPLICABLE ON DELIVERIES UNDER CONTINUOUS SERVICE PROVISION (continued)
 elapsed, the number of gallons transported and the applicable mileage, and any other information normally shown on the bill of lading.

As used in this paragraph "unit of carrier's equipment" means any tractor, tank trailer or tank semi-trailer or any combination of such highway vehicles operated together as a single unit. It also includes any of such vehicles used in the replacement of carrier's equipment or a portion thereof which has become inoperable due to breakdowns of the carrier's equipment while engaged in the transportation under this Item. The "unit of carrier's equipment" includes the use of carrier's pump and meter without additional charge, other than the applicable charges contained in this Item.

Hours used in interstate service will be added to the hours employed in intrastate operation and the total of such hours shall be used to determine the charges for both interstate and intrastate movements. Charges to be applied shall be the charges for the total number of hours as set forth in this Item or as otherwise amended.

25

In the event shipper fails to avail itself of the carrier's service for an entire ^(R)thirteen(13) consecutive week period, or compensate carrier at the minimum weekly rate for all of the unused weeks remaining in the ^(R)thirteen(13) week period, the rates and charges in this Item will not apply on those shipments that have moved. The rate and charges on such shipments will be revised and charges collected on the basis of the applicable rates otherwise provided in (2) or (2) ; as appropriate.

When transportation is performed under provisions of this Item, the following Items are not applicable. Items not specifically excluded shall apply.

- (1) Item No. 10 - Application of A and B Rates (Item No. 10, Dec. No. 65847, dated 9-14-65)
- (1) Item No. 12 - Application of A-1 and B-1 Rates (Item No. 20, Dec. No. 65847, " " " ")
- (1) Item No. 35 - Application of Rates in Section 1 (" " 35, " " " " " ")
- (1) Item No. 85 - Delays in Loading and/or Unloading (" " 85, " " " " " ")
- (1) Item No. 90 - Diversion and Reconsignment (Item No. 90, Dec. No. 65847, dated 9-14-65)
- (1) Item No. 95 - Rejected Shipments (Item No. 95, Dec. No. 65847, dated 9-14-65)
- (1) Item No. 100 - Emergency Routing (Item No. 100, Dec. No. 65847, dated 9-14-65)
- (1) Item No. 102 - Impractical Operation (Item No. 110, Dec. No. 65847, dated 9-14-65)
- (1) Item No. 115 - Stopping in Transit for Partial Deliveries at Multiple (Item No. 115, Destinations and Stopping in Transit to Complete Loading same as above)
- (1) Item No. 120 - Stopping in Transit for Partial Delivery at one destination. (Item No. 125, Decision No. 65847, dated 9-14-65)

(1) Reference to items in Decision No. 65847, dated September 14, 1965, Cases Nos. 1585 and 5232, added.

(2) Insert here reference to the applicable interstate and intrastate tariffs.

(R) denotes reduction

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
FRED E. HARDING AND ROBERT W. HARDING)	
DOING BUSINESS AS "W. V. HARDING &)	<u>APPLICATION NO. 21975-PP</u>
SONS," 1409 BATES DRIVE, COLORADO)	
SPRINGS, COLORADO, FOR A CLASS "B")	
PERMIT TO OPERATE AS A PRIVATE)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	

July 8, 1966

Appearances: Robert W. Harding, Colorado
Springs, Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

Applicants herein seek authority to operate as a Class "B" private 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.

Robert W. Harding, one of the Applicants, testified in support of the granting of the authority herein applied for stating that he is appearing on behalf of himself and his brother Fred E. Harding; that he and his brother will enter into special carriage contracts for the hauling of sand, gravel, and other related commodities as listed in their application; that they have ample and suitable equipment, sufficient net worth and operating experience to render the special service herein sought; that, as far as he knew, the granting of such authority would not impair the efficient public service of any other authorized motor vehicle common carrier having the same territory over the same general route or routes;

that if this authority is granted, he and his brother agree to operate in accordance with all the present and future rules, regulations and safety requirements of the Public Utilities Commission and all laws of the State of Colorado; and that he and his brother have made provisions for insurance as required by the Commission.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 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 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 Fred E. Harding and Robert W. Harding, doing business as "W. V. Harding & Sons," Colorado Springs, Colorado, 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 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, provided, however, that transportation of road-surfacing materials shall be restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

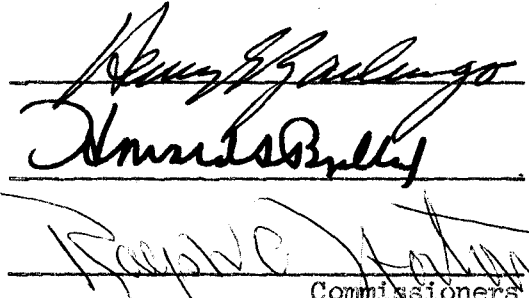
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until 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


Commissioners

Dated at Denver, Colorado,
this 8th day of July, 1966.

ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JIMMY D. TAGUE, DOING BUSINESS AS)
"J. D. TAGUE AND SONS," 3219) APPLICATION NO. 21976-PP
PENNSYLVANIA, COLORADO SPRINGS,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

July 8, 1966

Appearances: Jimmy D. Tague, 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.

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 in support of the application, stating that if authority herein sought is granted, special carriage contracts will be entered into to provide needed and specialized service with certain shippers who have requested the herein proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to conduct said proposed operation.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 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 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 Jimmy D. Tague, doing business as "J. D. Tague and Sons," Colorado Springs, 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 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, provided, however, that transportation of road-surfacing materials shall be restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.



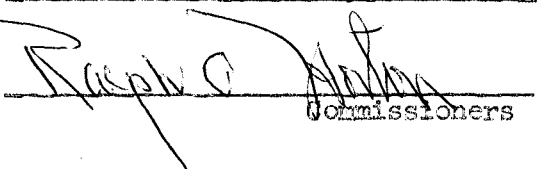
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

Dated at Denver, Colorado,
this 8th day of July, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) CARL W. WALDEN, 405 ROSE DRIVE,) COLORADO SPRINGS, COLORADO, FOR A) CLASS "B" PERMIT TO OPERATE AS A) PRIVATE CARRIER BY MOTOR VEHICLE) FOR HIRE.) -----)	<u>APPLICATION NO. 21952-PP</u>
---	---------------------------------

July 8, 1966

Appearances: Carl W. Walden, 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.

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 in support of the application, stating that if authority herein sought is granted, special carriage contracts will be entered into to provide needed and specialized service with certain shippers who have requested the herein proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to conduct said proposed operation.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 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 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 Carl W. Walden, Colorado Springs, 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 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, provided, however, that transportation of road-surfacing materials shall be restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.


