

(Decision No. 80700)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
COLORADO MOVING & STORAGE, INC.,)
720 MAJESTIC BUILDING, DENVER, COLO-)
RADO, FOR TEMPORARY APPROVAL TO CON-)
DUCT OPERATIONS UNDER CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY PUC)
NO. 416 AND PUC NO. 416-I PENDING)
THE DETERMINATION OF THE APPLICATION)
TO ACQUIRE SAID CERTIFICATE.)

APPLICATION NO. 25833-Transfer-TA

IN THE MATTER OF THE APPLICATION OF)
COLORADO MOVING & STORAGE, INC.,)
720 MAJESTIC BUILDING, DENVER, COLO-)
RADO, FOR TEMPORARY APPROVAL TO CON-)
DUCT OPERATIONS UNDER CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY PUC)
NO. 3537 PENDING THE DETERMINATION)
OF THE APPLICATION TO ACQUIRE SAID)
CERTIFICATE.)

APPLICATION NO. 25834-Transfer-TA

ORDER GRANTING TEMPORARY APPROVAL

- - - - -
July 6, 1972
- - - - -

The above entitled application under CRS 1963, 115-6-20 (2),
being under consideration, and

It appearing, That appropriate application has been made to
this Commission for permanent authority to transfer Certificates of Public
Convenience and Necessity PUC No. 416 and PUC No. 416-I and PUC No. 3537
from Colorado Transfer & Storage, Inc., to the above named Transferee.

It further appearing, That failure to grant temporary approval
may result in destruction of, or injury to, the Applicants or interfere
substantially with their future usefulness in the performance of adequate
and continuous service to the public.

It is ordered, That Transferee be, and is hereby, granted temporary approval, conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations, to engage in the business of transportation by motor vehicle to the extent and in the manner set forth in the appendix attached hereto.


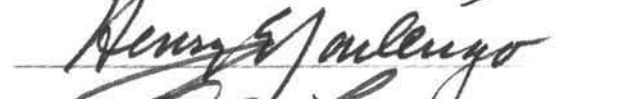

It is further ordered, That the service provided for in the Order shall not be commenced until all requirements have been met and Transferee has received notice in writing from the Commission that compliance has been effected and service may be instituted.

It is further ordered, That upon the approval herein granted becoming effective, failure of the Transferee to maintain compliance with statutory and Commission requirements shall constitute sufficient grounds for suspension, change or revocation of the said approval.

It is further ordered, That if Transferee fails to comply with all applicable statutory and Commission requirements, rules and regulations within fifteen (15) days from the date hereof, this Order shall be of no further force and effect.

It is further ordered, That the approval herein granted shall create no presumption that corresponding permanent approval will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioner

Dated at Denver, Colorado this
6th day of July, 1972.

hj

(Decision No. 80700)
July 6, 1972

APPENDIX

Application No. 25833-Transfer-TA
Application No. 25834-Transfer-TA

Colorado Moving & Storage, Inc.
720 Majestic Building
Denver, Colorado

By Order of the Commission which this appendix is a part hereof, entered under the name and number shown above, Applicant, upon compliance with the conditions set forth therein and after receipt of notice in writing from the Commission that said conditions have been met, is authorized to engage in the business of transportation by motor vehicle as follows:

TIME FOR WHICH TEMPORARY APPROVAL IS GRANTED - 180 days or until such time as the decision of the Commission on the corresponding permanent application of the Applicant becomes final, whichever occurs first.

TYPE OF CARRIER - Common

SERVICE AUTHORIZED:

Temporary approval to conduct operations under Certificate of Public Convenience and Necessity PUC No. 416 and PUC No. 416-I with authority as follows:

"Transportation -- on call and demand -- of

(1) General commodities

Between all points within the Counties of El Paso and Teller, State of Colorado.

RESTRICTIONS: This Certificate is restricted as follows:

- (a) When transporting commodities other than household goods between points served singly or in combination by scheduled carriers, rates shall be charged which shall be as much as 20% higher in all cases than those charged by scheduled carriers.
- (b) No branch office shall be established or agent employed in any other town or city than Colorado Springs, Colorado, for the purpose of developing business.

- (2) Authority to use equipment in the State of Colorado as a Common Interstate Carrier between all points in the State of 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."

Temporary approval to conduct operations under Certificate of Public Convenience and Necessity PUC No. 3537 with authority as follows:

"To conduct a transfer, moving, and general cartage business within the City Limits of the City and County of Denver, Colorado."

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

P. V. C.

IN THE MATTER OF THE APPLICATION OF)	
COLORADO MOVING & STORAGE, INC., 720)	
MAJESTIC BUILDING, DENVER, COLORADO,	)	APPLICATION NO. 25835-Transfer-TA
FOR TEMPORARY APPROVAL TO CONDUCT)	
OPERATIONS UNDER CERTIFICATE OF PUB-	)	ORDER GRANTING TEMPORARY APPROVAL
LIC CONVENIENCE AND NECESSITY PUC NO.)	
3382 PENDING THE DETERMINATION OF THE)	
APPLICATION TO ACQUIRE SAID CERTIFICATE.)	

- - - - -
July 6, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (2),
being under consideration, and

It appearing, That appropriate application has been made to this
Commission for permanent authority to transfer Certificate of Public Conven-
ience and Necessity PUC No. 3382 from Burch Warehouse and Transfer Co., Inc.,
to the above-named Transferee.

It further appearing, That failure to grant temporary approval may
result in destruction of, or injury to, the Applicants or interfere substan-
tially with their future usefulness in the performance of adequate and con-
tinuous service to the public.

It is ordered, That Transferee be, and is hereby, granted temporary
approval, conditioned upon full compliance with all applicable statutory and
Commission requirements, rules and regulations, to engage in the business
of transportation by motor vehicle to the extent and in the manner set forth
in the appendix attached hereto.

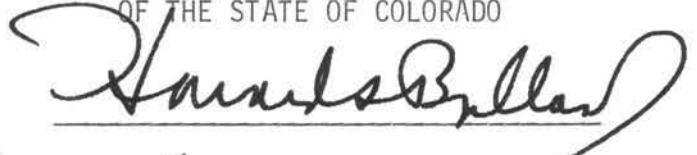
It is further ordered, That the service provided for in the Order
shall not be commenced until all requirements have been met and Transferee
has received notice in writing from the Commission that compliance has been
effected and service may be instituted.


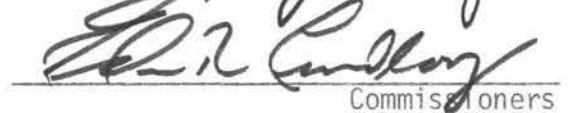
It is further ordered, That upon the approval herein granted becoming effective, failure of the Transferee to maintain compliance with statutory and Commission requirements shall constitute sufficient grounds for suspension, change or revocation of the said approval.

It is further ordered, That if Transferee fails to comply with all applicable statutory and Commission requirements, rules and regulations within fifteen (15) days from the date hereof, this Order shall be of no further force and effect.

It is further ordered, That the approval herein granted shall create no presumption that corresponding permanent approval will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado this
6th day of July, 1972.

hj

(Decision No. 80701)
July 6, 1972

APPENDIX

Application No. 25835-Transfer-TA

Colorado Moving & Storage, Inc.
720 Majestic Building
Denver, Colorado

By Order of the Commission which this appendix is a part hereof, entered under the name and number shown above, Applicant, upon compliance with the conditions set forth therein and after receipt of notice in writing from the Commission that said conditions have been met, is authorized to engage in the business of transportation by motor vehicle as follows:

TIME FOR WHICH TEMPORARY APPROVAL IS GRANTED - 180 days or until such time as the decision of the Commission on the corresponding permanent application of the Applicant becomes final, whichever occurs first.

TYPE OF CARRIER - Common

SERVICE AUTHORIZED:

Temporary approval to conduct operations under Certificate of Public Convenience and Necessity PUC No. 3382 with authority as follows:

"Conduct of a transfer, moving and general cartage business, including transportation of household goods, on call and demand, within the City of Pueblo, Colorado, and within a ten (10) mile radius of the corner of Fifth and Main Streets, in Pueblo, Colorado."

(Decision No. 80702)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
ARTESIA ALFALFA GROWERS ASSOCIATION)
202 East Main Street)
Artesia, New Mexico 88210)
)
)
)
)
)

AUTHORITY NO. M 13803
CASE NO. 8241-M-Ins.

- - - - -
July 5, 1972 - - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 12, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

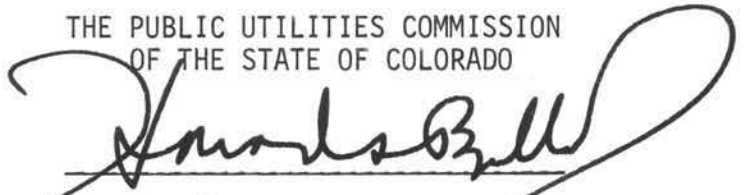


The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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, 1972

(Decision No. 80703)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
NORTHGLENN SUBURBAN COMPANY, 2822)	APPLICATION NO. 25297-Extension
WEST 28TH AVENUE, APARTMENT 308,)	
DENVER, COLORADO, FOR A CERTIFICATE)	COMMISSION ORDER DENYING
OF PUBLIC CONVENIENCE AND NECESSITY)	PETITIONS FOR REHEARING
AUTHORIZING EXTENSION OF OPERATIONS)	
UNDER PUC NO. 6591.)	

- - - - -
July 6, 1972
- - - - -

Appearances: John P. Thompson, Esq., Denver,
Colorado, for Applicant,
Joseph F. Nigro, Esq., Denver,
Colorado, for Acme Delivery
Service, Inc.; Colorado Cartage
Company, Inc.; Murph's Express,
Inc.; and United States Transfer
& Storage Co.; Protestants.
David Butler, Esq., Denver, Colorado,
for Denver-Boulder Bus Company and
Colorado Motorway, Inc., Protestants.
John R. Barry, Esq., Denver, Colorado,
for Denver-Colorado Springs-Pueblo
Motorway; Continental Bus Systems,
Inc.; Continental Bus Systems, Inc.
(Rocky Mountain Division); Continental
Central Lines; Continental American
Lines; and Denver-Salt Lake-Pacific
Stages, Inc.; Protestants.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 8, 1972, the Commission entered its Decision No. 80422
in the above-entitled application.

On June 28, 1972, Petitioners Denver-Boulder Bus Company and
Colorado Motorway, Inc., by their attorney David Butler, filed a Petition
for Rehearing of Decision No. 80422. Also on June 28, 1972, Denver-Colorado
Springs-Pueblo Motorway; Continental Bus Systems, Inc.; Continental Bus
Systems, Inc. (Rocky Mountain Division); Continental Central Lines; Conti-
nental American Lines; and Denver-Salt Lake-Pacific Stages, Inc., by their

attorney John R. Barry, filed Exceptions to Commission Decision No. 80422, which are in the nature of a Petition for Rehearing and the Commission has elected to treat said Exceptions as such.

The Commission states and finds that the Petitions for Rehearing do not set forth sufficient grounds for any change or modification and that said Petitions should therefore be denied as set forth in the order following.

O R D E R



THE COMMISSION ORDERS THAT:

1. Petition for Rehearing filed June 28, 1972 by Petitioners Denver-Boulder Bus Company and Colorado Motorway, Inc., of Decision No. 80422, dated June 8, 1972, be, and hereby is, denied.

2. Exceptions being treated by the Commission as "Petition for Rehearing" filed June 28, 1972 by Protestants Denver-Colorado Springs-Pueblo Motorway; Continental Bus Systems, Inc.; Continental Bus Systems, Inc. (Rocky Mountain Division); Continental Central Lines; Continental American Lines; and Denver-Salt Lake-Pacific Stages, Inc., of Decision No. 80422, dated June 8, 1972, be, and hereby are, denied.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

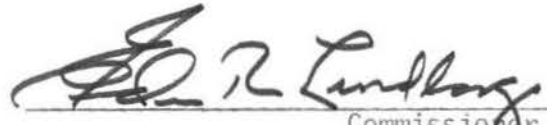


Commissioners

COMMISSIONER EDWIN R. LUNDBORG
DISSENTING.

COMMISSIONER EDWIN R. LUNDBORG DISSENTING:

For the reasons and to the extent, as set forth in Decision No. 80422, dated June 8, 1972, I dissent to the foregoing Order Denying Petitions for Rehearing.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioner

Dated at Denver, Colorado this
6th day of July, 1972.
hj

(Decision No. 80704)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
THOMAS E. AND CHARLES D. COFFELT)
5725 SO. LAKEVIEW STREET)
LITTLETON, COLORADO 80120)

PERMIT NO. M-984

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

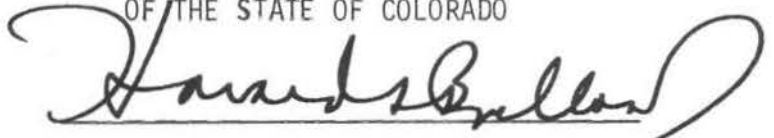
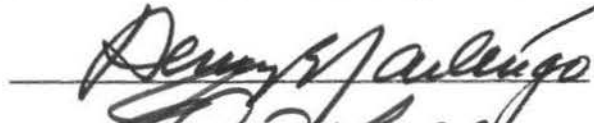
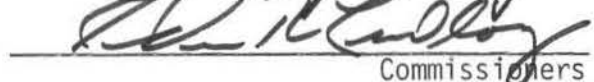
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 28, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80705)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
MR. JOSEPH G. TOMPKINS)
R. R. 1, BOX 201-A)
OLNEY SPRINGS, COLORADO 81062)

PERMIT NO. M-2072

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

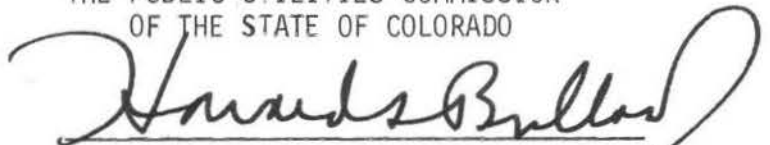
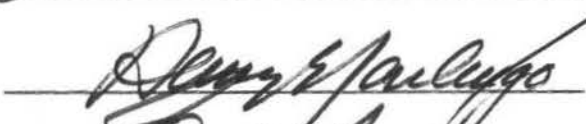
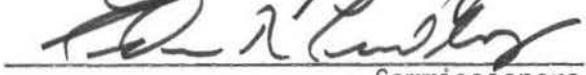
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective July 10, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80706)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
CHARLES A. BRANAMAN DOING BUSSINESS)
AS: BRANAMAN BROTHERS)
7405 WEST 59TH AVENUE)
ARVADA, COLORADO 80002)

PERMIT NO. M-2697

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

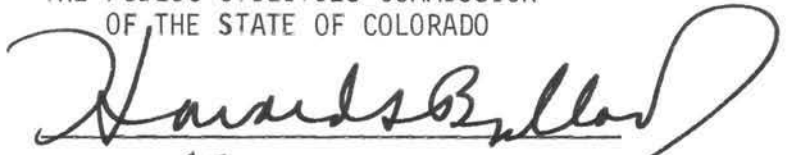
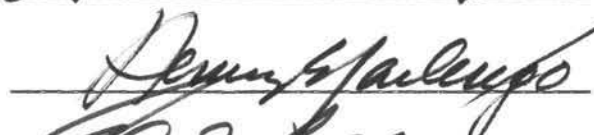
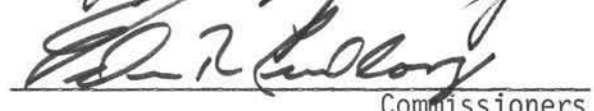
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 22, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80707)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
JOHN LOSSASSO DOING BUSINESS AS)
AMERICAN FRUIT & PRODUCE CO.)
115 DENARGO MARKET)
DENVER, COLORADO)

PERMIT NO. M-3258

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

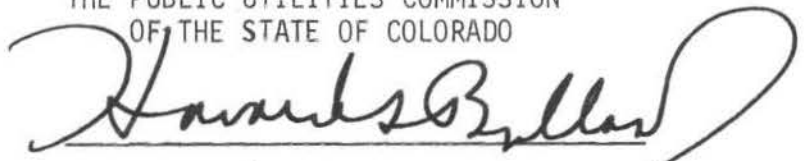

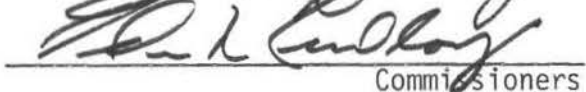
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective July 6, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80708)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
DELBERT A. WITHERS DOING BUSINESS)
AS: MAJESTIC FURNITURE)
2559 W. MAIN STREET)
LITTLETON, COLORADO 80120)

PERMIT M-4417

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

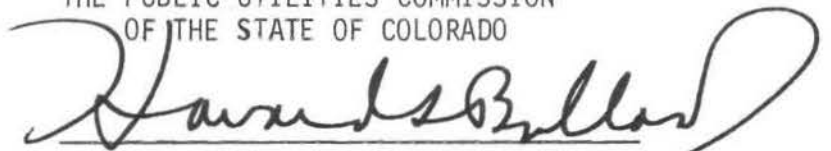
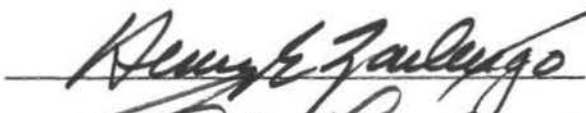
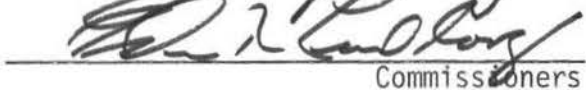
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 26, 1967.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80709)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
 RAYS PET FOODS, INC.)
 RIVERSIDE DRIVE (P. O. BOX 251))
 STERLING, COLORADO 80751)