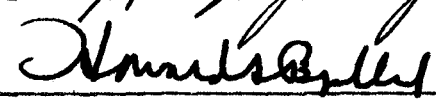

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

Dated at Denver, Colorado,
this 8th day of July, 1966.

ls

(Decision No. 67724)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RICHARD L. PICKEREL, DOING BUSINESS)
AS "FOWLER TRASH SERVICE," 208 4TH)
STREET, FOWLER, COLORADO, FOR A CERTI-)
FICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO OPERATE AS A COMMON CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22015

July 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the above-styled application, Applicant seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation of garbage and refuse within the corporate limits of the Town of Fowler, Otero County, Colorado, and including a two mile radius thereof.

Said application is presently set for hearing at 2:00 o'clock P.M., on July 18, 1966, at Pueblo, Colorado.

The Commission is in receipt of a communication from the above-styled Applicant requesting dismissal of said application.

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

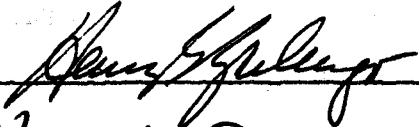
O R D E R

THE COMMISSION ORDERS:

That the hearing on Application No. 22015, presently set for 2:00 o'clock P.M., July 18, 1966, at Pueblo, Colorado, be, and the same hereby is, vacated.

That Application No. 22015 be, and the same hereby is, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






_____ Commissioners

Dated at Denver, Colorado,
this 8th day of July, 1966
et

(Decision No. 67725)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
MERRITT PACKING AND CRATING SERVICE,)	
INC., A COLORADO CORPORATION, 4700)	PUC NO. 440-I
IVY STREET, DENVER, COLORADO.)	<u>PUC NO. 4020</u>

July 11, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On April 29, 1964, the Commission entered Decision No. 62875, authorizing Merritt Packing and Crating Service, Inc., Denver, Colorado, to mortgage all right, title, and interest in and to PUC No. 440-I and PUC No. 4020 to Colfax National Bank of Denver, Colorado, to secure payment of the sum of \$205,000.00.

The Commission is now in receipt of a letter from J. Gordon Bartley, Attorney Adviser of the Small Business Administration, enclosing the original of such Assignment stamped "paid" by said Bank, and requesting that the Assignment be released on the Commission records.

Merritt Packing and Crating Service, Inc., owner of PUC No. 440-I and PUC No. 4020, herein seeks authority to mortgage said operating rights to the Small Business Administration, an Agency of the United States Government, to secure payment of the sum of Two Hundred Thousand Dollars (\$200,000.00), in accordance with the terms and conditions set forth in Chattel Mortgage, dated May 27, 1966, said Mortgage being made a part hereof.

The Commission states and finds that the authority sought should be granted as set forth in the Order following.

O R D E R


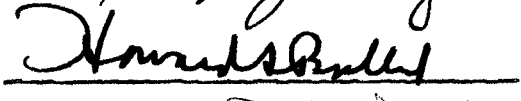
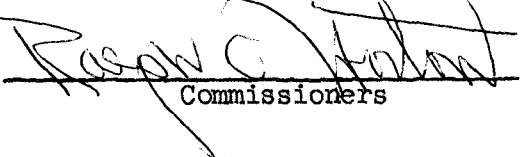
THE COMMISSION ORDERS:

That mortgage of PUC No. 440-I and PUC No. 4020, authorized by Decision No. 62875, dated April 29, 1964, be, and the same hereby is, released insofar as it concerns this Commission.

That Merritt Packing and Crating Service, Inc., Denver, Colorado, be, and hereby is, authorized to mortgage all right, title, and interest in and to PUC No. 440-I and PUC No. 4020 to the Small Business Administration, an Agency of the United States Government, to secure payment of the sum of \$200,000.00, 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




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
STUART ROGELL, DOING BUSINESS AS
"HOFFMAN TRANSFER CO.," 2921 WALNUT
STREET, DENVER, COLORADO, FOR
AUTHORITY TO TRANSFER PUC NO. 2060
AND PUC NO. 2060-I TO DENVER CLIMAX
TRUCK LINE, INC., 1380 UMATILLA
STREET, DENVER, COLORADO.

APPLICATION NO. 21979-Transfer

July 11, 1966

Appearances: John P. Thompson, Esq., Denver,
Colorado, for Transferor and
Transferee.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer
PUC NO. 2060 and PUC NO. 2060-I from Stuart Rogell, doing business
as "Hoffman Transfer Co.," Denver, Colorado, to Denver Climax Truck
Line, 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 of said proceeding, together
with a written statement of his findings of fact and conclusions.

Stuart Rogell, doing business as "Hoffman Transfer Co.,"
Denver, Colorado, testified that he owns and has conducted a trans-
portation operation under PUC No. 2060 and I; that by Agreement of
Purchase and Sale identified as Exhibit A, he has agreed to transfer
this authority to Denver Climax Truck Line, Inc., a Colorado
corporation, for a consideration of \$4,000.00; that said consideration

is fair and reasonable; and that if approved, the transfer will be made on a debt free basis there being no obligations, liens or encumbrances against the authority sought to be transferred or the business conducted under that authority.

Lois Mae Eshe, General Manager and officer of Denver Climax Truck Line, Inc., also identified Exhibit A as the Agreement of Purchase and Sale and further testified that Exhibit B reflects the financial status of the transferee corporation; that Denver Climax Truck Line, Inc., also owns and operates under Puc Nos. 1195 and 257; that said authorities do not overlap nor duplicate PUC No. 2060 and I; and that the purpose of the purchase of PUC No. 2060 and I is to authorize transportation of general commodities except as restricted in the authority within the City and County of Denver and to maintain an office in Denver, Colorado. She explained that the transferee is purchasing the authority only and no equipment; that the transferee has ample and suitable equipment to fully provide the transportation service authorized under PUC No. 2060 and I; that the transferee corporation has the required experience to effectively perform the authorized transportation; that the transferee is a Colorado corporation; and that the Articles of Incorporation are on file with the Commission. Exhibits A and B were received in evidence.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that transferee corporation will have sufficient equipment and experienced personnel to properly carry on the 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 Stuart Rogell, doing business as "Hoffman Transfer Co.," Denver, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to PUC No. 2060 and No. 2060-I to Denver Climax Truck Line, Inc., Denver, Colorado, subject to encumbrances against said operating rights, if any, approved by the Commission.

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

That henceforth the full and complete authority under PUC No. 2060 and PUC No. 2060-I shall be as follows, to-wit:

"Decision No. 60572: Transportation of freight between all points within a radius of 5 miles of Denver, Colorado, in Interstate Commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended; Transportation of general commodities, except those which, because of size or weight, require special equipment, from point to point within the City and County of Denver, State of Colorado."

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 their compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said 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


Donald R. Hargrove


Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966.

ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
CANNON BALL, INC., BOX 582, DURANGO,)	
COLORADO, FOR AUTHORITY TO TRANSFER)	<u>APPLICATION NO. 21960-Transfer</u>
PUC NO. 59 AND PUC NO. 59-I TO THE)	
LEADVILLE TRANSIT COMPANY, INC., A)	
COLORADO CORPORATION, 1448 "F")	
STREET, SALIDA, COLORADO.)	
- - - - -		

- - - - -
July 11, 1966
- - - - -

Appearances: J. Albert Sebald, Esq., Denver,
Colorado, for Transferor and
Transferee.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer PUC No. 59 and PUC No. 59-I from Cannon Ball, Inc., Durango, Colorado, to The Leadville Transit Company, Inc., Salida, 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.

As a preliminary matter, J. Albert Sebald, Attorney on behalf of the Transferor and Transferee, moved to disallow the protest filed by John R. Barry, Attorney, for Continental Bus System, Inc. and Denver-Colorado Springs-Pueblo Motor Way, on the grounds of non-appearance at the hearing. The Examiner accordingly ruled that the said protest be considered as disallowed for failure to appear at the hearing in support of said protest, and the hearing proceeded on a non-protested basis.

Naomi Brown, President of Cannon Ball, Inc., Durango, Colorado, testified with reference to Exhibit 2 the agreement in writing by which the Transferor agrees to sell and transfer to Leadville Transit Company, Inc. PUC No. 59 and I and one 37-passenger bus for a total consideration of \$10,000.00; that said consideration is fair and reasonable; that the transfer if approved would be on a debt free basis, there being no liens, encumbrances or obligations against either the authority or the business conducted thereunder; and that Cannon Ball, Inc. after the transfer will own no other transportation authority. This witness also identified Exhibit 1 as a statement of authority under PUC No. 59 and I.

Dale Glover, President of The Leadville Transit Company, Inc., Salida, Colorado, testified that said company is a Colorado corporation; that it owns other authorities as reflected in Exhibit 3 identified by this witness; that the Articles of Incorporation are on file with the Commission; that the authority under PUC No. 59 and I herein sought to be transferred does not overlap or duplicate the other authorities owned by the transferee; and that Exhibit 4 reflects a listing of the equipment presently owned by Leadville Transit Company, Inc.; that the transferee corporation has ample financial resources and sufficient and suitable equipment to continue the transportation authorized by PUC No. 59 and I; that the personnel of the transferee company is experienced in this type of transportation and are familiar with the rules, regulations and laws of the State of Colorado pertaining to common carriers and will carefully observe the same. Exhibits 1 through 4 were received in evidence.

The ruling made by the Examiner is hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; 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 Cannon Ball, Inc., Durango, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to PUC No. 59 and PUC No. 59-I to The Leadville Transit Company, Inc., a Colorado corporation, Salida, Colorado, subject to encumbrances against said operating rights, if any, approved by this Commission.

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

That henceforth the full and complete authority under PUC No. 59 and PUC No. 59-I shall be as follows, to-wit:

"Decision No. 30294: Transportation in both intrastate and interstate commerce, on schedule, of passengers and their baggage, express and mail in the same vehicle with passengers over State Highway 140 between the junction of U.S. 160 and Colorado 140 on the one hand, and on the other, a point where the Colorado-New Mexico state line intersects said State Highway 140, with the right to serve all intermediate points, said operations to be consolidated with applicant's presently authorized operation under PUC 59 and 59-I. Decision No. 35199 which authorizes the transfer of the area between Durango and Cortez, Colorado, to PUC 1635 & I, also provides that Cannon Ball, Inc., can and may operate from the intersection of State Highway 140 and U. S. Highway 160 into Durango, Colorado, over U. S. 160, and from Durango over U. S. 160 to the intersection of Highway 140, for the purpose of giving service to those persons residing on Highway 140 south of U. S. 160, it being also understood that Cannon Ball, Inc., can and may operate from Cortez, Colorado, via U. S. Highway 160, to the intersection of State Highway 145, in order that they may serve Dolores, Colorado. Decision No. 38777: Transport passengers, baggage of passengers, light express, mail, and newspapers in scheduled operations and in both intrastate and interstate commerce, from Dolores and Cortez to the Colorado-New Mexico state line and all intermediate points and return, including the off-route point of Towoac, over Highways Colorado Nos. 143, 147, and U. S. Highway Nos. 160, 54 and 666.

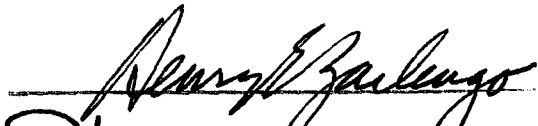
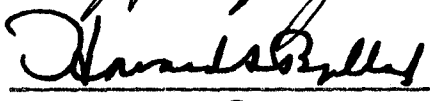
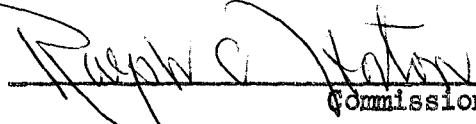
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificates have been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements 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 their compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said 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 11th day of July, 1966.

ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF
PAUL J. LATTNER
3226 SO. EMPORIA COURT
DENVER, COLORADO 80222

PERMIT NO. B-6542

July 8, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, the Commission authorized the above-named carrier to suspend operations under the above-entitled authority.

The Commission is now in receipt of a communication from the above-named carrier requesting that said authority be reinstated.

The Commission finds that the request should be granted.

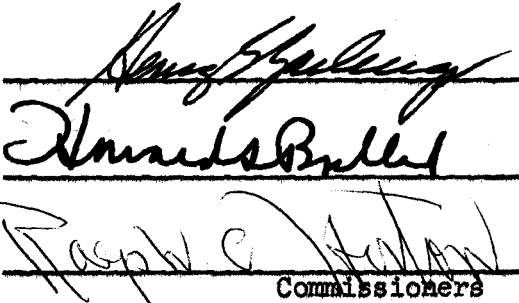
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, re-instated as of April 21, 1966.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 8th day of July 1966.
et

copy

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE : MOTOR VEHICLE OPERATIONS OF)

MEELYN K. BURDICK DBA)
SUNRISE DISPOSAL COMPANY)
P.O. Box 186)
Commerce City, Colo. 80022)

AUTHORITY NO. PUC 3581

CASE NO. 6043-Ins.

July 11, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 1, 1966 , 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.


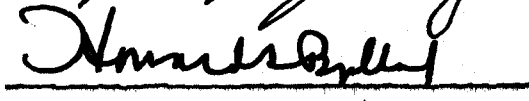

The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966

7 copy

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

TONKA CORPORATION)

Mound, Minnesota 55364)

AUTHORITY NO. PUC 6352-I
M 14328

CASE NO. 3856-Ins.

July 11, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On January 31, 1966 , 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.


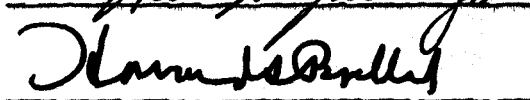

The Commission finds that said Authority should be restored to active status.

ORDER

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




Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
K. S. BARRY, DOING BUSINESS AS)
"BARRY'S CONSTRUCTION," FLYING SAUCER)
MOBILE PARK, 2500 WEST HAMPDEN,)
ENGLEWOOD, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CARRIER)
BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22022-PP

July 11, 1966

Appearances: Gerald H. Galligan, Esq., Denver,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the above-styled application, Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire.

Said application was regularly set for hearing before the Commission, and an Examiner was duly designated to conduct said hearing, he thereafter to submit a report of said proceedings to the Commission.

Report of the Examiner states that at the time and place designated for hearing, Mr. Galligan, on behalf of the Applicant requested a continuance on the ground that the Applicant would be unable to appear. No one appeared to protest the within application.

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

ORDER




THE COMMISSION ORDERS:

That Application No. 22022-PP be, and the same hereby is, continued and reset for hearing before the Commission at 9:00 o'clock A.M., on August 8, 1966, at 532 State Services Building, 1525 Sherman

Street, Denver, Colorado, with notice only to the Applicant and his Attorney, there being no protests to said application.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966
et

(Decision No. 67732)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: INVESTIGATION AND SUSPENSION OF)
CERTAIN TARIFF SHEETS COVERING OUTDOOR)
AREA LIGHTING OF THE PUBLIC SERVICE) INVESTIGATION AND SUSPENSION
COMPANY OF COLORADO, DENVER, COLORADO.) DOCKET NO. 564

July 11, 1966

Appearances: Bryant O'Donnell, Esq., Denver,
Colorado, for Public Service
Company of Colorado;
Paul M. Brown, Denver, Colorado,
for Staff of the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The above matter was called up for hearing on Supplemental Order
as set out in said Order.

At the commencement of the hearing the attorney for Public Service
Company of Colorado requested that the Company be authorized to withdraw
its filing made on April 28, 1966, of certain changes in its tariffs
Colorado PUC No. 2-Electric and Colorado PUC No. 4-Electric, without
prejudice. No objection was made to such request and the matter was taken
under advisement.

The Commission finds that the withdrawal requested is compatible
with the public interest and should be allowed.

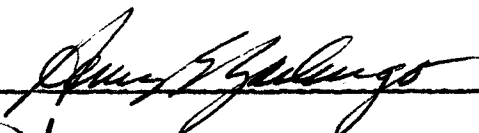
O R D E R


THE COMMISSION ORDERS:


That Public Service Company of Colorado be, and it hereby is,
authorized to withdraw its filing of certain changes in its tariffs,

filed April 28, 1966, Colorado PUC No. 2-Electric and Colorado PUC No.
4-Electric, without prejudice.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PETROLEUM TRANSPORT COMPANY, BOX 447,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER TO H. M. POPP TRUCK LINE,)
INC., BOX 447, COMMERCE CITY,)
COLORADO, A PORTION OF PUC NO. 1512.)

APPLICATION NO. 21977-Transfer

July 11, 1966

Appearances: Marion F. Jones, Esq., Denver,
Colorado, for Transferor and
Transferee.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, Petroleum Transport Company, Denver, Colorado,
was granted a certificate of public convenience and necessity, PUC
No. 1512, authorizing operation as a common carrier by motor vehicle
for hire, for the:

"Transportation of petroleum products, in bulk, between
all points within the State of Colorado; crude oil, in
tank truck lots, between points within the State of
Colorado; and crude petroleum and water, between points
within the State of Colorado."

By the above-styled application, said certificate-holder
seeks authority to transfer to H. M. Popp Truck Line, Inc., Commerce
City, Colorado, a portion of PUC No. 1512.

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 pro-
ceeding, together with a written statement of his findings of fact
and conclusions.

D. J. Donovan, Vice President of Petroleum Transport Company, Denver, Colorado, testified that his company, which is also referred to as "Petco," is presently the owner and conducts transportation operations under PUC No. 1512 which authorizes the transportation of petroleum products in bulk between all points within the State of Colorado, crude oil in tank truck lots between points within the State of Colorado and crude petroleum and water between points within the State of Colorado; that Petco has entered into an Agreement identified as Exhibit 1 with H. M. Popp Truck Line, Inc., a Kansas corporation, for the sale and transfer of a portion of PUC No. 1512; and that said Agreement in addition to providing for the transfer of a portion of PUC No. 1512, also relates to the exchange, sale and transfer of other authorities, equipment, and assets for the consideration set forth in this exhibit.

Mr. Donovan explained that the purpose of the within application is to seek Commission approval to transfer to H. M. Popp Truck Line, Inc. the following portion of PUC No. 1512, to-wit:

"Transportation of petroleum products, in bulk,
between all points within the State of Colorado,"

that as requested in the within application, a new certificate number be issued to the transferee company setting forth the authority above-described; that in accordance with the application and Agreement (Exhibit 1), the transferor would continue to operate under PUC No. 1512 which would if approved by the Commission authorize the transportation of crude oil in tank truck lots between points within the State of Colorado, and crude petroleum and water, between points within the State of Colorado, which would be the authority remaining after the transfer of a portion of PUC No. 1512 is approved. Mr. Donovan identified Exhibit 3 as an Interstate Commerce Commission Report and Order approving the transfer by Petroleum Transport Company to H. M. Popp Truck Line, Inc. of various of its interstate authorities for the transportation of petroleum products in bulk;

that it is the intention and plan of Petroleum Transport Company, the transferor herein, to henceforth engage in the transportation of crude oil and water only and that Petroleum Transport Company is transferring its authorities in various States to H. M. Popp Truck Line, Inc. for the transportation of petroleum products which the witness stated by definition excludes the transportation of crude oil.

Mr. Donovan testified that in accordance with the Agreement between the transferor and transferee, the transferee would operate in the State of Colorado under the name of Petroleum Transport Company if the within application is approved, and that a late-filed exhibit would be furnished the Commission reflecting a Certificate of Assumed or Trade Name. This exhibit was received by the Commission on June 8, 1966 and is included in this file. The transfer according to the testimony would be on a debt free basis so far as the operation under PUC No. 1512 is concerned except for current bills which will be fully paid on the effective day of transfer.

Mr. Glenn Popp, President of H. M. Popp Truck Line, Inc., a Kansas corporation, reiterated much of the foregoing testimony and added that H. M. Popp Truck Line, Inc. has been engaged as a common carrier in various States for approximately 12 years; that Exhibit 1, the Agreement between the Transferor and Transferee, sets forth not only provisions for the transfer of a portion of PUC No. 1512 but also the sale, exchange and transfer of other authorities, it being the purpose and intention of the parties to this Agreement that Petroleum Transport Company will henceforth engage in the transportation of crude petroleum and water only and that H. M. Popp Truck Line, Inc. will transport petroleum products.