PERMIT NO. M-4593

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

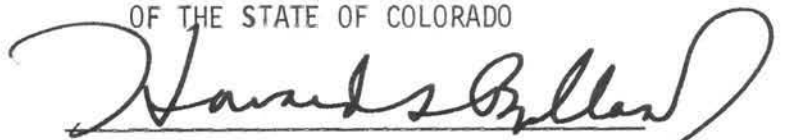

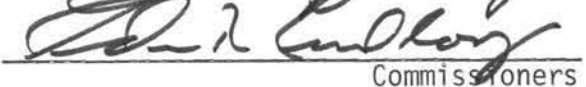
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 17, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80710)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
JESSE JIMENEZ)
P. O. BOX 493)
OLATHE, COLORADO 81425)

PERMIT NO. M-5619

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

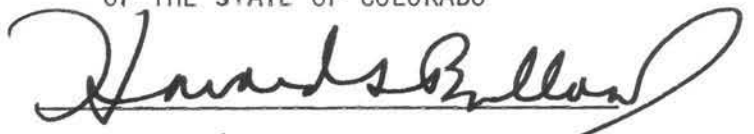


The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 26, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80711)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
DONALD E. NEIMAN)
507 MAIN STREET)
LONGMONT, COLORADO 80501)

PERMIT NO. M-5979

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

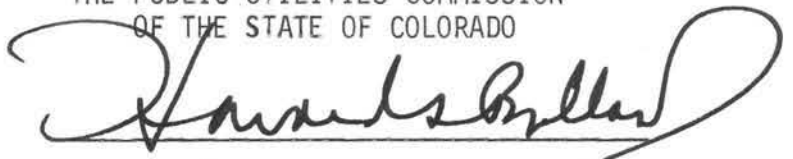
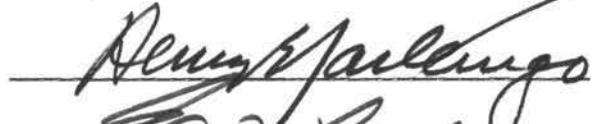
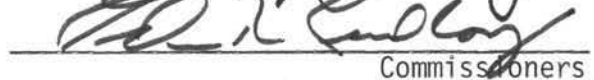
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective July 23, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80712)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
KENNETH P. HOOKER, SR.)
BOX 92)
PALISADE, COLORADO 81526)

PERMIT NO. M-6268

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

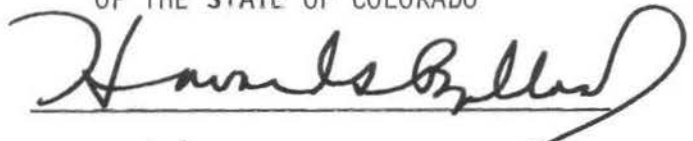

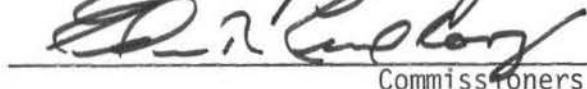
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 26, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80713)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MERCHANTS HOME DELIVERY SERVICE, INC.,)
210 ST. MARY'S DRIVE, OXNARD,)
CALIFORNIA, FOR A CLASS "B" PERMIT)
TO OPERATE AS A CONTRACT CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 25653-PP

ORDER OF
THOMAS M. McCAFFREY, EXAMINER,
CONTINUING HEARING

- - - - -
July 11, 1972
- - - - -

Appearances: Roger Sollenbarger, Esq.,
Lakewood, Colorado, for
Applicant.

STATEMENT AND FINDINGS OF FACT

BY THE HEARING EXAMINER:

Pursuant to notice, the above-captioned matter was called for hearing on Thursday, July 6, 1972, at 10 a.m., in the Hearing Room of the Commission, Columbine Building, 1845 Sherman Street, Denver, Colorado, by Thomas M. McCaffrey, the duly-appointed Examiner, at which time the foregoing counsel for Applicant entered his appearance. Said counsel moved for a continuance of the herein matter on the grounds that Mr. James Miller, Vice-President in charge of Operations for Levitz Furniture Company and chief supporting witness for said shipper company, was unable to attend the hearing at the scheduled time and place because said company is presently undergoing reorganization, requiring Mr. Miller's presence elsewhere. This witness' inability to attend the hearing was not known until approximately 2 p.m. the day preceding the hearing. Counsel for the Applicant stated that there is an urgent need for the contract carrier service applied for and requested that the hearing on the herein matter be

postponed until at least September 6, 1972, at which time the aforesaid witness would be available to testify. Counsel for the Applicant further stated that Mr. Joseph F. Nigro, attorney for the Protestants, had authorized him to enter Mr. Nigro's concurrence in the Request for Continuance. Counsel presented a written Request for Continuance.

The Examiner, for good cause shown, granted Applicant's request for continuance of the hearing upon the condition that hearing on this matter be held on or before September 6, 1972, and if hearing is not so held, the application be dismissed in accordance with the rules and regulations of this Commission.

O R D E R

THE EXAMINER ORDERS THAT:

1. Application No. 25653-PP be, and hereby is, continued for further hearing not later than September 6, 1972.
2. The Secretary set the herein matter for further hearing on or before September 6, 1972.
3. This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Thomas M. McCallister
Examiner
js

(Decision No. 80714)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
VERN FREDINBURG)
1003 SO. VINE)
DENVER, COLORADO 80209)

PERMIT NO. M-7971

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

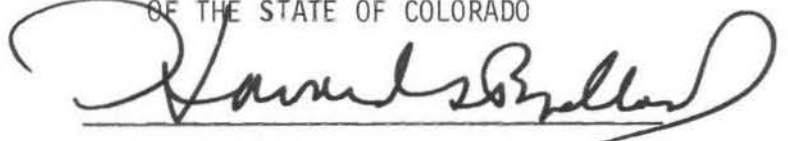
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

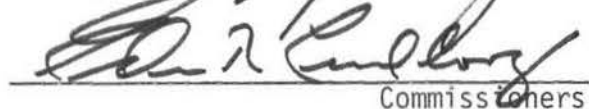
THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective July 24, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80715)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
PUREGAS OF LOVELAND, INC.)
P. O. BOX 303)
LEBANON, MISSOURI 65536)

PERMIT NO. M-8066

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

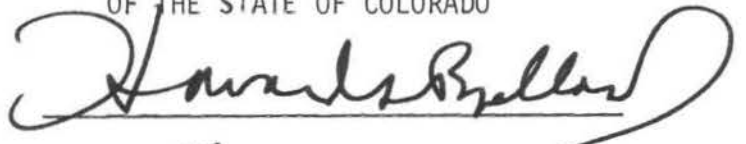
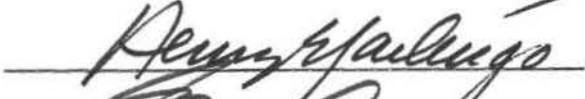
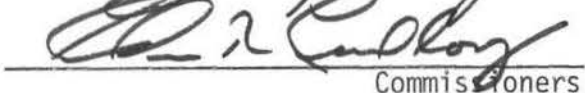
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 16, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80716)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF }
NEWARK-DENVER ELECTRONIC SUPPLY CORP. }
2170 SO. GRAPE STREET }
DENVER, COLORADO 80222 }

PERMIT NO. M-8596

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

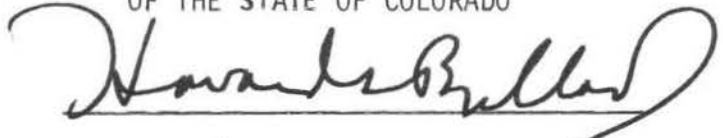
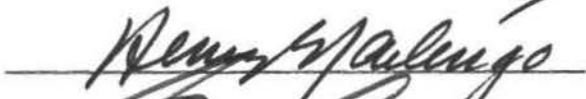

The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 11, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80717)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
S AND S DISTRIBUTING, INC.)
3603 NORTH MAIN STREET)
WAYLAND, MICHIGAN 49348)

PERMIT NO. M-10287

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

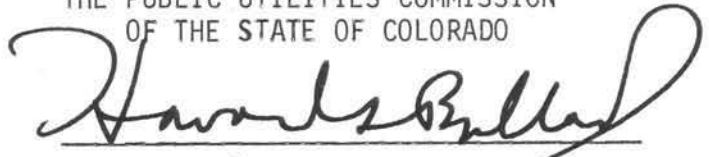
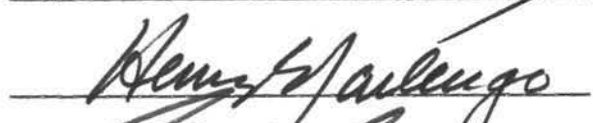
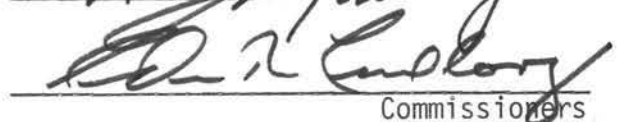
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 16, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80718)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF	}	PERMIT NO. M-10480
W. W. CULWELL AND CLARA J. CULWELL		
DOING BUSINESS AS		
ALLIANCE TRAILER SALES		
815 FLACK AVENUE		
ALLIANCE, NEBRASKA 69301	}	

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

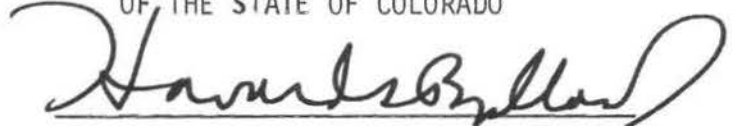
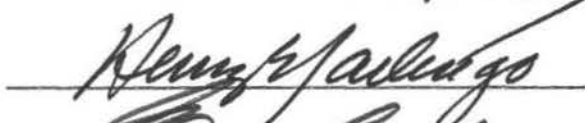
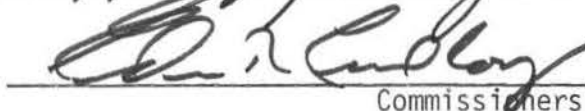
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 26, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80719)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
WESLEY N. LOVELL DOING BUSINESS AS)
WES'S TIRE SALES)
229 SoUTH MAIN STREET)
FOUNTAIN, COLORADO 80817)

PERMIT NO. M-14243

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

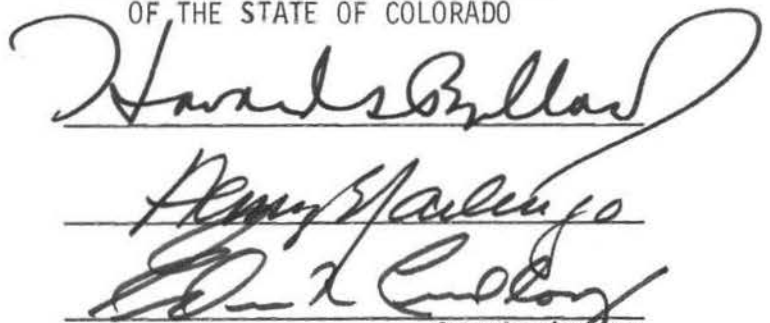
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 26, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.

nto

(Decision No. 80720)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
ROBERT E. SANDELL DOING BUSINESS AS)
ROCKY MOUNTAIN CUSTOM MILLING)
1909 SOUTH QUEBEC)
DENVER, COLORADO 80231)

PERMIT NO. M-14447

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

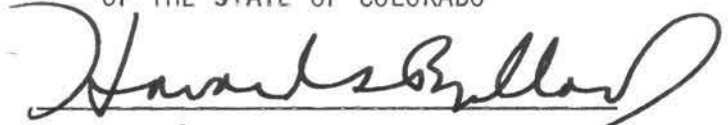
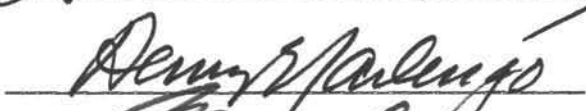
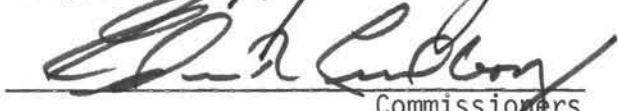
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 19, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.

nto

(Decision No. 80721)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
F. A. ARTERBURN DOING BUSINESS AS)
ARTERBURN FURNITURE CO.)
312 MAIN STREET)
LONGMONT, COLORADO 80501)

PERMIT NO. M-15993

- July 7, 1972 -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

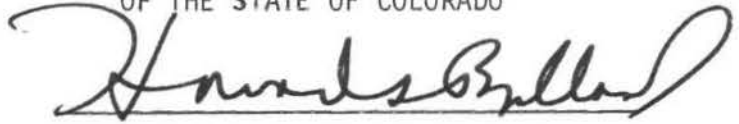

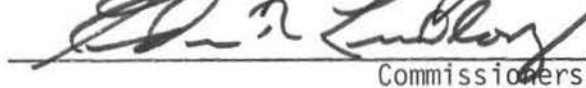
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 18, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
nto

(Decision No. 80722)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HUBERT H. MC NEILL AND EDITH H.)	APPLICATION NO. 25496-Extension
MC NEILL, 1049 COLORADO AVENUE,)	
LOVELAND, COLORADO, FOR A CERTIFICATE)	ORDER GRANTING EXTENSION OF
OF PUBLIC CONVENIENCE AND NECESSITY)	TIME IN WHICH TO FILE EXCEPTIONS
AUTHORIZING EXTENSION OF OPERATIONS)	
UNDER PUC NO. 2165.)	

July 7, 1972

Appearances: John P. Thompson, Esq.,
Denver, Colorado, for
Applicants;
Thomas J. Burke, Jr., Esq.,
Denver, Colorado, for
Don E. Schleiger, doing
business as "S & S Sanitation,"
and D & G Sanitation, Inc.,
Protestants.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 12, 1972, Recommended Decision No. 80510 of Robert L. Pyle, Examiner, was entered and served upon the parties. Section 115-6-9 (2) CRS 1963, as amended, provides that exceptions shall be filed within twenty (20) days after service of the recommended decision upon the parties or within such extended period of time as the Commission may authorize in writing.

On June 30, 1972, Protestant D & G Sanitation, Inc., by its attorney Thomas J. Burke, Jr., filed with the Commission a Petition for Extension of Time in Which to File Exceptions to Recommended Decision No. 80510 until twenty (20) days after the certification of the transcript by the reporter.

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

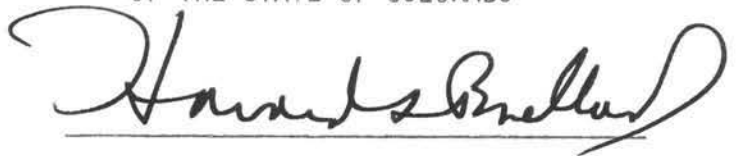
ORDER

THE COMMISSION ORDERS THAT:

Protestant D & G Sanitation, Inc., be, and hereby is, granted an extension of time within which to file exceptions to the said Recommended Decision of the Examiner until twenty (20) days after the certification of the transcript of the proceedings by the official reporter.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
hbp

(Decision No. 80723)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HUBERT H. MC NEILL AND EDITH H.)	APPLICATION NO. 25418-Transfer
MC NEILL, 1049 COLORADO AVENUE,)	
LOVELAND, COLORADO, FOR AUTHORITY)	ORDER GRANTING EXTENSION OF
TO TRANSFER PUC NO. 2165 TO JOHN E.)	TIME IN WHICH TO FILE EXCEPTIONS
ELLEY AND MARY E. ELLEY, DOING)	
BUSINESS AS "A-1 TRASH SERVICE,")	
417 JEFFERSON STREET, FORT COLLINS,)	
COLORADO.)	

- - - - -
July 7, 1972
- - - - -

Appearances: John P. Thompson, Esq.,
Denver, Colorado, for
Applicants;
Thomas J. Burke, Jr., Esq.,
Denver, Colorado, for
Don E. Schleiger, doing
business as "S & S Sanitation,"
and D & G Sanitation, Inc.,
Protestants.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 13, 1972, Recommended Decision No. 80517 of Robert L. Pyle, Examiner, was entered and served upon the parties. Section 115-6-9 (2) CRS 1963, as amended, provides that exceptions shall be filed within twenty (20) days after service of the recommended decision upon the parties or within such extended period of time as the Commission may authorize in writing.

On June 30, 1972, Protestant D & G Sanitation, Inc., by its attorney, Thomas J. Burke, Jr., filed with the Commission a Petition for Extension of Time in Which to File Exceptions to Recommended Decision No. 80517 until twenty (20) days after the certification of the transcript by the reporter.

O R D E R

THE COMMISSION ORDERS THAT:

Protestant D & G Sanitation, Inc., be, and hereby is, granted an extension of time within which to file exceptions to the said

Recommended Decision No. 80517 of the Examiner until twenty (20) days after the certification of the transcript of the proceedings by the official reporter.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
hbp

(Decision No. 80724)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
GLEN MARCELLUS, 924 EAST 8TH, LIBERAL,	)	INTERSTATE REGISTRATION
KANSAS 67901, FOR AUTHORITY TO TRANSFER)	
INTERSTATE REGISTRATION NUMBER 5028-I TO	)	NO. 5028-I - Transfer
CHARLES MARCELLUS, 1303 FAIRVIEW, LIBERAL,)	
KANSAS 67901.)	

- - - - -
July 7, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, Glen Marcellus filed evidence of the lawfulness of his Interstate Operations as conducted within the State of Colorado and was issued an Interstate Registration Number being No. 5028-I, authorizing said operations within the State of Colorado, subject to the Federal Motor Carrier Act of 1935, as amended, and in accordance with the Rules and Regulations of this Commission governing such registration.

Inasmuch as the Interstate operations being conducted have been transferred, said holder now seeks authority to transfer said Interstate Registration No. 5028-I to Charles Marcellus, an individual.

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:

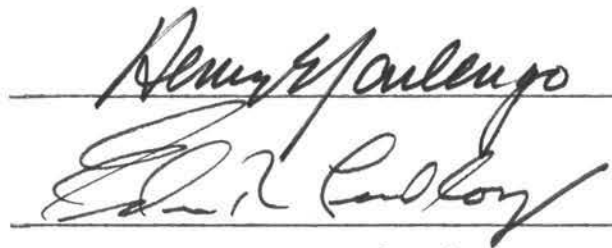
That Glen Marcellus be, and hereby is, authorized to transfer all right, title and interest in and to Interstate Registration No. 5028-I

to Charles Marcellus, an individual, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
hbp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
EVERETT PROCTOR, ROUTE 1, BOX 294,)	
SPRINGFIELD, MISSOURI 65803 FOR)	
AUTHORITY TO TRANSFER INTERSTATE)	INTERSTATE REGISTRATION
REGISTRATION NUMBER TO PROC LINES,)	
INC., A CORPORATION, ROUTE 1, BOX)	NO. 6574-I-Transfer
294, SPRINGFIELD, MISSOURI 65803.)	

- - - - -
July 7, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, Everett Proctor filed evidence of the lawfulness of his Interstate Operations as conducted within the State of Colorado and was issued an Interstate Registration Number, being No. 6574-I, authorizing said operations within the State of Colorado, subject to the Federal Motor Carrier Act of 1935, as amended, and in accordance with the Rules and Regulations of this Commission governing such registration.

Inasmuch as the Interstate operations being conducted have been transferred, said holder now seeks authority to transfer said Interstate Registration No. 6574-I to Proc Lines, Inc.

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 Everett Proctor be, and hereby is, authorized to transfer all right, title and interest in and to Interstate Registration No. 6574-I to Proc Lines, Inc., a corporation, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Harold Butler

Henry J. Gillingham

Ed R. Lundberg
Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
hbp

(Decision No. 80726

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Permit No. B-2962)

W. H. WARNER)
5305 SHERIDAN #66)
ARVADA, COLORADO 80002)

CASE NO. 315-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

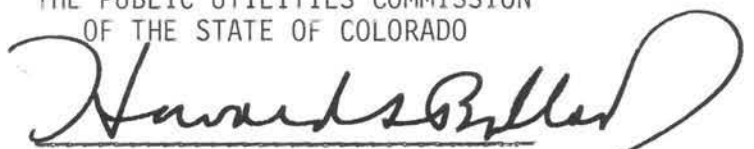
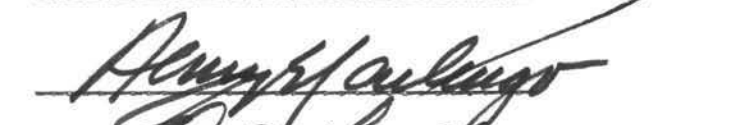

That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80727

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Permit No. B-5089)

GAILE L. STECKEL)
BOX 134, ROUTE 1)
GLENWOOD SPRINGS, COLORADO 81601)

Respondent.)

CASE NO. 316-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

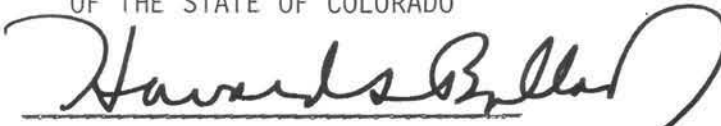
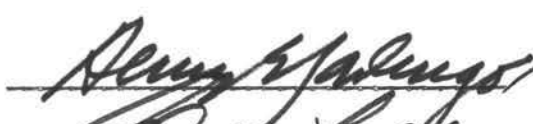
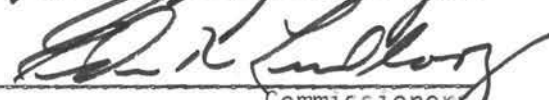
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioner

(Decision No. 80728)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-5575)

T. D. HUBBARD)
4922 BRYANT STREET)
DENVER, COLORADO 80221)

Respondent.)

CASE NO. 317-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

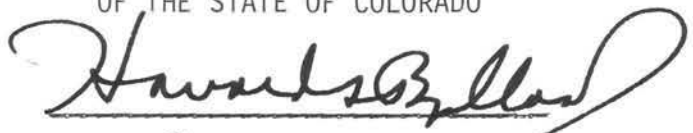
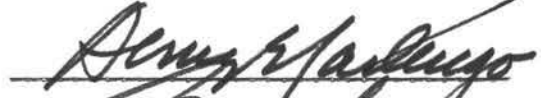
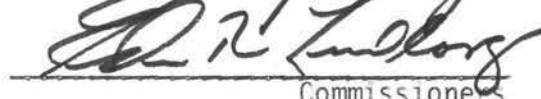
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on **August 28, 1972**, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this **10th** day of **July, 1972**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-5628)

JOHN A. LAURO)
6190 W. 39TH AVE.)
WHEATRIDGE, COLORADO 80033)

CASE NO. 318-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

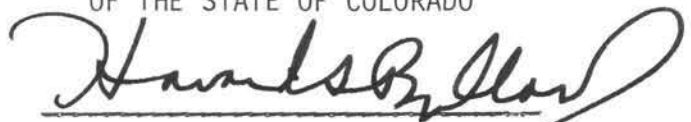

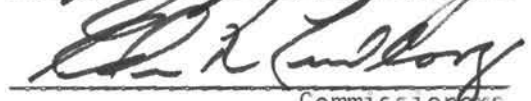
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972 .

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80730)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-6129)

FRED MONDRAGON)
RFD BOX 34)
ANTONITO, COLORADO 81120)

CASE NO. 319-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

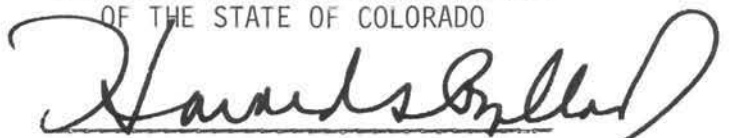

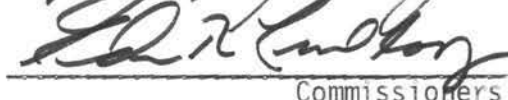
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80731)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-6582)

HERBERT SICKLER)
1191 S. XAVIER STREET)
DENVER, COLORADO 80219)

CASE NO. 320-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:



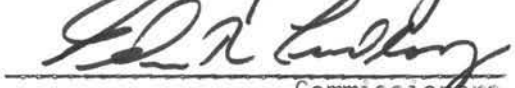
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80732

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT B-6666)

LESTER M. WARK, JR.)
2415 W. WHEELER)
COLORADO SPRINGS, COLORADO 80904)

CASE NO. 321-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

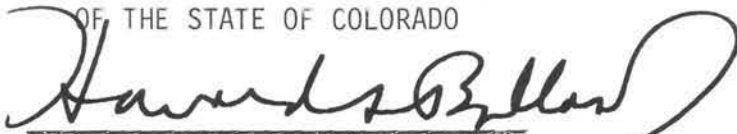


That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-6822)

COLORADO DUMP TRUCK SERV.)
929 W. CHEYENNE RD)
COLORADO SPRINGS, COLORADO 80900)

CASE NO. 322-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

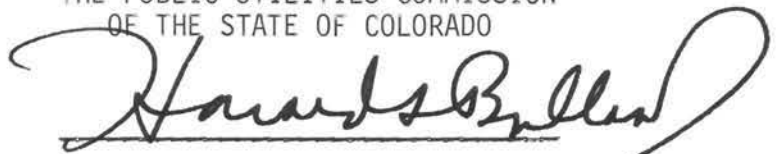

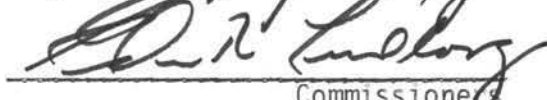
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioner

(Decision No. 80734)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-6842)

DEARMIN BROS. EXCAVATING CO.)
5121 W. 80TH AVE.)
WESTMINSTER, COLORADO 80030)

CASE NO. 323-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 operating rights for said violation and (2) determine what other appropriate orders and penalties should be entered.

ORDER

THE COMMISSION ORDERS:

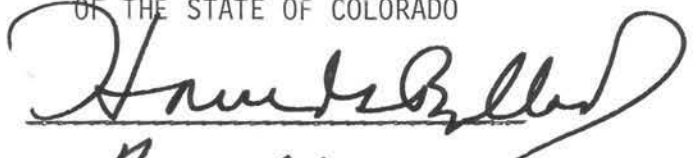

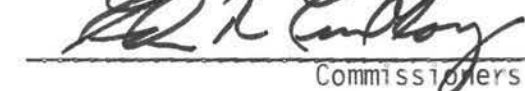
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972 .

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-6947)
DAVE THOMAS)
1636 E. 30TH AVE.)
DENVER, COLORADO 80205)
Respondent.)

CASE NO. 324-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

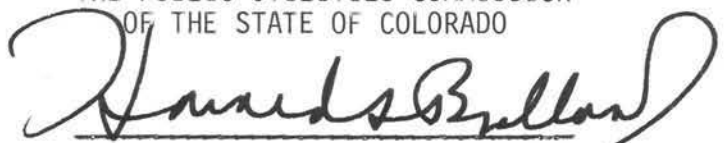


That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972 .

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80736

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7395)
)
GRAHAM EXCAVATING CO.)
PINE VALLEY,)
COLORADO 80439)
)
Respondent.)

CASE NO. ~~325 AR~~

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

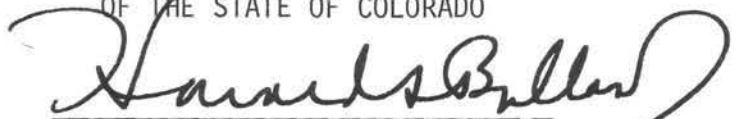
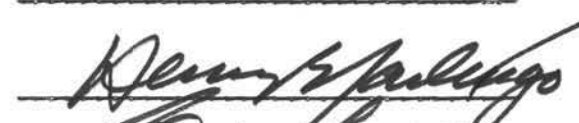

That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972 .

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7459)
STANLEY G. ANDERSON DBA)
STAN ANDERSON GENERAL CONTRACTOR)
809 W. CRESTLINE PLACE)
LITTLETON, COLORADO 80120)
Respondent.)

CASE NO. 326-AR
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

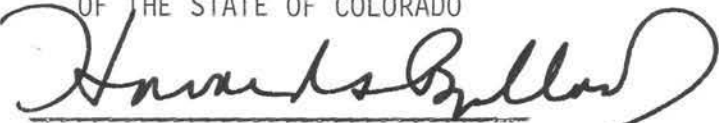
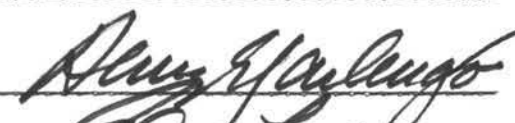
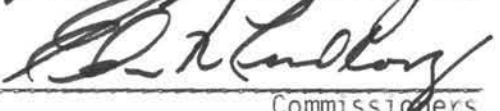
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80738)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7474)
RONALD F. PAPL)
3284 SO. DELAWARE)
ENGLEWOOD, COLORADO 80110)
Respondent.)

CASE NO. ~~327-AR~~
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

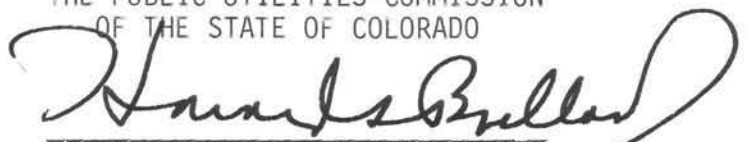
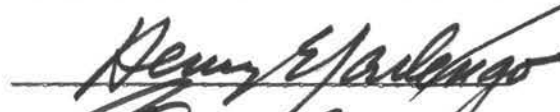

That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7491)

JOE TORRES & VINCENT ORNELAS DBA)
TORRES-ORNELAS)
P. O. BOX 592)
AURORA, COLORADO 80010)

CASE NO. 328-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

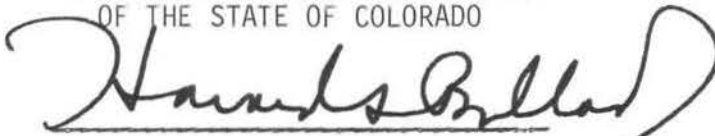
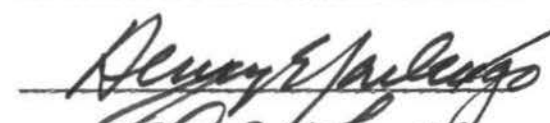
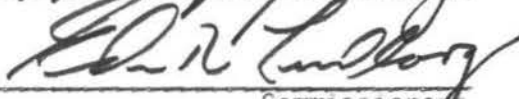
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80740

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7497)
RAYMOND PAUL SOLEMA)
17215 W. 12th AVE.)
GOLDEN, COLORADO 80401)
Respondent.)

CASE NO. 329-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

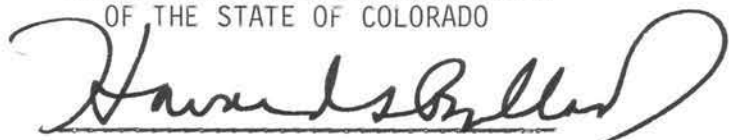
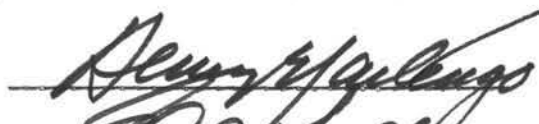
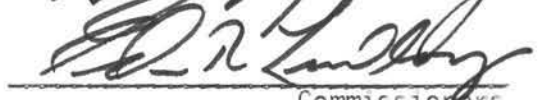
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972 .

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7503)

ROY E. HANEY)
AULT,)
COLORADO 80610)

CASE NO. 330-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

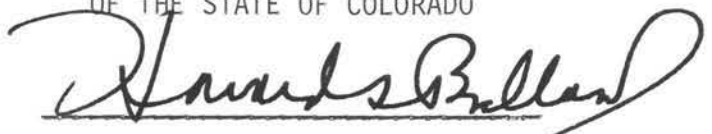
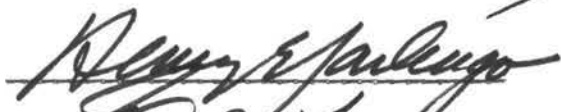
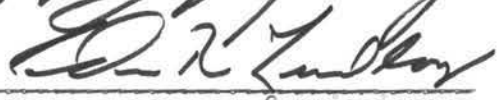
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80742)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7520)

WAYNE COWAN)
ROUTE 4, BOX 134)
GOLDEN, COLORADO 80401)

CASE NO. 331-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

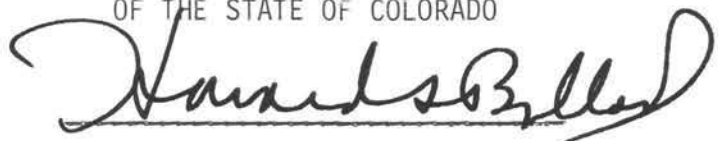
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.



That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

(Decision No 80743

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7576)

HOWARD E. SNOOK
BASALT,
COLORADO 81621)

CASE NO. 332-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

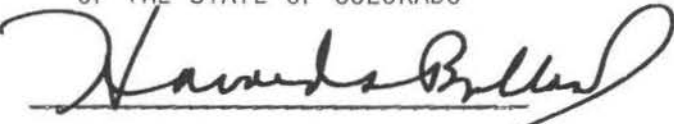
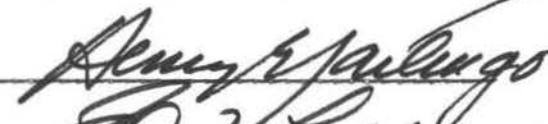

That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972 .

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7581)

DICK DALLAM DBA)
DALLAM TRUCKING)
BOX 197, ROUTE 1)
BRIGHTON, COLORADO 80601)

CASE NO. 333-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

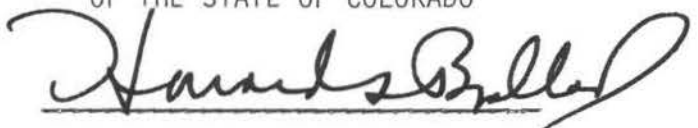
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

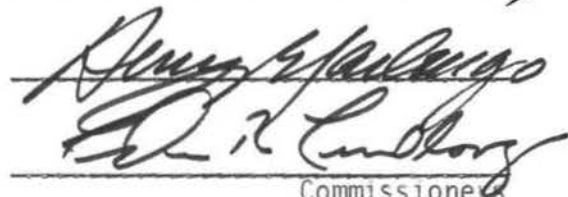
That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows cause why the above captioned and numbered operating rights should not be revoked for the herein described violation, on or before the date and time for the hearing as specifically set forth above, the operating rights of the Respondent shall be revoked.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioner

(Decision No. 80745

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7584)
JAMES L. CULLEN DBA)
C & W CONSTRUCTION CO.)
350 - 4TH, P. O. BOX 973)
STEAMBOAT SPRINGS, COLORADO 80477)
Respondent.)