Mr. Popp identified Exhibit 2 as a statement of the assets and liabilities of his company and a list of equipment

utilized by his company. Leave was requested to file as a late-filed exhibit a copy of the Certificate of the Secretary of State of the State of Colorado pertaining to the Transferee's authority to do business in the State of Colorado together with a copy of the application for such certificate and a list of equipment which the transferee company intends to utilize in the State of Colorado. Both of these exhibits have been received and are included in the file.

Mr. Popp also stated that the officers and personnel of his company have much experience in the transportation of petroleum products and that, in his opinion, they have adequate and sufficient equipment to effectively continue the transportation of petroleum products in bulk between all points in the State of Colorado, which authority is a portion of PUC No. 1512 sought to be transferred herein. Exhibits 1, 2 and 3 were received in evidence.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

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 corporation will have sufficient equipment and experienced personnel to properly conduct the operation; that Transferee's financial standing is established to the satisfaction of the Commission; and 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 Petroleum Transport Company, Denver, Colorado, be, and hereby is, authorized to transfer that portion of PUC No. 1512 authorizing the following:

"Transportation of petroleum products, in bulk,
between all points within the State of Colorado,"

to H. M. Popp Truck Line, Inc., Commerce City, Colorado, subject to encumbrances, if any, against said operating rights approved by this Commission; and that portion of PUC No. 1512 herein transferred shall be assigned a new number by this Commission.

That the sole and only remaining authority under PUC No. 1512, of Petroleum Transport Company, as not transferred by this Order, shall be as follows, to-wit:

"Transportation of crude oil, in tank truck lots, between points within the State of Colorado; and crude petroleum and water, between points within the State of Colorado."

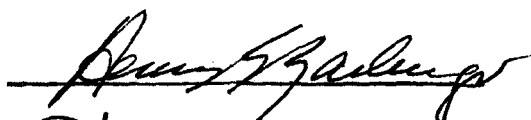
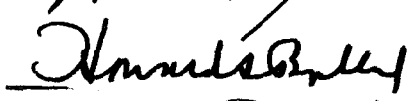
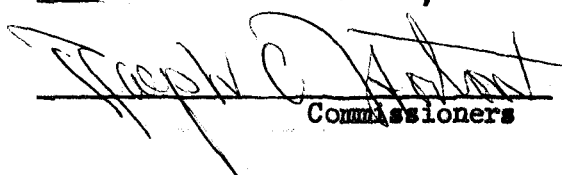
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements 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 their compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
GEORGE D. MALDONADO, 2105 WEST 17TH
STREET, PUEBLO, COLORADO, FOR
AUTHORITY TO TRANSFER PUC NO. 3786
TO ELMER E. ARELLANO, DOING BUSINESS
AS "ELMER E. ARELLANO TRASH SERVICE,"
2101 WEST 17TH STREET, PUEBLO,
COLORADO.

APPLICATION NO. 21983-Transfer

July 11, 1966

Appearances: George D. Maldonado, Pueblo,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application, authority is sought to transfer PUC No. 3786 from George D. Maldonado to Elmer E. Arellano, doing business as "Elmer E. Arellano Trash Service," Pueblo, Colorado.

Said application was regularly set for hearing before the Commission, and an Examiner was duly designated to conduct hearing on said application, he thereafter to submit a report of said proceedings to the Commission.

Report of Examiner states that George D. Maldonado, the transferor, advised the Examiner that the transferee Elmer E. Arellano had notified him that he did not wish to consummate the agreement for transfer and therefore, Mr. Maldonado moved that the instant application be dismissed. No one appeared in protest to the within application.

The Commission states and finds that said motion should be granted.

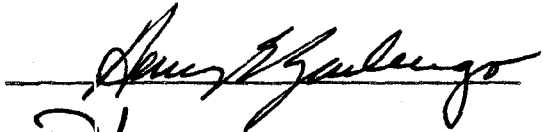
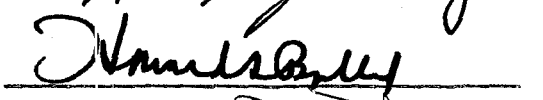
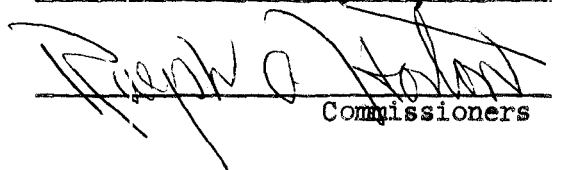
O R D E R

THE COMMISSION ORDERS:

That Application No. 21983-Transfer 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

Dated at Denver, Colorado,
this 11th day of July, 1966.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
DON CRESPIN AND FRANCISCO CRESPIN,)	
2211 NORTH 14TH, ROCKY FORD, COLORADO,)	APPLICATION NO. 21986-PP-
FOR AUTHORITY TO TRANSFER PERMIT NO.)	<u>TRANSFER</u>
B-6219 TO DON CRESPIN AND DAVID)	
LUCERO, 211 NORTH 14TH, ROCKY FORD,)	
COLORADO.)	

July 11, 1966

Appearances: Don Crespín, Rocky Ford, Colorado,
for Transferors and Transferees;
David Lucero, Rocky Ford, Colorado,
pro se.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application authority is sought to transfer Permit No. B-6219 from Don Crespín and Francisco Crespín, Rocky Ford, Colorado, to Don Crespín and David Lucero, Rocky Ford, 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.

Don Crespín, Rocky Ford, Colorado, testified that he and his son Francisco Crespín have heretofore owned and conducted a transportation operation under Permit B-6219; that his son Francisco has withdrawn from this business and has agreed to transfer his interest in Permit No. B-6219 to David Lucero who is Don Crespín's son-in-law; that no financial consideration is involved in this transfer; that the only consideration is the relationship between the parties; that at present there are no debts, liens or encumbrances

against Permit No. B-6219 and that the transfer, if approved, will be on a debt free basis; that the transportation operations will continue to be operated with the equipment heretofore used; and that in addition, the transferee David Lucero has two vehicles which will be used in the partnership business which will consist of Don Crespin and David Lucero.

David Lucero, Rocky Ford, Colorado, also testified as to the nature of the agreement between he and Don Crespin and Francisco Crespin, and confirmed the testimony as set forth above. He stated that he has an approximate net worth of \$3,000.00; that his father-in-law, Don Crespin, has considerable additional net worth and that between them they have adequate financial standing to effectively continue the transportation operation under Permit No. B-6219; that he is experienced in this type of transportation; that insurance as required by the Commission will be transferred to the partnership's name; and that he and his father-in-law Don Crespin know the rules, regulations and laws of the State of Colorado pertaining to private carriers and will abide by them.

All motions granted, or denied, by the Examiner, if any, are hereby confirmed.