CASE NO. 334-AR
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 operating rights for said violation and (2) determine what other appropriate orders and penalties should be entered.

ORDER

THE COMMISSION ORDERS:

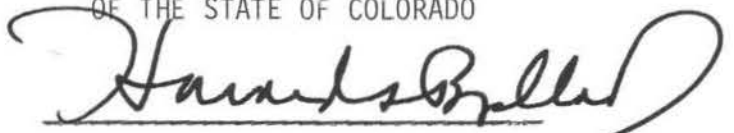
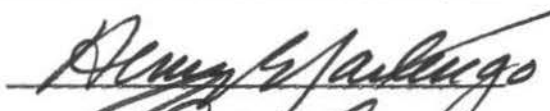
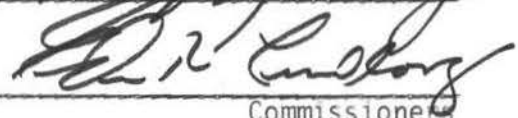
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7590)
LOUIS REYES DBA)
REYES TRUCKING)
860 CLERMONT)
DENVER, COLORADO 80220)
Respondent.)

CASE NO. 335-AR
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

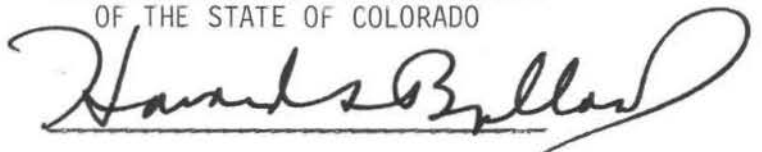
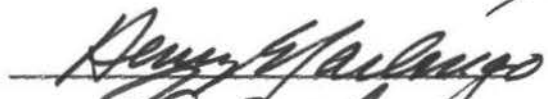

That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioner

(Decision No. 80747)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7592)

DANIEL P. O'NEILL
8006 PARFET WAY
ARVADA, COLORADO 80002)

CASE NO. 336-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

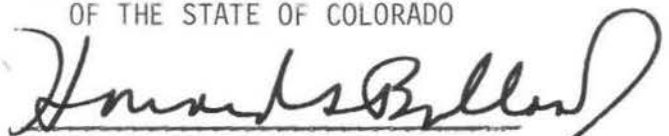
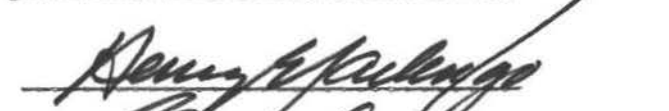

That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7599)

EUGENE DOYLE CROWLEY DBA)
WHEATRIDGE ASPHALT)
3032 ARAPAHOE STREET)
DENVER, COLORADO 80205)

Respondent.)

CASE NO. 337-AR
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

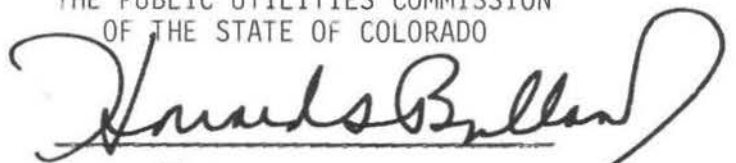
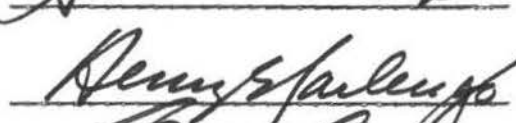
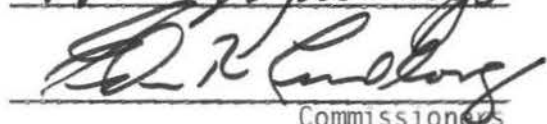
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80749)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7639)
CARL J. & PATRICIA M. SCAVO DBA)
SCAVO TRUCKING & TOWING)
3347 W. 53rd AVENUE)
DENVER, COLORADO 80221)
Respondent.)

CASE NO. 338-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:



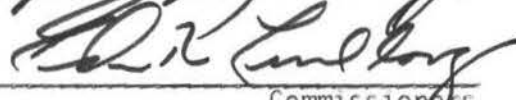
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. 4366)
E. Z. DISPOSAL CO.)
815 CURRIE)
PUEBLO, COLORADO 81101)
Respondent.)

CASE NO. 339-AR
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

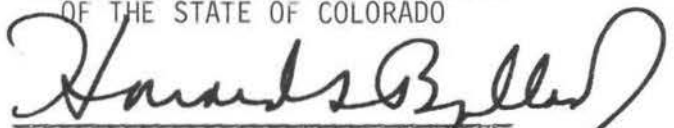
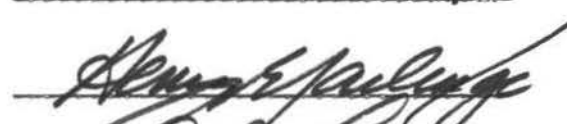

That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972 .

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

(Decision No. 80751)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

PETE SABO)

150 Princeton)

Pueblo, Colorado 81005)

AUTHORITY NO. M 10218

CASE NO. 8317-M-Ins.

July 6, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 26, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

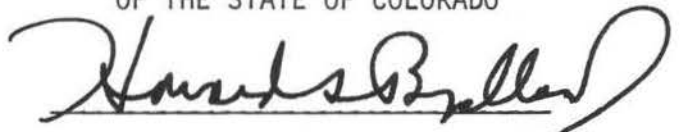
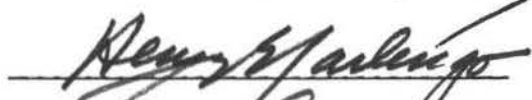
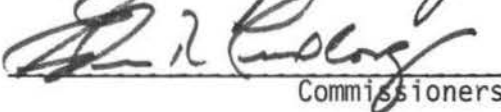
The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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, 1972

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
MOUNTAIN VIEW ELECTRIC ASSOCIATION, INC.,)	
A COLORADO CORPORATION, LIMON, COLORADO,	)	APPLICATION NO. 25539
FOR AN ORDER EXTENDING AND ALTERING ITS)	
CERTIFICATE OF PUBLIC CONVENIENCE AND)	
NECESSITY IN LINCOLN AND EL PASO COUNTIES,	)	ORDER OF THE COMMISSION
COLORADO, IN THE MANNER SET FORTH IN THIS)	
APPLICATION, TO INCLUDE AN AREA PRESENTLY)	
CERTIFICATED TO THE SOUTHEAST COLORADO)	
POWER ASSOCIATION, INC.)	

- - - - -
July 10, 1972
- - - - -

It appearing, That by order of the Commission dated February 28, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2).

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed.

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

It further appearing, That Applicant MOUNTAIN VIEW has been issued a certificate of public convenience and necessity by this Commission to serve areas in Lincoln and El Paso Counties, State of Colorado, and that Southeast Colorado Power Association, Inc. (Southeast), also has been issued a certificate of public convenience and necessity by this Commission that includes areas in Lincoln and El Paso Counties.

It further appearing, That because of the location of the existing distribution lines of Applicant and Southeast, and in order to better serve the public, Applicant and Southeast entered into an Agreement dated July 28, 1971, modifying the boundary line between the two utilities in parts of Lincoln and El Paso Counties. In addition to being a party to the Agreement, Southeast also filed a "Consent to Granting Application" on April 6, 1972.

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered.

Wherefore, and good cause appearing therefor:

We find, That the present and future public convenience and necessity requires and will require an amendment to the boundary lines of the Certificate of Public Convenience and Necessity heretofore issued to Southeast Colorado Power Association and to Applicant's Certificate of Public Convenience and Necessity as hereinafter ordered and set forth.

And we further find, That Applicant is fit, willing and able to perform the service in the area hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Applicant Mountain View Electric Association, Inc., be, and it hereby is, granted a Certificate of Public Convenience and Necessity to render electric service in the following described areas:

Beginning at a point in the Southwest corner of the Southwest Quarter of Section 18, Township 8 South, Range 65 West, 6th P.M., the point of beginning, thence East 5 miles to the Northeast corner of Section 23, Township 8 South, Range 65 West; thence South 6 miles to the Southeast corner of Section 14, Township 9 South, Range 65 West; thence East 7 miles to the Southeast corner of Section 13, Township 9 South, Range 64 West; thence North 2 miles to the Southwest corner of Section 6, Township 9 South, Range 63 West; thence approximately 2.8 miles in a Northeasterly direction, beginning at said Southwest corner of Section 6, Township 9 South, Range 63 West, to the Northwest corner of Section 33 Township 8 South, Range 63 West; thence East 4 miles to the Northeast corner of Section 36, Township 8 South, Range 63 West; thence South 1 mile to the Southeast corner of Section 36, Township 8 South, Range 63 West; thence East 2 miles to the Northeast corner of Section

5, Township 9 South, Range 62 West; thence North 6 miles to the Northwest corner of Section 4, Township 8 South, Range 62 West; thence approximately 19.5 miles in a North-easterly direction to the Northwest corner of Section 6, Township 6 South, Range 59 West; thence East approximately 18 miles to the Southwest corner of Section 31, Township 5 South, Range 56 West; thence North 6 miles to the Northwest corner of Section 6, Township 5 South, Range 56 West; thence East 13 miles to the Northeast corner of Section 6, Township 5 South, Range 54 West; thence South 3 miles to the Southwest corner of Section 17, Township 5 South, Range 54 West; thence East 4 miles to the Southwest corner of Section 13, Township 5 South, Range 54 West; thence South 3 miles to the Southeast corner of Section 35, Township 5 South, Range 54 West; thence East approximately 12 miles to the Northeast corner of Section 1, Township 6 South, Range 52 West; thence South 12 miles to the Southeast corner of Section 36, Township 7 South, Range 52 West; thence West 17 miles to the Northwest corner of Section 5, Township 8 South, Range 54 West; thence South 9 miles to the Southeast corner of Section 18, Township 9 South, Range 54 West; thence West 1 mile to the Southwest corner of Section 18, Township 9 South, Range 54 West; thence South 3 miles to the Southeast corner of Section 36, Township 9 South, Range 55 West; thence West 6 miles to the Northwest corner of Section 6, Township 10 South, Range 55 West; thence Southerly approximately 12 miles along the East boundary line of Range 56 West to the Southwest corner of Section 31, Township 11 South, Range 55 West; thence East 12 miles to the Southwest corner of Section 31, Township 11 South, Range 53 West; thence North approximately 12 miles along the East boundary line of Range 54 to the Northwest corner of Section 6, Township 10 South, Range 53 West; thence East 12 miles to the Northeast corner of Section 1, Township 10 South, Range 52 West; thence Southerly along the East boundary line of Range 52 West a distance of approximately 44 miles to the Southeast corner of Section 13, Township 17 South, Range 52 West; thence West 2 miles to the Southwest corner of Section 14, Township 17 South, Range 52 West; thence South 3 miles to the Southeast corner of Section 34, Township 17 South, Range 52 West; thence Westerly approximately 36 miles along the South boundary line of Township 17 South, Ranges 52, 53, 54, 55, 56, 57 and 58 West to the Southwest corner of Section 35, Township 17 South, Range 58 West; thence North 4 miles to the Northwest corner of Section 14, Township 17 South, Range 58 West; thence East 2 miles to the Northeast corner of Section 13, Township 17 South, Range 58 West; thence North 6 miles to the Northwest corner of Section 18, Township 16 South, Range 57 West; thence West 3 miles to the Southwest corner of Section 10, Township 16 South, Range 58 West; thence North 2 miles to the Northwest corner of Section 3, Township 16 South, Range 58 West; thence West 2 miles to the Southwest corner of Section 32, Township 15 South, Range 58 West; thence North 5-1/2 miles to the Southwest corner of the North 1/2 of Section 5, Township 15 South, Range 58 West; thence West 8 miles to the Southeast corner of the North 1/2 of Section 2, Township 15 South, Range 60 West; thence

North 1/2 mile to the Northeast corner of Section 2, Township 15 South, Range 60 West; thence West one mile to the Northwest corner of Section 2, Township 15 South, Range 60 West; thence South 1/2 mile to the Southwest corner of the North 1/2 of Section 2, Township 15 South, Range 60 West; thence West 4 miles to the Southwest corner of the North 1/2 of Section 6, Township 15 South, Range 60 West; thence North 1/2 mile to the Northwest corner of Section 6, Township 15 South, Range 60 West; thence West 2-1/2 miles to the Southwest corner of the SE 1/4 of Section 34, Township 14 South, Range 61 West; thence North 1-1/2 miles to the center of Section 27, Township 14 South, Range 61 West; thence West 2 miles to the center of Section 29, Township 14 South, Range 61 West; thence North 2 miles to the center of Section 17, Township 14 South, Range 61 West; thence West 1-1/2 miles to the Northwest corner of the South 1/2 of Section 18, Township 14 South, Range 61 West; thence South 21-1/2 miles to the Southeast corner of Section 36, Township 17 South, Range 62 West; thence West 7 miles to the Northeast corner of Section 2, Township 18 South, Range 63 West; thence South 5 miles to the Southeast corner of Section 26, Township 18 South, Range 63 West; thence West 9 miles to the Northwest corner of Section 33, Township 18 South, Range 64 West; thence South 1/2 mile to the Southeast corner of the North 1/2 of Section 32, Township 18 South, Range 64 West; thence West 4 miles to the Southwest corner of the North 1/2 of Section 35, Township 18 South, Range 65 West; thence North 5-1/2 miles to the Northwest corner of Section 2, Township 18 South, Range 65 West; thence West 4 miles to the Southwest corner of Section 31, Township 17 South, Range 65 West; thence North 6 miles to the Northwest corner of Section 6, Township 17 South, Range 65 West; thence East 1-1/2 miles to the Southwest corner of the East 1/2 of Section 32, Township 16 South, Range 65 West; thence North 2 miles to the Northwest corner of the East 1/2 of Section 29, Township 16 South, Range 65 West; thence East 1/2 mile to the Northeast corner of Section 29, Township 16 South, Range 65 West; thence North 2-1/4 miles to the Northwest corner of the S $\frac{1}{2}$ S $\frac{1}{2}$ of Section 9, Township 16 South, Range 65 West; thence East 1 mile to the Northeast corner of the S $\frac{1}{2}$ S $\frac{1}{2}$ of Section 9, Township 16 South, Range 65 West; thence North 3/4 mile to the Northeast corner of Section 9, Township 16 South, Range 65 West; thence West 3/4 mile to the Southwest corner of the E $\frac{1}{2}$ W $\frac{1}{2}$ of Section 4, Township 16 South, Range 65 West; thence North 1 mile to the Northwest corner of the E $\frac{1}{2}$ W $\frac{1}{2}$ of Section 4, Township 16 South, Range 65 West; thence West 1/4 mile to the Northwest corner of Section 4, Township 16 South, Range 65 West; thence North 11 miles to the Southwest corner of Section 4, Township 14 South, Range 65 West; thence West on the South line of Section 5, Township 14 South, Range 65 West to the Southeast corner of Lot 234, Cimarron Westridge Filing No. 1, as shown in Plat Book T-2, Page 15, El Paso County, Colorado; thence North along the Easterly boundary line of said Lot 234 and along the Easterly boundary of said Lot 234 extended to a point in the center of Omaha Boulevard; thence West along the center of Omaha Boulevard to a point where the center of Omaha Boulevard intersects the center of Tahlequah Drive extended; thence Northeasterly along the center of said Tahlequah Drive to a point where

the center line of Tahlequah Drive intersects the center line of Osage Way extended; thence Northwesterly along the center line of Osage Way to the center of the cul de sac of said Osage Way; thence Northerly along the Easterly boundary line of Lot 167 of said Cimarron - Westridge Filing No. 1 extended, and along the Easterly boundary line of said Lot 167 to the Northeast corner of said Lot 167; thence Westerly along the Northerly boundary line of said Lot 167 to the Southeast corner of Lot 166 of said Cimarron - Westridge Filing No. 1; thence Northwesterly along the Easterly boundary line of said Lot 166 and along the said Easterly boundary line of said Lot 166 extended to a point where said extended boundary line intersects the Westerly boundary line of Section 5, Township 14 South, Range 65 West; thence North to the Northwest corner of Section 5, Township 14 South, Range 65 West; thence North 3 miles to the Southwest corner of Section 17, Township 13 South, Range 65 West; thence West 2 miles to the Southwest corner of Section 13, Township 13 South, Range 66 West; thence North 2 miles to the Southwest corner of Section 1, Township 13 South, Range 66 West; thence West 3 miles to the Southwest corner of Section 4, Township 13 South, Range 66 West; thence North 1 mile to the Northwest corner of Section 4, Township 13 South, Range 66 West; thence West along the North boundary line of Section 5, Township 13 South, Range 66 West to the East boundary line of the Air Force Academy site; thence following the East boundary line of the Air Force Academy site approximately 6.2 miles in a Northwesterly direction to the North boundary line of the Air Force Academy site on South line of Section 36, Township 11 South, Range 67 West; thence West approximately 3.7 miles to the Northwest corner of the $E\frac{1}{2}E\frac{1}{2}$ of Section 5, Township 12 South, Range 67 West; thence South 1 mile on the quarter section line to the South line of Section 5, said Township and Range; thence East $\frac{1}{4}$ mile to the Southeast corner of Section 5, Township 12 South, Range 67 West; thence South 2 miles to the Southwest corner of Section 16, Township 12 South, Range 67 West; thence East $\frac{1}{2}$ mile on the section line to the Northeast corner of the Northwest quarter of Section 21, Township 12 South, Range 67 West; thence South $\frac{1}{2}$ mile to the Southeast corner of the Northwest quarter of Section 21, Township 12 South, Range 67 West; thence West $\frac{1}{2}$ mile to the Northwest corner of the Southwest quarter of Section 21, Township 12 South, Range 67 West; thence South $\frac{1}{2}$ mile to the Southwest corner of the Southwest quarter of Section 21, Township 12 South, Range 67 West; thence West 2 miles on the section line to the Southwest corner of Section 19, Township 12 South, Range 67 West; thence North 8 miles to the Northwest corner of Section 18, Township 11 South, Range 67 West; thence East 2 miles on the Section line to the Northeast corner of Section 17, Township 11 South, Range 67 West; thence South $\frac{1}{4}$ mile to the Southwest corner of the $N\frac{1}{2}N\frac{1}{2}$ of Section 16, Township 11 South, Range 67 West; thence East $1\frac{1}{2}$ miles to the Southeast corner of the $N\frac{1}{2}NW\frac{1}{4}$ of Section 15, Township 11 South, Range 67 West; thence North $2\frac{1}{4}$ miles to the Northwest corner of the Northeast quarter of Section 3, Township 11 South, Range 67 West;

thence East 1-1/2 miles to the Southwest corner of Section 36, Township 10 South, Range 67 West; thence North 1-1/2 miles to the Northwest corner of the Southwest quarter of Section 25, Township 10 South, Range 67 West; thence approximately 4.3 miles in a Northeasterly direction to the Southwest corner of Section 15, Township 10 South, Range 66 West; thence approximately 3.5 miles in a Northeasterly direction to the Northeast corner of the Southeast quarter of Section 34, Township 9 South, Range 66 West; thence West 1 mile to the Northwest corner of the Southwest quarter of Section 34, Township 9 South, Range 66 West; thence North 1 mile to the Northwest corner of the Southwest quarter of Section 27, Township 9 South, Range 66 West; thence East 1 mile to the Northeast corner of the Southeast quarter of Section 27, Township 9 South, Range 66 West; thence approximately 7.7 miles in a Northeasterly direction to the point of beginning; located in Arapahoe, Elbert, El Paso, Washington, Lincoln, Douglas and Pueblo Counties, Colorado.