The Commission, having considered the record and exhibits and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; 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.

ORDER

THE COMMISSION ORDERS:

That Don Crespin and Francisco Crespin, Rocky Ford, Colorado,

be, and hereby are, authorized to transfer all right, title and interest in and to Permit No. B-6219 to Don Crespia and David Lucero, Rocky Ford, Colorado, subject to encumbrances against said operating rights, if any, approved by this Commission.

That henceforth the full and complete authority under Permit No. B-6219 shall be as follows, wo-wit:

"Transportation of farm products, excluding livestock, from farms within a fifty-mile radius of Rocky Ford, Colorado, to packing sheds, places of storage, and railroad shipping points within a radius of fifty miles of Rocky Ford, Colorado, and between points within a fifty-mile radius of Rocky Ford, Colorado, and from points in Bent and Prowers Counties, to packing sheds, places of storage, and railroad shipping points within a fifty-mile radius of Rocky Ford, Colorado; farm products, excluding livestock, from farms within a 50-mile radius of Rocky Ford, Colorado to packing sheds, places of storage, and railroad shipping points within a 50-mile radius of Rocky Ford, Colorado, and between points within a 50-mile radius of Rocky Ford, Colorado, and from points in Bent and Prowers Counties, to packing sheds, places of storage, and railroad shipping points within a 50-mile radius of Rocky Ford, Colorado, and from and to points in said 50-mile radius to and from points within a 100-mile radius of Rocky Ford, Colorado."

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

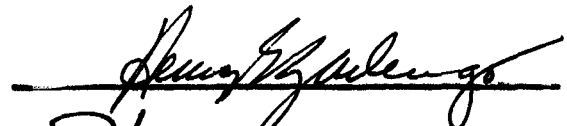

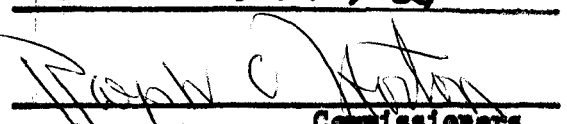
The right of transferees to operate under this Order shall depend upon their compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferors of delinquent reports, if any, covering operations under

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 11th day of July, 1966.

ls

(Decision No. 67736)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF }
ALVERNE A. JONES, DOING BUSI- }
NESS AS "MOUNTAIN DISPOSAL }
SERVICE," 10670 WEST 47TH }
PLACE, WHEATRIDGE, COLORADO. }

PUC NO. 2875, PUC NO. 4063
PERMIT NO. B-6505

July 11, 1966

SUPPLEMENTAL ORDER

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 22, 1966, the Commission entered Decision No. 67644 authorizing Alverne A. Jones, doing business as "Mountain Disposal Service," to mortgage PUC No. 2875, PUC No. 4063 and Permit No. B-6505 to The First National Bank in Golden, Golden, Colorado, to secure payment of the sum of \$12,304.00.

It now appears that, through inadvertance, Permit No. B-6505 was included in said mortgage, whereas it is the desire of the parties that only PUC No. 2875 and PUC No. 4063 be mortgaged.

The Commission states and finds that Decision No. 67644 should be amended as set forth in the Order following.

O R D E R

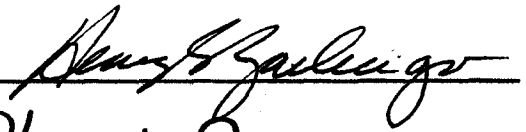
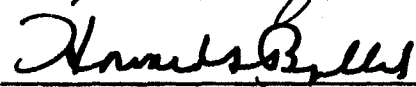

THE COMMISSION ORDERS:

That Decision No. 67644, dated June 22, 1966, be, and the same hereby is, amended, nunc pro tunc, as of said 22nd day of June, 1966, by deleting therefrom

"Permit No. B-6505" appearing on lines 2 and 3 of the first paragraph of the Statement and Findings of Fact contained therein and on line 4 of the first paragraph of the Order part of said Decision, appearing on page 1 thereof.

That, except as herein amended, Decision No. 67644 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

COLORADO STATE LEGISLATIVE COMMITTEE)
OF THE BROTHERHOOD OF RAILWAY AND)
STEAMSHIP CLERKS, FREIGHT HANDLERS,)
EXPRESS AND STATION EMPLOYEES,)
635 South Pennsylvania,)
Denver, Colorado,)
GEORGE R. KEMP,)
635 South Pennsylvania,)
Denver, Colorado,)
Complainants,)

vs.)

RAILWAY EXPRESS AGENCY, INC.)
Denver Union Terminal,)
Denver, Colorado,)
LARSON TRANSPORTATION COMPANY,)
Box 5628 Terminal Annex,)
Denver, Colorado,)
DENVER & RIO GRANDE WESTERN RAILROAD)
COMPANY,)
1531 Stout Street,)
Denver, Colorado,)
Respondents.)

CASE NO. 5312-Amended

ORDER OF CONTINUANCE

July 11, 1966

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 23, 1966, the Commission entered Decision No. 67425 continuing the above-entitled case for hearing to July 14, 1966, at 10:00 o'clock A.M., at Denver, Colorado.

On July 8, 1966, the Commission received a request from the various representatives of Railway Express Agency, Inc., Larson Transportation Company and The Denver and Rio Grande Western Railroad Company requesting that the hearing date as above set forth, with regard to the herein instant case, be vacated because the existence of the present Airlines strike would prevent their attendance at said hearing.

The Commission states and finds that said request is compatible with the public interest and should be granted and that the above-entitled case should be continued and reset for hearing on September 8 and 9, 1966, as set forth in the Order following.

ORDER

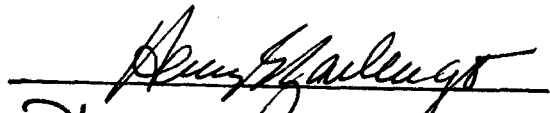


THE COMMISSION ORDERS:

That hearing on the above-entitled case presently set for July 14, 1966, be, and the same hereby is, vacated.

That said case be, and the same hereby is, continued and reset for hearing on September 8 and 9, 1966, at 10:00 A.M., at 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EARNEST MERRELL, BOX 94, RIFLE, COLO-)
RADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY MOTOR)
VEHICLE FOR HIRE IN INTRASTATE AND)
INTERSTATE COMMERCE.)

APPLICATION NO. 22031-PP

July 12, 1966

Appearances: Royce D. Sickler, Esq., Denver,
Colorado, for Applicant;
William Mason, Esq., Rifle,
Colorado, for Estes Trucking
Co., Protestant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the instant application, Applicant seeks a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate and interstate commerce, for the transportation of general commodities moving on Rio Grande Motorway, Inc. or Denver & Rio Grande Western Railroad Co. waybills only in pick-up and delivery service within the Town of Rifle, Colorado, and points within a radius of five miles of Rifle, Colorado. Applicant requests relief from the following Rules Governing Private Carriers by Motor Vehicle: 3(g), 5(b), 6(d), 15(3), 18, 19, 20, 21, 22, 23 and 25, in the event the authority sought is granted.