And it is further ordered, That the Certificate granted herein to Applicant Mountain View Electric Association supersede and cancel all previously issued certificates.

And it is further ordered, That the Certificate granted to Southeast Colorado Power Association, Inc., by virtue of Decision No. 73662 of October 6, 1969, pertaining to portions of El Paso and Lincoln Counties be amended to read as follows:

AREA 1

Beginning at the Southwest corner of Section 32, Township 17 South, Range 58 West; thence North 1 mile to the Northwest corner of said Section 32; thence East 3 miles to the Northeast corner of Section 34, Township 17 South, Range 58 West; thence North 3 miles to the Northwest corner of Section 14, Township 17 South, Range 58 West; thence East 2 miles to the Northeast corner of Section 13, Township 17 South, Range 58 West; thence north 6 miles to the Northwest corner of Section 18, Township 16 South, Range 57 West; thence West 3 miles to the Southwest corner of Section 10, Township 16 South, Range 58 West; thence North 2 miles to the Northwest corner of Section 3, Township 16 South, Range 58 West; thence West 2 miles to the Southwest corner of Section 32, Township 15 South, Range 58 West; thence North 5-1/2 miles to the Southwest corner of the North 1/2 of Section 5, Township 15 South, Range 58 West; thence West 8 miles to the Southeast corner of the North 1/2 of Section 2, Township 15 South, Range 60 West; thence North 1/2 mile to the Northeast corner of Section 2, Township 15 South, Range 60 West; thence West 1 mile to the Northwest corner of said Section 2; thence South 1/2 mile to the Southwest corner of the North 1/2 of said Section 2; thence West 4 miles to the Southwest corner of the North 1/2 of Section 6, Township 15 South, Range 60 West; thence North 1/2 mile to the

Northwest corner of Section 6, Township 15 South, Range 60 West; thence West 2-1/2 miles to the Southwest corner of the SE 1/4 of Section 34, Township 14 South, Range 61 West; thence North 1-1/2 miles to the center of Section 27, Township 14 South, Range 61 West; thence West 2 miles to the center of Section 29, Township 14 South, Range 61 West; thence North 2 miles to the center of Section 17, Township 14 South, Range 61 West; thence West 1-1/2 miles to the Northwest corner of the South 1/2 of Section 18, Township 14 South, Range 61 West; thence South 15-1/2 miles to the Southwest corner of Section 31, Township 16 South, Range 61 West; thence East 3 miles to the Southeast corner of Section 33, Township 16 South, Range 61 West; thence South 6 miles to the Southwest corner of Section 34, Township 17 South, Range 61 West; being the intersection with the El Paso-Pueblo County line; thence east along said county line and continuing along the county line common to Lincoln and Crowley Counties a distance of 16 miles to the Southwest corner of Section 32, Township 17 South, Range 58 West, being the point of beginning.

AREA 2

Beginning at the Southeast corner of Section 13, Township 17 South, Range 52 West; thence West 2 miles to the Southwest corner of Section 14, Township 17 South, Range 52 West; thence South 3 miles to the Southeast corner of Section 34, Township 17 South, Range 52 West; thence East 2 miles to the Southeast corner of Section 36, Township 17 South, Range 52 West; thence North 3 miles to the Southeast corner of Section 13, Township 17 South, Range 52 West, the point of beginning.

And it is further ordered, That except as amended herein Decision No. 73662 of October 6, 1969, remain in full force and effect, and that copies of this Order be filed in Southeast Colorado Power Association's Application No. 19814 and Application No. 19362.

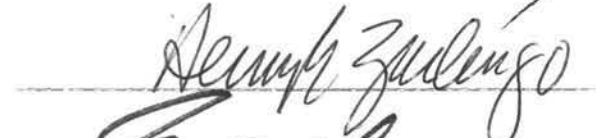
And it is further ordered, That Mountain View Electric Association, Inc., and Southeast Colorado Power Association, Inc., continue to render service under the tariffs of rates as are on file until changed in accordance with the rules and regulations of the Commission.

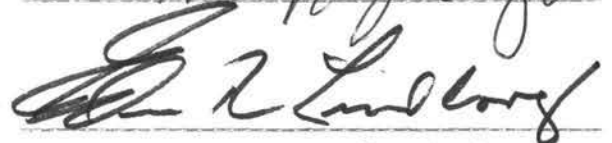
And it is further ordered, That Mountain View Electric Association, Inc., and Southeast Colorado Power Association, Inc., shall continue to conduct their services in accordance with the Rules Regulating the Service of Electric Utilities as prescribed by this Commission.

And it is further ordered, That this Order shall become
effective twenty-one (21) days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 10th day of July, 1972.
hbp

(Decision No. 80753)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF MEASURED AND)	
FLAT RATE SERVICE PROVIDED BY)	
THE MOUNTAIN STATES TELEPHONE)	
AND TELEGRAPH COMPANY IN GROUP	)	CASE NO. 5495
7, 8, 9 AND 10 EXCHANGES,)	
INCLUDING PUEBLO, COLORADO SPRINGS)	
AND DENVER METROPOLITAN AREAS.)	

- - - - -
July 7, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The above-entitled case has been heretofore set for hearing during the week of July 17 through July 21, 1972. On June 15, 1972, Respondent, Mountain States Telephone and Telegraph Company, filed a Motion for Setting Hearing Dates, requesting that additional dates of August 7 through August 11, 1972, and January 31, February 1 and February 2, 1973, be set in this matter.

The Commission finds that the request for setting August 7 through August 11, 1972, as hearing dates, should be granted (with the exception of August 7, a holiday, and August 9, which is not available) and the remainder of the Motion denied at this time, as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS THAT:

1. The above-entitled Case No. 5495 be, and hereby is, set for additional hearings as follows:

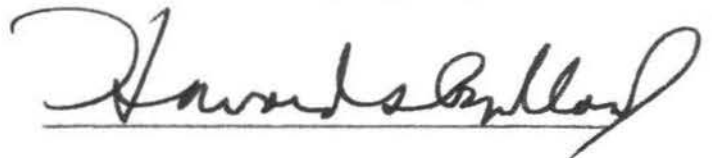
DATE:	August 8, 1972
TIME:	10 a.m.
PLACE:	Commission Hearing Room 507 Columbine Building 1845 Sherman Street Denver, Colorado.

2. Additional hearing dates of August 10, 11, and 14, 1972, be, and hereby are, reserved on the Commission's calendar for the purpose of hearing in Case No. 5495 if necessary.

3. If at the conclusion of the hearing starting August 8, 1972, it may appear that additional hearing dates are necessary for the purpose of receiving additional evidence in the matter, any party hereto may make appropriate motions therefor at that time.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
hbp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	APPLICATION NO. 25893
THE WESTERN COLORADO POWER COMPANY)	
FOR A CERTIFICATE OF PUBLIC CONVEN-)	ORDER OF THE COMMISSION
IENCE AND NECESSITY IN THE TOWN OF)	NOTICE OF APPLICATION FILED
OLATHE, MONTROSE COUNTY, COLORADO.)	AND
	NOTICE OF HEARING

- - - - -
July 7, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 30, 1972, The Western Colorado Power Company filed with the Public Utilities Commission the above-entitled application.

Upon consideration of the matter, the Commission on its own motion states and finds that good cause exists and the public interest and necessity require that less than thirty (30) days' notice be given of the filing of said Application No. 25893, as provided for in the Order herein. The Commission further finds that the above-entitled matter should be set for hearing as hereinafter set forth.

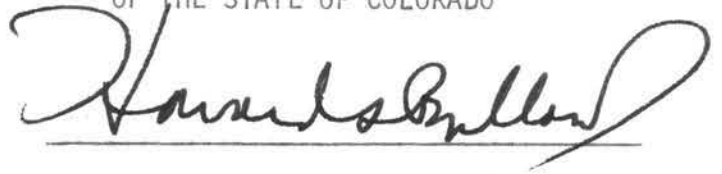
O R D E R

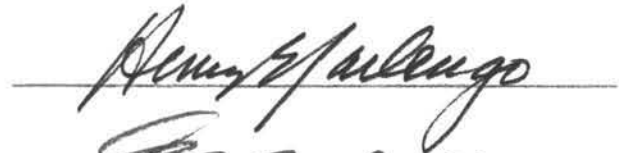
THE COMMISSION ORDERS THAT:

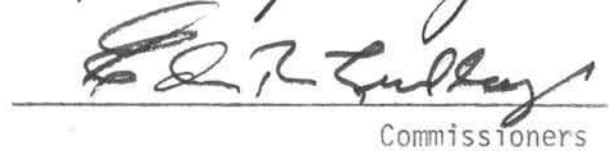
1. The above-entitled application be, and hereby is, set for hearing before the Commission on Monday, July 31, 1972, at 2 p.m. in the District Courthouse, Courtroom, Montrose, Colorado.
2. Any person desiring to file objection, intervene in or participate as a party herein shall file appropriate pleadings therefor prior to the hearing hereinabove set.
3. Notice be, and hereby is, given of the filing of the above-entitled application and the hearing thereon.

4. This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
hbp

(Decision No. 80755)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF	)	APPLICATION NO. 25357-Transfer
J. B. MONTGOMERY, INC., 5150 BRIGHTON)	
BOULEVARD, DENVER, COLORADO, FOR AU-	)	COMMISSION ORDER DENYING
THORITY TO TRANSFER PUC NO. 8087 TO	)	EXCEPTIONS TO RECOMMENDED
ROBERT D. HOUNSHELL, 111 EAST CHESTNUT	)	DECISION NO. 79881 OF
STREET, STERLING, COLORADO.	)	ROBERT L. PYLE, EXAMINER

- - - - -
July 7, 1972
- - - - -

Appearances: John P. Thompson, Esq., Denver,
Colorado, for Transferor and
Transferee.
David E. Driggers, Esq., Denver,
Colorado, for North Eastern Motor
Freight, Inc., Protestant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On March 29, 1972, Hearing Examiner Robert L. Pyle, pursuant to the provisions of 1963 CRS 115-6-9 (2), as amended, transmitted to the Commission the record and exhibits of this proceeding, together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

On June 8, 1972, North Eastern Motor Freight, Inc., by its attorney David E. Driggers, filed Exceptions to the said Recommended Decision No. 79881.

The Commission has now reconsidered the matter and has determined that the Exceptions filed herein by North Eastern Motor Freight, Inc., should be overruled and denied; that the Examiner's findings of fact and conclusions in the Recommended Decision No. 79881 should be adopted as its own; and concludes that the following order should be entered.

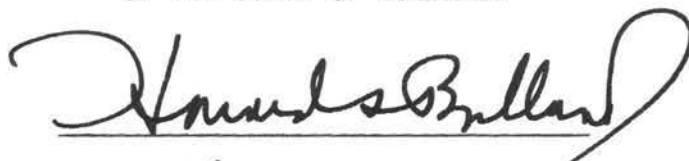

O R D E R

THE COMMISSION ORDERS THAT:

1. The Exceptions filed herein by Protestant be, and the same hereby are, overruled and denied.
2. The findings of fact and conclusions of Hearing Examiner Robert L. Pyle in Recommended Decision No. 79881 be, and hereby are, adopted by the Commission.
3. The Examiner's Recommended Order in said Decision No. 79881 be, and hereby is, entered as the Order of the Commission herein without any change or modification; that the said Recommended Order be, and hereby is, incorporated herein by reference the same as if it had been set forth in full as the Order of the Commission.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioner

COMMISSIONER EDWIN R. LUNDBORG
DISSENTING.

COMMISSIONER EDWIN R. LUNDBORG DISSENTING:

I respectfully dissent.

As a bare minimum, my colleagues -- in ordering the approval of the instant transfer -- should have made their approval subject to the condition of requiring the cancellation of the duplicating operating rights as fully set forth in the Exceptions filed herein. Their failure in requiring such cancellation violates what I have always thought and known to be a longstanding policy of this Commission.

I would grant the Exceptions as filed and, accordingly, would deny the application.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioner

Dated at Denver, Colorado this
7th day of July, 1972.
hj

(Decision No. 80756)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
PERMIT NO. B-7498)

BUCK HORN
511 SOUTH 5TH STREET
LAMAR, COLORADO 81052)

CASE NO. 340-AR

NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named Respondent was issued the above-entitled authority to engage in the business of a motor vehicle carrier. The files of the Commission disclose that said Respondent has failed to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission and is now operating under said authority in violation of said law, rules and regulations.

The Commission states and finds that unless the above named Respondent files with the Commission an Annual Report as above set forth 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 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:

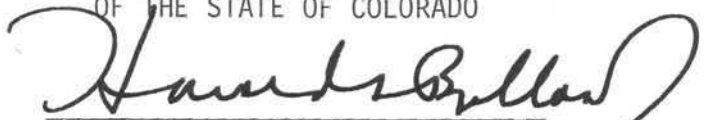
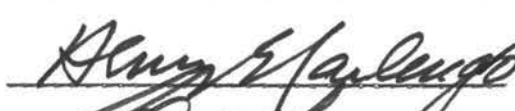
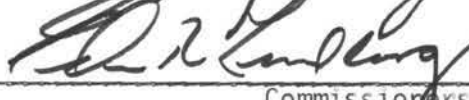
That this case be, and the same hereby is, set down for hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203, at 10:00 a.m., on August 28, 1972, at which time and place proper evidence may be presented.

That, unless the herein Respondent shall have filed an Annual Report as herein set forth or shows 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.

That other orders and penalties as may be appropriate be entered.

Dated at Denver, Colorado, this 10th day of July, 1972

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)
THE CITY COUNCIL, CITY OF COLORADO)
SPRINGS, COLORADO 80902, FOR FUND-)
ING AND AUTHORITY TO INSTALL AUTO-)
MATIC RAILROAD CROSSING GATES, AT)
AN EXISTING PUBLIC GRADE CROSSING,)
MILEPOST 70 PLUS 2377 FEET, KNOWN)
AS GARDEN OF THE GODS ROAD CROSSING,)
ON THE MAIN LINE TRACKAGE OF THE)
DENVER AND RIO GRANDE WESTERN RAIL-)
ROAD COMPANY IN CITY OF COLORADO)
SPRINGS, STATE OF COLORADO.)

APPLICATION NO. 25483

- - - - -
July 10, 1972
- - - - -

Appearances: Gordon D. Hinds, City Attorney, and
James G. Colvin II, Deputy City Attorney,
Colorado Springs, Colorado,
for Applicant;
John S. Walker, Esq.,
Denver, Colorado, for
The Denver and Rio Grande Western
Railroad Company;
J. L. McNeill, Denver, Colorado,
of the Staff of the Commission.

PROCEDURE AND RECORD

On January 31, 1972, and under the provisions of 115-4-6, CRS 1963, as amended, the City Council of the City of Colorado Springs, herein-after referred to also as City of Colorado Springs, the City, or as Applicant, filed the above-entitled application seeking an order of this Commission to authorize installation, operation and maintenance of automatic railroad crossing gates at a grade crossing within the city limits of Colorado Springs, Colorado, known as Garden of the Gods Road, being over and across the single main line track of The Denver and Rio Grande Western Railroad (Rio Grande) at Milepost 70 + 2,377 feet.

The Commission assigned Docket No. 25483 to the application.

With due and proper notice to interested persons, firms or corporations and to the owners of adjacent property, the Commission set the

matter for a hearing on the date of May 30, 1972, at 10 a.m. in the El Paso County Office Building, 27 East Vermijo, Colorado Springs, Colorado.

Pursuant to law, the Commission designated Christian O. Igenbergs as examiner for the purpose of conducting a hearing on this application, and the matter was thereafter heard by Examiner Igenbergs at the aforesaid time and place.