Said application, pursuant to prior setting after appropriate notice to all parties in interest, was heard at the City Council Room of the Municipal Building, Glenwood Springs, Colorado, at 10:00 A.M., on June 27, 1966, and at the conclusion of the evidence, the matter was taken under advisement.

At the commencement of the hearing, Attorney for Applicant moved that the application be restricted as provided by wording contained in Applicant's Exhibit A, which Exhibit was received in evidence. Said

motion was granted by the hearing Commissioner subject to confirmation by the Commission, whereupon the Protestant, Estes Trucking Co., withdrew its protest and the hearing proceeded on a non-protested basis.

The Applicant testified in support of the application that he has two trucks and one pickup; that he has a net worth of approximately \$30,000; that he will operate as set out in Applicant's Exhibit B, which Exhibit was received in evidence and is a copy of a contract between Rio Grande Motor Way, Inc. and the applicant, and in conformity with the motion for restriction of application above referred to.

Ralph Knoll, General Traffic Manager of Rio Grande Motor Way, Inc., identified the agreement between his Company and the Applicant as Exhibit B, which exhibit was received in evidence. He further testified that the proposed operation is specialized pick up and delivery service as is generally engaged in by railroads.

The Commission states and finds that there is a special need for Applicant's 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 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.

The Commission further finds that as a result of the special situation as herein involved certain exemptions have been made in the application of our Rules and Regulations to this particular service. We have been asked to effect similar exceptions in the instant case. It is our opinion that this request should be granted.

9. Rule 22, pertaining to bills of lading.
10. Rule 23, pertaining to load sheets and manifests.
11. Rule 25, pertaining to C.O.D. shipments.

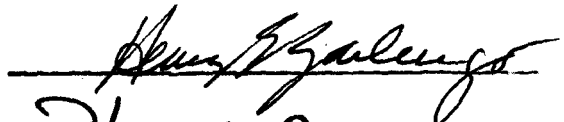
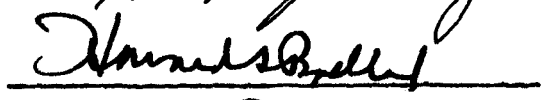

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed copies of all special contracts or memoranda of their terms, and the required insurance.

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, except as specifically exempted, supra.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1966
et

(Decision No. 67739)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

MOUNTAIN VIEW ELECTRIC ASSOCIATION, INC.)
P. O. Drawer "M"
Limon, Colorado,)

Complainant,

CASE NO. 5315

vs.

THE CITY OF COLORADO SPRINGS
18 South Nevada Avenue
Colorado Springs, Colorado,)

Respondent.)

July 12, 1966

Appearances: Laura and James, Esqs., Colorado Springs,
Colorado, by
Robert T. James, Esq., for Mountain
View Electric Association, Inc., Complainant;
Horn, Anderson & Johnson, Esqs., Colorado
Springs, Colorado, by
R. E. Anderson, Esq., for City of Colorado
Springs, Respondent;
Paul M. Brown, Denver, Colorado, of
the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

On January 6, 1966 Mountain View Electric Association, Inc.
(Mountain View) filed a complaint against the City of Colorado Springs
(City), a municipal corporation operating an electric distribution
system by and through its Utilities Department, alleging a violation
of territory certificated to Mountain View by this Commission and re-
questing the Commission to issue an order directing the City to
cease and desist from extending its electrical distribution lines
and facilities into the certificated territory of Mountain View; to
direct the City to remove its distribution lines and facilities
within the certificated area of Mountain View or, in the alternative,

to sell so much of said facilities to Mountain View as can be used by Mountain View; to assess such penalty as the Commission thinks proper to deter said respondent from further violations of the laws of the State and Orders, Decisions, Rules and Directions of the Commission; and upon failure of the respondent to comply, requesting the Commission to direct its Attorney to commence an action against the City for the purpose of having such violations or threatened violations stopped and prevented.

On January 31, 1966, the City answered the complaint, stating, inter alia, the area referred to in the original complaint is within an area duly certificated to the City by order of this Commission giving the respondent equal rights to serve said area with its requirements of electric energy, further alleging the granting of a certificate to complainant herein within the area certificated to respondent grants no exclusive right of service by the complainant.

The Commission then set the above captioned matter for hearing on Tuesday, May 17, 1966, in the City of Colorado Springs. On April 13, 1966 the Commission vacated the aforementioned date and reset the matter for hearing on Tuesday, June 14, 1966 at 10:00 o'clock A.M. in the Commissioner's Conference Room, 27 E. Vermijo Street, Colorado Springs, at which time and place the matter was heard and, at the conclusion thereof, taken under advisement.

At the outset of the hearing, Mountain View and the City offered a stipulation which would materially reduce the time required for the presentation of the case. This stipulation is accepted by the presiding Commissioner. Among other things, the stipulation recited that:

"....both the City of Colorado Springs, in its electric utility operations outside its corporate city limits, and Mountain View are public utilities and each is subject to the jurisdiction of this Commission; that Mountain View operates in parts of six counties, including El Paso County, and received from this Commission a certificate of

public convenience and necessity by Decision No. 49651 of February 18, 1958, as extended by Commission Decision No. 59806 of December 14, 1962; that there was no Petition for Rehearing filed with this Commission within the time allowed by law and the rules of the Commission. On February 21, 1957 this Commission approved in its Decision No. 47364 an exchange of territory between Mountain View and the City as shown in Exhibit No. B attached to the stipulation. During the calendar year, 1965, the City constructed electrical distribution lines in Section 5, Township 13 South, Range 66 West, in El Paso County, Colorado, and is currently distributing electrical energy in said Section 5. A map attached to the stipulation, marked Exhibit A, shows said Section 5 and the location of the electrical distribution lines of the City within and contiguous to said section as of March 22, 1966. In the exchange of territories in the above Decision No. 47364, Section 5, Township 13 South, Range 66 West was retained by the City within its certificated territory."

Mountain View was incorporated in 1941 and on December 22, 1942 began furnishing electric service to rural residents as a cooperative association. It has continued this operation since that time. In 1957 it sought from this Commission and received public utility status and a certificate of public convenience and necessity defining the territory in which it would provide electrical service. The service area includes parts of eight counties, included among which is the County of El Paso. Since the initial issuance of the Commission decision, Complainant's certificated area has been extended on "two or three" additional occasions. When the certificate of public convenience and necessity was granted, that portion of Section 5, Township 13 South, Range 66 West, lying east of the Air Force Academy boundary was included in the area granted and Complainant herein asserts no authority to serve in the remainder of Section 5.