There were no appearances by public witnesses at the hearing and no objections or petitions appear in the Commission file.

Testimony relative to the application was given by the following:

DeWitt Miller, Director of Public Works, City of Colorado Springs;

James D. Ringe, Director of City Planning, City of Colorado Springs;

F. D. Ives, General Manager, White Automotive Corp., Colorado Springs, accident experience;

Donald L. Smith, Traffic Engineer, City of Colorado Springs;

George H. Fellows, City Manager, City of Colorado Springs;

Bryce Johnson, a public witness presenting a letter from Kaman Sciences Corporation, 1700 Garden of Gods Road, in support of the application;

B. C. Eaton, Signal Engineer, Rio Grande Railroad.

The following exhibits were tendered by Applicant and received into evidence:

- Exhibit No. 1 - Official map of the City of Colorado Springs, dated April 18, 1972. The map includes location of the Garden of Gods Road and the Rio Grande grade crossing.
- Exhibit No. 2 - Portion of City of Colorado Springs street map for the Garden of Gods Road showing crossing location and property ownership adjacent to the crossing.
- Exhibit No. 3 - Photograph looking east over the Garden of Gods crossing.
- Exhibit No. 4 - Photograph--crossing situation looking to west. Shows flasher signal devices.

- Exhibit No. 5 - Brochure--El Paso County Highway Needs Study. Submitted to Colorado State Highway Commission in 1969 for 1970 needs.
- Exhibit No. 6 - Brochure--same as above--for highway need requests in 1972. Pages 38 and 39 pertain to expanding demands for the Garden of the Gods Road as a northeast-northwest loop route.
- Exhibit No. 7 - Analysis by City Traffic Department of "Topics" funding priorities for the City of Colorado Springs projects, including the Garden of Gods Road and the Rio Grande Railroad Grade Separation, dated January 6, 1972.
- Exhibit No. 8 - Rio Grande correspondence of May 16, 1972, including a detailed cost estimate in the amount of \$22,340 for replacemnt of present flashing signals with new automatic gates, lights and detection equipment and reuse of existing foundations.
- Exhibit No. 9 - Reduced size map to show the Pikes Peak Area-- Council of Governments planning for expected Regional Land Use Plan--by the year 1990. Includes Garden of Gods Road and crossing area industrial development.
- Exhibit No. 10 - Resolution No. 8665 by City Council of the City of Colorado Springs, dated September 22, 1970, to adopt 1990 Land Use Plan.
- Exhibit No. 11 - Map of City of Colorado Springs, Major Traffic Thoroughfare System, dated September 18, 1969, and revised August 20, 1971.
- Exhibit No. 12 - Traffic Count--Garden of Gods crossing-- November 3, 4, 5, 1969.
- Exhibit No. 13 - Traffic Count--Garden of Gods railroad crossing-- May 26, 1972, corrected to June 6, 7, 8, 1972, by letter dated June 13, 1972.
- Exhibit No. 14 - Traffic count--school buses at the Garden of Gods railroad crossing--to and from movements each school day.
- Exhibit No. 15 - Resolution No. 9125. Passed by City Council on March 14, 1972, to ratify application submitted to the Colorado Public Utilities Commission for funding and upgrading of safety devices at grade crossing of the Garden of Gods Road over Rio Grande railroad tracks, with the City Manager being authorized to do anything additional to insure installation of the safety devices.

Exhibit No. 16 - Certified copy of minutes of Colorado Springs City Council Meeting, dated March 14, 1972. Includes item of business No. 31 pertaining to passage of Resolution No. 9125 concerning upgrading of safety devices at the subject grade crossing.

Exhibit No. 17 - Certified copy of fully executed Agreement, dated May 23, 1972, between City of Colorado Springs and Rio Grande Railroad for installation of additional crossing protection devices at Garden of Gods Road grade crossing over Rio Grande main line track at Milepost 70 + 2,377 feet, in Colorado Springs, Colorado.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Section 9, subparagraph (6), Colorado Revised Statutes 1963, as amended, the recommended decision of the Examiner is omitted because the Commission finds upon the record that due and timely execution of its functions imperatively and unavoidably requires that the Commission make this its initial decision.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact that:

1. As a result of contract negotiations in 1963 between the Board of County Commissioners of El Paso County and The Denver and Rio Grande Western Railroad Company, Application No. 20065 was filed with this Commission for closing of an existing county road grade crossing and to therewith relocate and establish a new grade crossing at Milepost 70 + 2,377 feet.

2. Relocation of the crossing was requested in order to conform with the eastward extension of an interchange connection of the new Interstate Route No. 25 and what is known as the Garden of the Gods Road. By Commission Decision No. 61816, dated November 22, 1963, relocation of the crossing and installation of automatic flashing light signals was therewith authorized and so ordered.

3. On April 14, 1967, the grade crossing area at Garden of the Gods Road was annexed into the City of Colorado Springs, and is so shown on Applicant's Exhibit No. 1 as being within the said city limits.

4. Purpose of the instant application is to secure Commission approval for the installation, operation and maintenance of crossing gates to supplement existing flashing light protection at the Garden of Gods crossing, and for an allocation of the costs for necessary signal devices and installation in accordance with the provisions of Chapter 115-4-6(2)(b) CRS 1963, as amended, relating to financial assistance through the Commission Grade Crossing Fund.

5. No one appeared at the hearing to intervene or to protest the granting of the authority as requested. In fact, correspondence was received in support of the proposal.

6. The instant parties have entered into an agreement (Exhibit No. 17) pertaining to proposed addition of gates, estimated expense, allocation of costs, maintenance, the ultimate need for a separation of the grades and eventual closing of the crossing when a grade separation is constructed.

7. Garden of the Gods Road now extends in an east-west direction for some three miles between Wilson Road on the west and Nevada Avenue (U.S. 85-87) on the east. It is an arterial roadway serving an industrial park area on the west, with increasing commercial development on the east end near the highway and rail line crossing. The road is maintained by the city and is not a part of any federal system. As part of a diamond interchange it passes under Interstate Route No. 25 some 3,400 feet west of Nevada Avenue.

Continued eastward extension of the road beyond Nevada Avenue is proposed by means of the Circle Drive route which will connect with the Templeton Gap Road to provide direct access to an expanding residential area in the northeast quadrant of the city.

8. The instant roadway grade crossing over the north-south main line track at Milepost 70 + 2,377 feet is located some 1,100 feet eastward from the Interstate Route No. 25 Interchange. It is at a near right-angle (75°); the roadway is asphalt paved at 46 feet wide and is on a slight rising grade (1.3%) for some 1,700 feet westward from Monument Creek and over the crossing. Protection devices consist of two standard curbside masts with flashing light signals that were installed when the crossing was opened.

9. Need for additional protection of the proposed crossing gates has been submitted to the City of Colorado Springs in the form of individual complaints, city traffic department studies and continuing construction of new office and commercial buildings in the crossing area.

10. Comparative studies of traffic increases are summarized as follows from Traffic Data of 1969 and 1972 (Exhibit No. 12 and corrections of June 1972):

A. Change of Average Daily Traffic Volume:
(Based on three-day, 24-hour traffic counts)

<u>November 3, 4, 5, 1969</u>		<u>June 6, 7, 8, 1972</u>	
Eastbound	3065	Eastbound	6037
Westbound	<u>3245</u>	Westbound	<u>6632</u>
Avg. Daily		Avg. Daily	
Total	6310	Total	12669
			- <u>6310</u>
			6359 vehicles

Avg. Daily Increase 1972 over 1969
Percentage Increase - 100.8% Avg. Daily Volume

B. Change in Peak Hour Count: (Average of three-day counts)

	<u>November 3, 4, 5, 1969</u>			<u>June 6, 7, 8, 1972</u>			
	EBnd.	WBnd	E-WTotal	EBnd.	WBnd.	E-WTotal	%
6-7AM	126	431	557	208	823	1031	+85%
7-8	228	500	728	405	664	1069	+47%
8-9	204	169	373	262	266	528	+42%
11-12PM	162	192	354	349	373	722	+104%
12-1	157	236	393	398	473	871	+122%
3-4	478	213	691	570	491	1061	+54%
4-5	378	274	652	769	456	1225	+88%

The morning peak-time traffic involves a heavy westward movement of employees into the industrial section which is repeated in the afternoon as homeward travel to the east side residential area. Other use involves commercial vehicles, materials and construction trucks, tourist vehicles and five school buses per day (Exhibit No. 14) during the school season. The speed limit is 35 miles per hour.

11. Rail traffic over the crossing averages 12 movements per day by freight trains of the Atchison, Topeka & Santa Fe, the Colorado and Southern and the Rio Grande Railroads. Regular movements are southbound on the Rio Grande track, with northward moves being made on Santa Fe trackage located along the east side of North Nevada Avenue. Currently, the City of Colorado Springs is involved in proceedings before the Interstate Commerce Commission pertaining to removal of Santa Fe trackage within the city limits, whereby the northbound rail movements would then be transferred to Rio Grande trackage between Colorado Springs and Palmer Lake, Colorado. Thus, it is expected that rail traffic over Garden of the Gods crossing will be increased to some 20 to 25 movements daily within the next year. Rail speeds are 30 miles per hour.

12. City efforts have been coordinated with planning of El Paso County Commissioners for expanded local traffic circulation routes. Joint requests have been submitted to the Colorado State Highway Commission in 1969 and 1971 (Exhibits 5 and 6), outlining the Circle Drive extension for the Garden of the Gods Road. With removal of Santa Fe trackage, need for a rail crossing is eliminated and work of future Garden of the Gods road extension is thereby simplified.

13. In an Inter-Office Memorandum of the Colorado Springs City Traffic Department, dated January 6, 1972 (Exhibit 7), possible use of "Topics" funding is analyzed for local traffic improvements. In a priority rating of 29 projects, the amount of \$900,000 for Garden of the Gods Road and Rio Grande Railroad Grade Separation was included as the final project of the list.

Total cost for all city projects was \$2,306,500.00. On the basis of only \$1,000,000.00 being available for all "Topics" projects in the State, it is apparent that either a change in priorities is required or that additional funds be provided.

14. With respect to passage of Resolution 9125 (Exhibit 15) to ratify City application to this Commission to obtain funding for the upgrading of safety devices at Garden of Gods crossing, there exists an agreement by the City Council arrived at in a meeting on March 14, 1972 (Exhibit 16 - Minutes)--"that the City should have a resolution ratifying action taken and authorizing new action. Upgraded safety devices at the grade crossing are to be an interim measure until funding is available for a grade separation at which time the grade crossing would be closed."

15. On the basis of preliminary proposals to utilize the existing signals, since no widening of the crossing was considered, the proposed protection will consist of new combination flasher-signal and gate-arm units to be placed on the present foundations. Each signal will consist of a new curbside mast with reflectorized crossbuck sign and four red flasher lights placed back-to-back to show a warning in each direction along the roadway. The installation will also include a bell. A short-arm crossing gate assembly will be installed at each curbside mast for separate control of traffic approaching the crossing.

Track circuiting will include modern detection equipment for continuous train moves, with time-out controls and automatic restarts for industry switching service.

16. Estimated gross cost for the protection installation is \$22,340. Expedited handling by railroad management is pledged for material procurement and installation within approximately six months. Following the installation, maintenance of the signal devices and gate arms at an estimated cost of \$850 yearly will be provided by Rio Grande.

17. No part of the cost for the proposed signal devices will be paid from any funds provided under a federal or federal-aid highway act. Allocation of the actual costs will be borne as follows:

10% Rio Grande Railroad

10% City of Colorado Springs

80% Commission Crossing Protection Fund.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded that:

1. As provided by 115-4-6(2)(b), CRS 1963, as amended, the Commission has jurisdiction in the instant matter.

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

3. Notice of the proposed installation of automatic crossing gates has been given by the Commission, and no protest in the matter has been received.

4. The public safety, convenience and necessity require and will be served by the improved crossing protection and signal device installation.

5. The current circumstances of increasing vehicular traffic, commercial expansion in the Garden of the Gods grade crossing location and forthcoming transfer of northbound rail movements from the Santa Fe track-age to the Rio Grande line now justify the installation of upgraded safety protection of combined gates and flasher signal devices. With reference to the Minutes of Colorado Springs City Council Meeting of March 14, 1972 (Exhibit No. 16), the proposed upgraded safety devices at the grade crossing are to be an interim measure until funding is available for a grade separation at which time the grade crossing would be closed.

6. The order sought in the instant application should therefore be granted on the basis of an interim protection measure pending closing of the crossing, and the actual costs of the upgraded signal devices be prorated as follows:

10% - Rio Grande Railroad

10% - City of Colorado Springs

80% - Commission Crossing Protection Fund.

7. Continuing work to maintain the signal devices should be performed by the railroad at its own expense.

8. The signal devices and installation thereof shall be in conformance with the current bulletin of the Association of American Railroads' Joint Committee on Railroad Crossing Protection.

9. As provided by 115-6-9(6), CRS 1963, as amended, the authority sought in the instant application should be granted by initial decision of the Commission, since due and timely execution of its functions imperatively and unavoidably so requires.

O R D E R

THE COMMISSION ORDERS:

1. That The Denver and Rio Grande Western Railroad Company, upon the application of the City of Colorado Springs, State of Colorado, be, and hereby is, authorized and directed to:

- a. Install, operate, and maintain standard automatic railroad flashing signals and bell, supplemented with short-arm gates at the grade crossing of Garden of the Gods Road over the main line track of The Denver and Rio Grande Western Railroad Company at Milepost 70 plus 2,377, Colorado Springs, Colorado.
- b. The new installation shall replace present signal devices, utilizing the existing foundations in order to maintain current traffic patterns.

2. That the work to be done as an interim protection measure pending construction of a grade separation and closure of the crossing shall all be performed in accordance with the agreement, exhibits and/or plans submitted and received herein, all of which by reference are made a part hereof.

3. That the signal devices and installations thereof shall be in conformance with the current Bulletin (No. 6) of the Railroad-Highway Grade Crossing Protection by the Association of American Railroads.

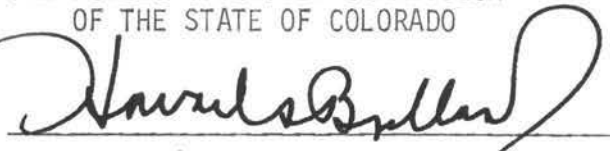
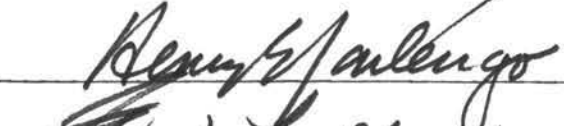

4. That a fair, just and equitable distribution of the total cost of the proposed automatic signal devices and gates shall be as follows:

- a. The City of Colorado Springs to pay 10 percent thereof to cover its share of benefits received from such installation. Upon completion of the proposed work, an itemized statement of the actual costs, and a bill covering said 10 percent shall be forwarded by The Denver and Rio Grande Western Railroad Company to the City of Colorado Springs, which bill shall be paid to the aforesaid railroad within thirty (30) days of receipt thereof.
- b. The Denver and Rio Grande Western Railroad Company shall contribute, out of its own funds, 10 percent of the cost of said installations and shall thereafter maintain said signals, bell and gates to cover its share of the benefits therefrom.
- c. The remainder of the cost, or 80 percent, shall be paid out of the Commission Highway Crossing Protection Fund. Upon completion of the proposed work, an itemized statement of the actual costs and a bill covering such 80 percent shall be forwarded by The Denver and Rio Grande Western Railroad Company to the Commission, which bill shall be paid within thirty (30) days after receipt thereof.

5. That the Commission hereby retains jurisdiction to make such further order or orders as may be required in the instant matter.

6. This Order shall become effective forthwith as the initial decision of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
10th day of July, 1972.

vjr

(Decision No. 80758)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HIGHLINE ELECTRIC ASSOCIATION, A)
COLORADO CORPORATION, OF HOLYOKE,)
COLORADO, TO RENDER ELECTRIC SERVICE)
TO A PROPOSED NEW CUSTOMER LOCATED)
IN SECTION 13, TOWNSHIP 8 NORTH,)
RANGE 53 WEST, OF THE 6TH P.M.,)
LOGAN COUNTY, COLORADO.)

APPLICATION NO. 25453

IN THE MATTER OF THE APPLICATION OF)
PUBLIC SERVICE COMPANY OF COLORADO,)
550 - 15TH STREET, DENVER, COLORADO,)
TO RENDER ELECTRIC SERVICE TO A)
PROPOSED NEW CUSTOMER LOCATED IN)
SECTION 13, TOWNSHIP 8 NORTH, RANGE)
53 WEST, OF THE 6TH P.M., LOGAN)
COUNTY, COLORADO.)

APPLICATION NO. 25511

July 7, 1972

Appearances: Baxter W. Arnold, Esq., of
Arnold, Ross and Leh,
Sterling, Colorado, for
Highline Electric Association;
Donald D. Cawelti, Esq., of
Lee, Bryans, Kelly & Stansfield,
Denver, Colorado, for
Public Service Company of Colorado.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On April 25, 1972, Hearing Examiner Robert L. Pyle, pursuant to the provisions of 1963 CRS 115-6-9(2), as amended, transmitted to the Commission the record and exhibits of these proceedings, together with his written recommended decision which contained his findings of fact and conclusions thereon, together with the recommended order or requirement.

On May 15, 1972, Highline Electric Association, through its attorney, Baxter W. Arnold, filed Exceptions to the above-mentioned Recommended Decision No. 80091.

The Commission having fully considered the matter FINDS:

That the Exceptions filed by Highline Electric Association should be denied.