There is no question in the Commission's mind as to the financial and operating ability of either City or Mountain View to furnish electric service in said Section.

Mountain View showed in its Application No. 14943 the exchange of territory between Mountain View and the City of Colorado Springs was desirable inasmuch as the present Air Force

Academy was then in the process of being established and a portion of the area it proposed to occupy was within the certificated area of the City of Colorado Springs; the remaining portion of the territory it was to occupy was within the certificated area of Mountain View.

After conferences between the two, it was agreed that the territory would be exchanged so that the entire area to be occupied by the Air Force Academy would lie totally within the service area of the City. Section 5 was not included within this exchange.

Paragraph 9 of the stipulation refers to Application No. 15811 wherein Mountain View sought to be declared a public utility within the area described in its Application and also sought a certificate of public convenience and necessity to provide electric service in the described areas contained within Arapahoe, Elbert, El Paso, Washington, Lincoln and Douglas Counties, Colorado.

In Connection with Application No. 15811, Complainant requested the Commission to take official notice of the Certificate of Service for Notice of Hearing and that the Notice was delivered, according to the certificate, to the City of Colorado Springs and that no Petitions for Rehearing were filed by anyone in connection with the resulting Decision No. 49651 issued February 18, 1958. It was pointed out by Mountain View that the adjacent Section 4 to the east of Section 5, lies within an undisputed area of Mountain View and Mountain View granted to the City of Colorado Springs conditional consent to furnish electric service to a water well pump located in the southerly portion of this section. In Section 5 there appears to be at least 11 electric services connected and served by the City and for which no permission to serve was sought from Mountain View, nor was any granted. At the same time it was also pointed out there appeared to be a service to a single customer on the southern boundary of Section 4 and for which no permit to

serve was granted by Mountain View.

In the fall of 1965 Mountain View discovered the activity of the City in Section 5 and entered into conferences with the City relative to this service. The result of the conferences was a letter written by the Assistant City Attorney advising Mountain View the City was legally furnishing service to the customers.

Following this Mountain View filed the instant complaint against the City. At the present time Mountain View has no facilities located within Section 5, the closest existing facility is approximately 1-3/4 miles north of this section. The City reaffirmed through its witness that Section 5 was not included in the exchange of territories mentioned earlier.

In 1956 service was established by the City in the northwest quarter of Section 5 to serve a gravel pit which was then being developed to provide aggregate for the construction proceeding on the Air Force Academy site. This service was continued until approximately 1959 when the gravel pit operation had to be abandoned because of the construction of a cloverleaf by the Colorado State Highway Department in this same area.

City admits that it is serving the customer on the south edge of Section 4 and, if this customer actually lies within Section 4, they are in violation of the territory of Mountain View. However, further testimony of the City indicated the section line had not been accurately established and it was quite possible a re-survey could place this customer in Section 9, immediately to the south of Section 4 and within City's certificated area. The City from their records appears to have been serving residential customers in Section 5 for at least three years. Section 5 was included in the area certificated to the City of Colorado Springs by this Commission in its Decision No. 17934 issued November 29, 1941.

A further question by Mountain View arose in connection

with the location of facilities of the City of Colorado Springs. It was testified to by Mountain View and admitted by the City that a transmission line extended in a north-south direction along the western boundary of Section 4. This transmission line, operated at 34.5 KV, is a part of a loop transmission line supplying distribution substations for the benefit of the Air Force Academy. There is under-built on this transmission line a distribution circuit operating at 7.2 KV which supplies the electric service to the customers within Section 5 served by the City. City also has distribution facilities covering Section 8, south of Section 5.

Assuming that the City has the right to serve Section 5, which Mountain View does not admit, what would prevent the supply of electric service from this distribution line into Section 4 which presently is certificated solely to Mountain View?

This Commission has always recognized the right of any electric utility to locate its transmission or distribution facilities across the territory of another electric utility but the existence of such a line in the territory of the other utility does not give the crossing utility any right to serve any customers in the certificated area of the other utility. Therefore, should a customer locate near this distribution line in Section 4, the certificated area of Mountain View, Mountain View is the utility possessing the authority to supply electric service to the hypothetical customer.

F I N D I N G S

THE COMMISSION FINDS:

That the City, with respect to its operations beyond its corporate limits, and Mountain View are public utilities subject to the jurisdiction of this Commission.

That the subject matter of this complaint is also subject to the jurisdiction of this Commission.

That Mountain View, by virtue of Commission Decision No. 49651 dated February 18, 1958, received a certificate of public convenience and necessity from this Commission and included therein was that portion of Section 5 lying east of the Air Force Academy boundary.

That the City, by virtue of Commission Decision No. 17934 dated November 29, 1941, received a certificate of public convenience and necessity to provide electric service in a specified area and included therein was all of Section 5.

That, through inadvertence, this Commission certificated that portion of Section 5, east of the Air Force Academy boundary, to each utility.

That the closest distribution line of Mountain View is 1-3/4 miles to the north of the present service and unnecessary duplication could result if Mountain View were to extend its service into Section 5.

That Section 5, originally certificated to the City, is now being adequately served by the City and Mountain View should not extend its facilities into said Section 5.

That said Section 5 should be removed from the presently certificated area of Mountain View.

That the City is not in violation of the certificate issued to Mountain View and no showing of such alleged violation by respondent of the territory of Mountain View was made by complainant and that the complaint herein should be dismissed.

ORDER

THE COMMISSION ORDERS:

That that portion of Section 5, Township 13 South, Range 66 West, lying east of the Air Force Academy boundary heretofore included in the certificate issued to Mountain View by this Commission in Application No. 15811, Decision No. 49651, as later repeated in Application No. 19443, Decision No. 59806, shall be, and hereby is,

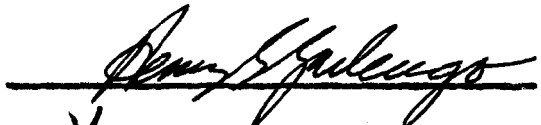
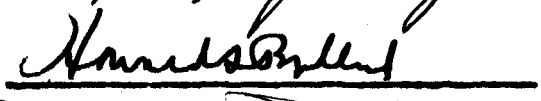
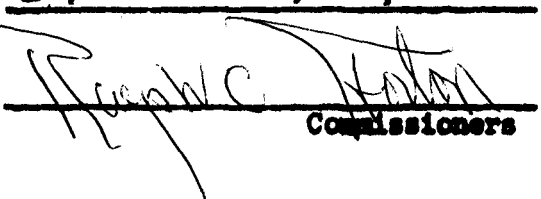
deleted from the certificated area of Mountain View.

That a copy of this Decision be placed in the Commission's file for Application No. 15811 and for Application No. 19443.

That the complaint of Mountain View Electric Association, Inc. in this matter be, and the same hereby is, dismissed.

That this Order shall become effective twenty-one (21) days from the date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of July, 1966.
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