That Public Service at the time it constructed its lines was a "public utility" and by statute had the right to extend into territory contiguous to its already constructed facility not then being served by a "public utility"; that at such time the pertinent territory was contiguous to such already constructed facility and was not being served by any other "public utility", nor by Highline which only later became a "public utility"; that having rightfully acquired the right to make such extension before Highline became a "public utility", this right, vested in its nature, cannot be taken from it solely on the basis and for the reason that some members of the public would rather have some other "latter-day" public utility provide the service; and that if Highline were authorized now to extend into the pertinent territory it would be interfering with the operation of the line, plant or system of Public Service already constructed and such authorization would under the circumstances not be just and reasonable. (115-5-1(1))

That the Examiner's findings of fact in Recommended Decision No. 80091 should be modified by adding thereto and incorporating therein the additional findings of the Commission as herein made and set out.

That said Decision No. 80091, as modified, should be adopted as the decision of the Commission.

The Commission concludes that the following Order should be entered.

O R D E R

THE COMMISSION ORDERS:

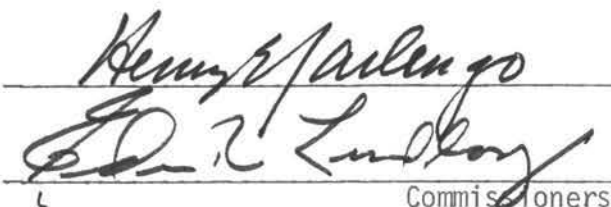
1. That the Exceptions filed herein by Highline Electric Association be, and the same hereby are, overruled and denied.

2. That the findings of fact of Hearing Examiner Robert L. Pyle in Recommended Decision No. 80091 be, and hereby are, modified as above set out, and, as so modified, are adopted by the Commission.

3. That the Examiner's Recommended Order in said Decision No. 80091 be, and hereby is, entered as the Order of the Commission and incorporated herein by reference the same as if herein set forth in full as the Order of the Commission.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER HOWARD S. BJELLAND DISSENTING.

COMMISSIONER HOWARD S. BJELLAND DISSENTING:

I respectfully dissent.

The area involved in the present applications was certificated as "nonexclusive" territory by the Commission in Decision No. 59014, dated July 30, 1962. The Commission in that decision provided a procedure to be followed by the parties in providing service to new customers, the pertinent section reading as follows:

"Appendix C delineates the territory to be served by Applicant (Highline) and Public Service on a 'non-exclusive' basis as of the date of this Decision, and extensions from the existing facilities of either party shall be made only under the following conditions.

1. Without further reference to this Commission an extension of 2640 feet in the aggregate may be made to bona fide applicants for electric service provided such an extension at no point along its route will come as close as 2640 feet to existing distribution lines of the other utility.
2. In the event the above distance separation does not obtain the utilities may determine


by agreement, concurred in by reduction in writing, the utility which will provide electrical service.

3. In the event the utilities do not agree which utility will provide the service within five working days after notification in writing to the other utility by the utility desiring to provide such service, either or both utilities shall immediately make formal application for a certificate of public convenience and necessity to provide such service and neither utility will make such extension except upon order of this Commission."

Subsections 1 and 2 did not apply to the instant situation so Highline Electric Association followed the procedure set forth in subsection 3. Public Service Company of Colorado filed, in effect, a counter-application. It, therefore, must be assumed that there was a bona fide application for electric service. The Hearing Examiner also must have so concluded because otherwise both applications should have been dismissed for lack of jurisdiction.

Having made the initial determination of jurisdiction, it then follows that the past guidelines of the Commission involving this particular certificated nonexclusive territory as set forth in Decisions Nos. 63367, 63468, 64076, 64901, 64903, 67476, and 72137 should have been applied. These decision generally hold that where all other things are equal, customer preference is the decisive factor. Similar decisions have been entered by the Commission as to certain of the disputes between Delta-Montrose Rural Power Lines and Western Colorado Power Company. The criteria set forth by the Examiner in Findings of Fact Nos. 7, 8, and 9 might have had some relevance in the original certification proceeding conducted over 10 years ago, but certainly have no relevance in the instant proceeding. A simple application of past precedent requires that the territory here in consideration be certificated to Highline Electric Association.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioner

Dated at Denver, Colorado, this
7th day of July, 1972.

vjr

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF

TED B. NIEWINSKI DBA
DORAN NUT COMPANY
8888 West 51st Avenue
Arvada, Colorado 80002

AUTHORITY NO. M 10185

CASE NO. 8316-M-Ins.

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 26, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

ORDER

THE COMMISSION ORDERS:

That the herein 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

OF THE STATE OF COLORADO
Harold Byler
Deputy
Ed. J. Cullors
 Commissioner

Dated at Denver, Colorado,
this 7th day of July, 1972

(Decision No. 80760)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
QUINBY BROTHERS HOUSE MOVERS, INC.)
ROUTE 1, BOX 36B)
COMMERCE CITY, COLORADO *80022)

AUTHORITY NO. 5521
CASE NO. 3508-H-Ins.

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On April 10, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

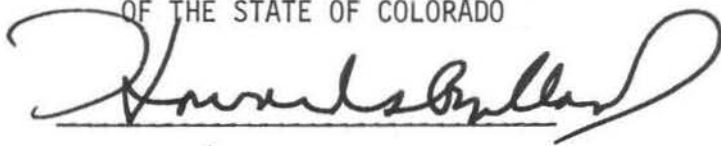

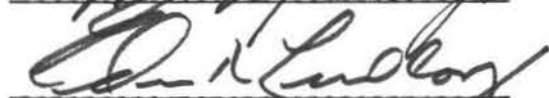
The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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, 1972

CASE NO. 1585

July 10, 1972

BY THE COMMISSION:

Rates and charges ARE subject to Supplement 9 and *Amendment 18

6th Revised Page 269

* denotes applies on intrastate traffic only
 + denotes addition
 - denotes reduction

Route 122 - Harp Transportation Line - direct

THE COMMISSION FINDS THAT:

1. Harp Transportation Line has been requested to transport shipments of exposed motion picture film between the points involved.
2. The National Motor Freight Classification A-12 governing the ratings of this type of commodity provides an "O" rating which under the provisions of the classification, Item 420, means the articles are subject to the rates and regulations of the individual carriers.
3. The proposed rates are predicated upon a less-than-truckload class 100 rate similarly provided in other rate items.
4. Investigation reveals that the proposed rates are on the same level as other points of equal distance.
5. No protests have been received.
6. Pursuant to Rule 19-B, Rules of Practice and Procedure, an Order shall be entered prescribing said changes thereto.

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings of Fact, be, and the same are hereby, made a part hereof.
2. That the rates, rules and provisions as set forth in the Statement of this Order, shall be the prescribed rates, rules and regulations of the Commission.
3. That 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. That all contract 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. That on and after July 26, 1972, except as otherwise provided, 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 all call and demand motor vehicle common carriers shall be subject to the penalty rule of twenty (20) percent.

6. That on and after July 26, 1972, except as otherwise provided, all contract carriers by motor vehicle operating in competition with any motor vehicle common carriers affected by this Order, shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed, provided that Class "B" contract carriers shall be subject to the penalty rule of twenty (20) percent.

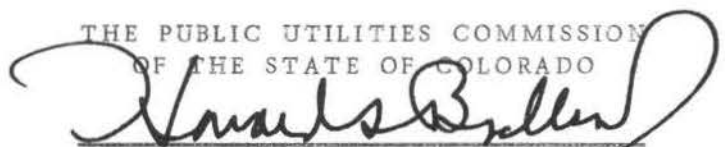


7. That this Order shall not be construed so as to compel a contract carrier by motor vehicle to be or become a motor vehicle common carrier, or to subject any such contract carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

8. That the Order as 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. That this Order shall become effective forthwith.

10. That 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
10th day of July, 1972.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * * *

RE: THE CANCELLATION OF ITEM 165,)
LOCAL MOTOR FREIGHT COMMODITY)
TARIFF, COLORADO PUC NO. 3, OF)
NATIONAL TRAILER CONVOY, INC.)
CERTIFICATE NO. 2636)

CASE NO. 5494

- - - - -
RE: REDUCED RATES AND CHARGES ON)
NEW MOBILE HOME TRAILERS BY)
NATIONAL TRAILER CONVOY, INC.,)
ITEM 165A, SUPPLEMENT NO. 3,)
SCHEDULED TO BECOME EFFECTIVE)
APRIL 27, 1972.)
- - - - -

Investigation and Suspension
Docket No. 730

SUPPLEMENTAL ORDER

- - - - -
July 10, 1972
- - - - -

Appearances: Lawrence C. Abdoo, Denver, Colorado
of the Staff of the Commission

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 14, 1972, Recommended Decision of Robert L. Pyle, Examiner, being Decision No. 80521 was entered and now, by operation of the Law, said Decision has become the Decision of the Commission. It provided the following:

"1. If Respondent fails to file the necessary supplement mentioned in Ordering Paragraph 1 above by July 5, 1972, said Respondent's authority with this Commission, Certificate of Public Convenience and Necessity PUC No. 2636, be, and the same is hereby, revoked and cancelled as of July 5, 1972. In the event Respondent files said supplement (ordering paragraph No. 1 above) by July 5, 1972, that portion of this Order pertaining to the cancellation and revocation of the aforesaid certificate shall be null and void and of no effect and said authority shall be fully operative."

Inasmuch as the Respondent, National Trailer Convoy, Inc., has elected to file the necessary supplement No. 4 to its tariff, Colorado PUC No. 3, on or before July 5, 1972, as provided in Decision No. 80521, the Commission states and finds that

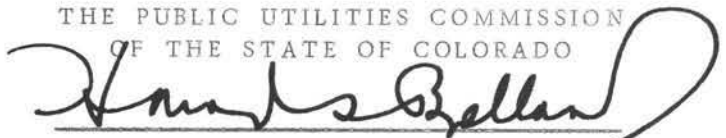

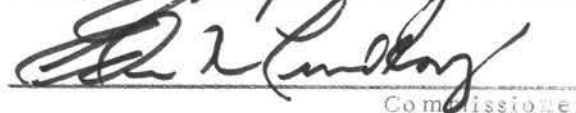
Certificate No. 2636 should not be revoked and the same should remain in full force and effect.

O R D E R

THE COMMISSION ORDERS:

That the portion of Decision No. 80521, dated June 14, 1972, providing for the revocation of Certificate No. 2636, of Respondent, National Trailer Convoy, Inc., be, and the same hereby is, vacated set aside and held for naught, and that the said operating rights shall remain in full force and effect and be fully operative.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
10th day of July, 1972. at

(Decision No. 80763)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
BEN F. BACINO DOING BUSINESS AS)
BUILDERS INDUSTRIES)
BOX 902, RAILROAD AVENUE)
RIFLE, COLORADO 81650)

PERMIT NO. M-6471

July 7, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

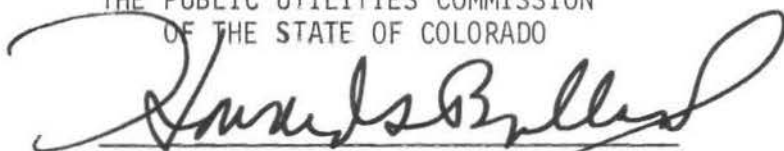
The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.


O R D E R

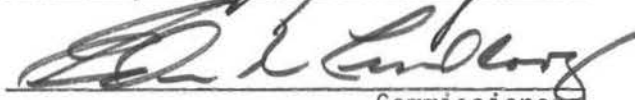
THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 1, 1972,

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 7th day of July, 1972.
hj

(Decision No. 80764)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE TRAMMELL CROW WAREHOUSE CO.,)
INC., A COLORADO CORPORATION, 4670)
HOLLY STREET, P. O. BOX 7173,)
DENVER, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A CONTRACT)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 25659-PP

- - - - -
July 11, 1972
- - - - -

Appearances: Herbert M. Boyle, Esq.,
Denver, Colorado,
for Applicant;
Joseph F. Nigro, Esq.,
Denver, Colorado, for
Acme Delivery Service,
Inc., Colorado Cartage
Company, Inc.; Murph's
Express, Inc.; United
States Transfer & Storage
Co., and Weicker Transfer
& Storage Co., Protestants.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 7, 1972, Hearing Examiner Christian O. Igenbergs, pursuant to the provisions of 1963 CRS 115-6-9 (2), as amended, transmitted to the Commission the records and exhibits of the proceedings in Application No. 25659-PP together with his Recommended Decision No. 80407 containing his findings of fact and conclusions thereon together with the Recommended Order or requirement.

On June 27, 1972, Protestants, Acme Delivery Service, Inc., Colorado Cartage Co., Murph's Express, Inc., United States Transfer & Storage Co., and Weicker Transfer & Storage Co., by their attorney Joseph F. Nigro, filed Exceptions to the said Recommended Decision No. 80407. The

Commission finds and concludes that the Exceptions filed herein should be granted as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS THAT:

1. Exceptions filed June 27, 1972, by Acme Delivery Service, Inc., Colorado Cartage Co., Murph's Express, Inc., United States Transfer & Storage Co., and Weicker Transfer & Storage Co., be, and hereby are, granted.

2. The restrictions to contract carrier Class "B" authority as set forth in paragraph 1 of the Recommended Order in Decision No. 80407 be, and hereby are, modified as follows:

RESTRICTIONS:

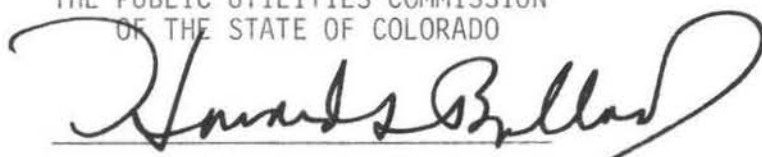
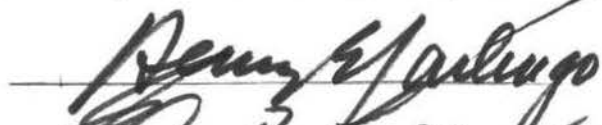

This Permit is restricted as follows:

- (a) To rendering transportation services for only customers of Trammell Crow Warehouse Co., Inc., 4670 Holly Street, Denver, Colorado;
- (b) To the use of not more than two 16-foot straight trucks, van type.

The said Recommended Decision No. 80407 of the Examiner be, and hereby is, modified in accordance herewith, and as so modified, adopted as the Decision of the Commission the same as if it had been set forth herein in full.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
11th day of July, 1972.

js

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JOHN B. WINDECKER, DOING BUSINESS AS)	
"WINDECKER TRUCK LINE," 3425 FOX)	
STREET, DENVER, COLORADO, FOR AUTHOR-)	
ITY TO TRANSFER ALL RIGHT, TITLE, AND)	APPLICATION NO. 25462-Transfer
INTEREST IN AND TO CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY PUC)	
NO. 996 AND PUC NO. 996-I TO WINDECKER,)	
INC., DOING BUSINESS AS "WINDECKER)	
TRUCK LINE," 3425 FOX STREET, DENVER,)	
COLORADO.)	
IN THE MATTER OF THE APPLICATION OF)	
JOHN B. WINDECKER, DOING BUSINESS AS)	
"WINDECKER TRUCK LINE," 3425 FOX)	
STREET, DENVER, COLORADO, FOR AUTHOR-)	
ITY TO TRANSFER ALL RIGHT, TITLE, AND)	APPLICATION NO. 25463-PP-Transfer
INTEREST IN AND TO CONTRACT CARRIER)	
PERMIT NO. B-6720 TO WINDECKER, INC.,)	
DOING BUSINESS AS "WINDECKER TRUCK)	
LINE," 3425 FOX STREET, DENVER,)	
COLORADO.)	

SUPPLEMENTAL ORDER

- - - - -
July 12, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 31, 1972, the Commission entered Decision No. 80358 in the above-entitled matters. It now appears that a typographical error appears in the authority as set forth in the second paragraph of the order under Item No. 1.

In view of the above and foregoing, the Commission states and finds that Decision No. 80358 should be amended as set forth in the order following.

O R D E R

THE COMMISSION ORDERS:

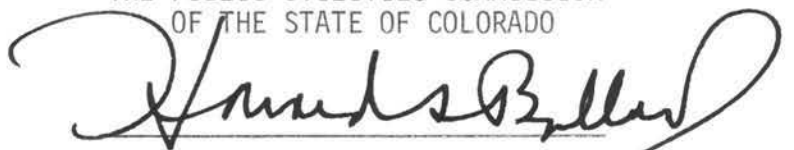
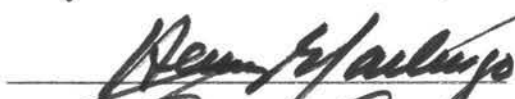

That Decision No. 80358 be, and the same hereby is, amended nunc pro tunc as of May 31, 1972 by striking therefrom Item No. 1 of the second paragraph of the order as it appears on pages 2 and 3 of said Decision and inserting in lieu thereof the following:

"(1) General commodities

Between Denver, Colorado, and Buffalo Creek, Colorado, over U.S. Highway No. 285 and Jefferson County Highway No. 126, serving intermediate points on U.S. Highway No. 285 commencing at Indian Hills and ending at Silver Springs and on Jefferson County Highway No. 126 from Pine Junction to Buffalo Creek, Colorado, with the right to serve as off-route points, those points located within the following-described area: Commencing at the points where U.S. Highway No. 85 crosses the north county line of Douglas County; thence south along U.S. Highway No. 85 to Louviers Junction; thence in a straight line southwesterly to Devil's Head Peak; thence in a straight line southerly to the point where Douglas County Highway No. 67 crosses the south boundary of Douglas County; thence westerly along the south county line of Douglas County approximately fifteen (15) miles to the east county line of Park County; thence in a straight line northwesterly to Shawnee; thence in a straight line north to Highland Park; thence in a straight line northeasterly to Sprucedale; thence in a straight line easterly to Marshdale; thence in a straight line southeasterly to the point of beginning."

That except as herein amended, Decision No. 80358 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972.

js

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
FREEMAN DECORATING COMPANY, 3945
EAST 50TH AVENUE, DENVER, COLORADO,
FOR AUTHORITY TO EXTEND OPERATIONS
UNDER CONTRACT CARRIER PERMIT NO.
B-7360.

APPLICATION NO. 25763-PP-Extension
ORDER OF THE COMMISSION

July 12, 1972

Appearances: Harry M. Sterling, Esq., Denver,
Colorado, for Applicant.

It appearing, That by Order of the Commission dated May 22, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter extended and ordered;

Wherefore, and good cause appearing therefor:

We find, That there is a present and special need for Applicant's transportation services as hereinafter extended and ordered;

We further find, That it does not appear that the grant of authority as hereinafter extended and ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That Applicant is fit, willing and able properly to perform the extended service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Freeman Decorating Company, 3945 East 50th Avenue, Denver, Colorado, be, and is hereby, authorized to extend operations under Contract Carrier Permit No. B-7360 to include the following:

"Transportation of

Convention and Trade-Show Exhibits, Display Equipment and Paraphernalia for sales meetings and expositions.

From all points located within the City and County of Denver, Colorado, to Colorado Springs, Pueblo, Greeley, Vail, and Ft. Collins, Colorado.

RESTRICTION: This Permit is restricted to shipments which require installation assembling or servicing at the point of destination."

It is further ordered, That henceforth the full and complete authority under Contract Carrier Permit No. B-7360, as extended, shall read and be as follows, to wit:

"Transportation of

- (1) Convention and Trade-Show Exhibits, Display Equipment and Paraphernalia for sales meetings and expositions.

Between all points within Denver, Colorado, and a thirty (30) mile radius thereof.

- (2) Convention and Trade-Show Exhibits, Display Equipment and Paraphernalia for sales meetings and expositions.

From all points located within the City and County of Denver, Colorado, to Colorado Springs, Pueblo, Greeley, Vail, and Ft. Collins, Colorado.

RESTRICTION: This Permit is restricted to shipments which require installation, assembling or servicing at the point of destination."

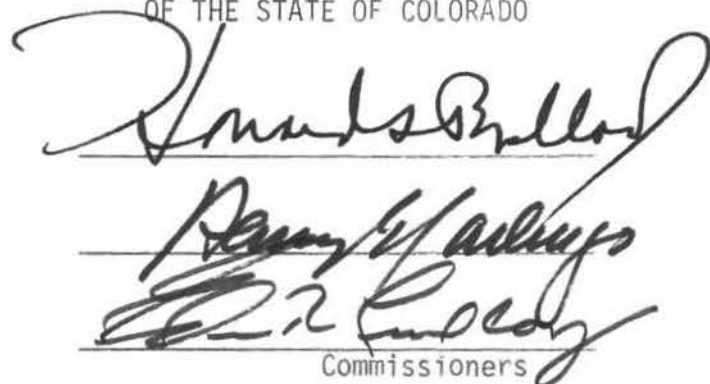
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until Applicant has filed a statement of customers, the necessary tariffs, required insurance, and has secured authority sheets.

It is further ordered, That the right of Applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 12th day of July, 1972.

dd

(Decision No. 80767)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
K. M. WERTSBAUGH, 701 E STREET,)	
SALIDA, COLORADO, FOR AUTHORITY TO)	APPLICATION NO. 25748-PP
OPERATE AS A CLASS "B" CONTRACT)	
CARRIER BY MOTOR VEHICLE.)	ORDER OF THE COMMISSION

July 12, 1972

Appearances: Jerry Sandell, Esq., Salida,
Colorado, for Applicant.

It appearing, That by Order of the Commission dated May 22, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That there is a present and special need for Applicant's transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized

common carrier adequately serving the same territory over the same general route or routes;

And we further find, That Applicant is fit, willing and able properly to perform the service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That K. M. Wertsbaugh, 701 E Street, Salida, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

Ash, Trash, and other refuse

From U.S. Forest Service Campgrounds located within the Counties of Fremont, Custer, and Chaffee, State of Colorado, to such locations where the same may be lawfully delivered or disposed of.

RESTRICTION: This Permit is restricted to rendering transportation service for only the U.S. Department of Agriculture, Forest Service."

and this Order shall be deemed to be, and be, a PERMIT therefor.

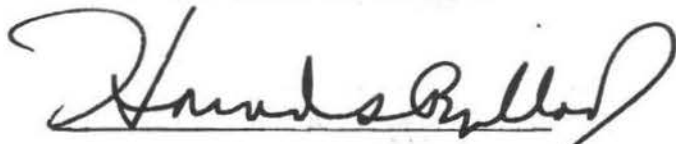
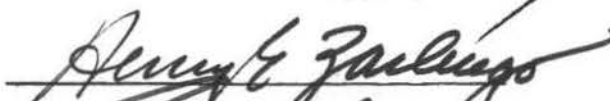

It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until Applicant has filed a statement of customers, the necessary tariffs, required insurance, and has secured authority sheets.

It is further ordered, That the right of Applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective
twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of July, 1972.
dd

(Decision No. 80768)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
MARIUS MARK FAIDY, P. O. BOX 1926,)	
LA POSTA ROAD, DURANGO, COLORADO, FOR	)	APPLICATION NO. 25752-PP
AUTHORITY TO OPERATE AS A CLASS "B")	
CONTRACT CARRIER BY MOTOR VEHICLE.	)	ORDER OF THE COMMISSION

- - - - -
July 12, 1972
- - - - -

It appearing, That by Order of the Commission dated May 22, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That there is a present and special need for Applicant's transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That Applicant is fit, willing and able properly to perform the service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Marius Mark Faidy, P. O. Box 1926, La Posta Road, Durango, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

Ash, trash, and other refuse

From U.S. Forest Service Campgrounds located in the Pine District of the San Juan National Forest located within the State of Colorado, to such locations where the same may be lawfully delivered or disposed of.

RESTRICTION: This Permit is restricted to rendering transportation service for only the U.S. Department of Agriculture, Forest Service."

and this Order shall be deemed to be, and be, a PERMIT therefor.

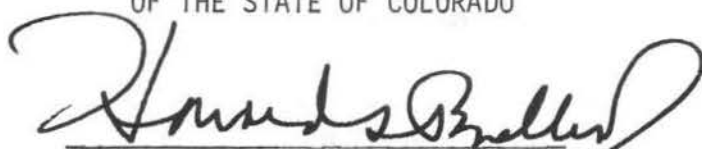
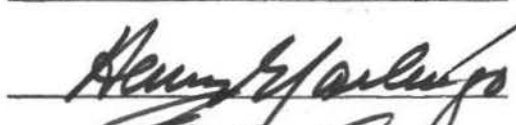

It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until Applicant has filed a statement of customers, the necessary tariffs, required insurance, and has secured authority sheets.

It is further ordered, That the right of Applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective
twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of July, 1972.
dd

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
THE CITY AND COUNTY OF DENVER, COLORADO,)	
FOR AUTHORITY TO INSTALL A TAXIWAY)	
OVERPASS OVER THE TRACKS OF THE UNION	)	APPLICATION NO. 25898
PACIFIC RAILROAD COMPANY LOCATED IN THE)	
SW $\frac{1}{4}$, SECTION 22, T. 3 S, R. 67 W, OF)	
THE 6TH P.M., BETWEEN RAILROAD STATIONS)	
33391 AND 33395 IN THE CITY AND COUNTY)	
OF DENVER, COLORADO.)	

- - - - -
July 11, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 6, 1972, The City and County of Denver, Colorado, filed with the Public Utilities Commission the above-entitled application.

Upon consideration of the matter, the Commission on its own motion states and finds that good cause exists and the public interest and necessity require that less than thirty (30) days' notice be given of the filing of said Application No. 25898, as provided for in the Order herein. The Commission further finds that the above-entitled matter should be set for hearing as hereinafter set forth.

O R D E R

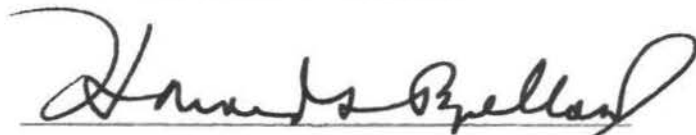
THE COMMISSION ORDERS THAT:

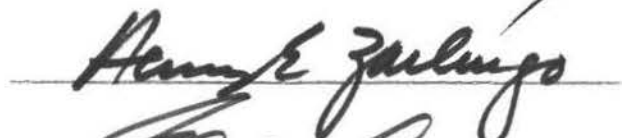
1. The above-entitled application be, and hereby is, set for hearing before the Commission on Friday, July 28, 1972, at 10 a.m. in the hearing room of the Commission, 507 Columbine Building, 1845 Sherman Street, Denver, Colorado.
2. Any person desiring to file objection, intervene in or participate as a party herein shall file appropriate pleadings therefor prior to the hearing hereinabove set.

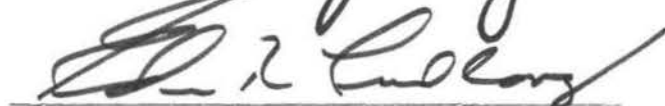
3. Notice be, and hereby is, given of the filing of the above-entitled application and the hearing thereon.

4. This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 11th day of July, 1972.
hbp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
BOULDER-YELLOW CAB, INC., 2680 ARAPAHOE	)	APPLICATION NO. 25666-PP
STREET, BOULDER, COLORADO, FOR AUTHOR-)	
ITY TO OPERATE AS A CLASS "B" CONTRACT	)	ORDER OF THE COMMISSION
CARRIER BY MOTOR VEHICLE.)	

- - - - -
July 12, 1972
- - - - -

Appearances: Walter M. Simon, Esq., Denver
Colorado, for Applicant.

It appearing, That by Order of the Commission dated April 10, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That there is a present and special need for Applicant's transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That Applicant is fit, willing and able properly to perform the service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Boulder-Yellow Cab, Inc., 2680 Arapahoe Street, Boulder, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

Passengers

Between the I.B.M. Chesapeake Building, Niwot, Colorado,
and the I.B.M. Main Plant, Niwot, Colorado.

RESTRICTION: This Permit is restricted to rendering transportation service for only International Business Machines Corporation."

and this Order shall be deemed to be, and be, a PERMIT therefor.

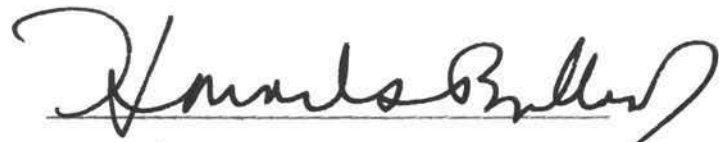

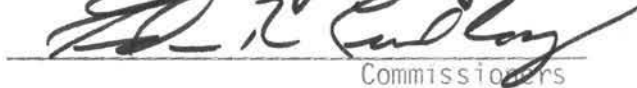
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until Applicant has filed a statement of customers, the necessary tariffs, required insurance, and has secured authority sheets.

It is further ordered, That the right of Applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado this
12th day of July, 1972.
hj

(Decision No. 80771)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF	)	APPLICATION NO. 25856-Suspension
BOULDER-YELLOW CAB, INC., DOING BUSI-)	
NESS AS "BOULDER STAGE LINES," 2680	)	ORDER OF THE COMMISSION
ARAPAHOE STREET, BOULDER, COLORADO	)	NOTICE OF APPLICATION FILED
80302, FOR AUTHORITY TO TEMPORARILY	)	AND
SUSPEND SERVICE UNDER PUC NO. 301.	)	NOTICE OF HEARING

- - - - -
July 12, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 12, 1972 Boulder-Yellow Cab, Inc., doing business as "Boulder Stage Lines," filed with the Public Utilities Commission the above-entitled application.

Upon consideration of the matter, the Commission on its own motion states and finds that good cause exists and the public interest and necessity require that less than thirty (30) days' notice be given of the filing of said Application No. 25856, as provided for in the order herein. The Commission further finds that the above-entitled matter should be set for hearing as hereinafter set forth.

O R D E R

THE COMMISSION ORDERS THAT:

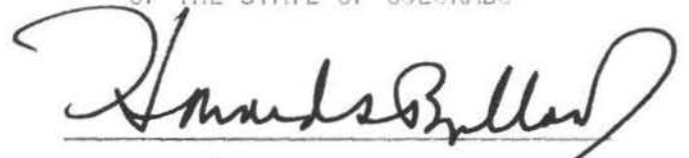

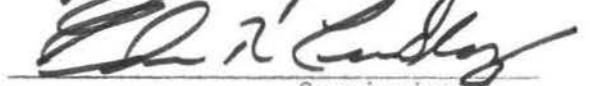
1. The above-entitled application be, and hereby is, set for hearing before the Commission on Thursday, July 20, 1972, at 10 a.m. in the Commission Hearing Room, 507 Columbine Building, 1845 Sherman Street, Denver, Colorado.

2. Any person desiring to file objection, intervene in or participate as a party herein shall file appropriate pleadings therefor prior to the hearing hereinabove set.

3. Notice be, and hereby is, given of the filing of the above-entitled application and the hearing thereon.

4. This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado this
12th day of July, 1972.
hj

(Decision No. 80772)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)	PUC NO. 1345
HARRY B. HAWKS, ROUTE 4, BOX 131,)	PERMIT NO. B-1365 and B-1365-I
MONTROSE, COLORADO.)	PERMIT NO. B-3076
	PERMIT NO. B-4769 and B-4769-I
	PERMIT NO. B-4929

- - - - -
July 12, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 14, 1972 the Commission entered Decision No. 77910, approving the encumbrance of Certificate of Public Convenience and Necessity PUC No. 1345 and Contract Carrier Permits No. B-1365 and B-1365-I, B-3076, B-4769 and B-4769-I, and B-4929, by Harry B. Hawks, to The Montrose National Bank, Montrose, Colorado, to secure payment of the sum of Fifty-Four Thousand Thirty-Four and 40/100 dollars (\$54,034.40).

The Commission is now in receipt of a communication from said Montrose National Bank, Montrose, Colorado, stating that said encumbrance has been paid by renewal and requesting approval of a new encumbrance as evidenced by security agreement and financing statement dated June 1, 1972, as executed by and between said parties, in the amount of Forty-Eight Thousand Four Hundred Five and 24/100 dollars (\$48,405.24), subject to certain terms and conditions set forth in said security agreement and financing statement filed with this Commission.

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

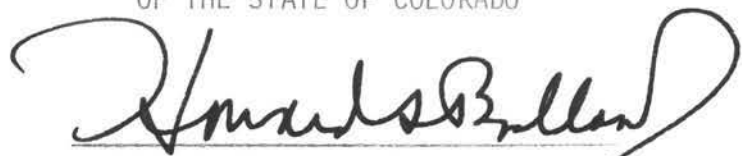
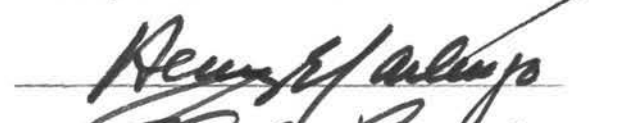

THE COMMISSION ORDERS:

That the encumbrance of the above-mentioned operating rights authorized by Decision No. 77910, dated June 14, 1972, be, and the same hereby is, released, as requested by the secured party herein insofar as it concerns this Commission.

That Harry B. Hawks, Montrose, Colorado, be, and hereby is, authorized to encumber all right, title, and interest in and to Certificate of Public Convenience and Necessity PUC No. 1345, Contract Carrier Permits No. B-1365 and B-1365-I, B-3076, B-4769 and B-4769-I, and B-4929 to The Montrose National Bank, Montrose, Colorado, to secure payment of the indebtedness in the sum of Forty-Eight Thousand Four-Hundred Five and 24/100 dollars (\$48,405.24) 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




Commissioner

Dated at Denver, Colorado this
12th day of July, 1972.

hj

(Decision No. 80773)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
THE STATE DEPARTMENT OF HIGHWAYS,)	
DIVISION OF HIGHWAYS - STATE OF)	
COLORADO, FOR AUTHORITY TO CONSTRUCT,)	
OPERATE AND MAINTAIN A HIGHWAY/)	
RAILROAD GRADE SEPARATION STRUCTURE	)	APPLICATION NO. 25227
UNDERPASSING THE DENVER AND RIO)	
GRANDE WESTERN RAILROAD COMPANY)	
MAINLINE TRACK WHICH WILL REPLACE)	
AN EXISTING UNDERPASS STRUCTURE)	
AT MILEPOST 4.78 ON FEDERAL BOULEVARD)	
IN ADAMS COUNTY, COLORADO.)	

- - - - -
July 12, 1972
- - - - -

PROCEDURE AND STATEMENT

BY THE COMMISSION:

On September 8, 1971, the Division of Highways of the State of Colorado (Division) filed its application in accordance with the rules of this Commission seeking approval for construction of a railroad overpass bridge for The Denver and Rio Grande Western Railroad Company (Rio Grande) main line and passing track over a new highway underpass structure for U. S. Highway No. 287, (S.H. 287) near Denver, Colorado, as noted above.

Explanatory material submitted with the application includes the following:

Exhibit A: Right-of-way plan sheet to show limits of highway ownership and locations of adjacent property owners at the crossing site.

Exhibit B: (2 Sheets)

1. General Layout sheet to show overpass dimensions and location of the new highway construction at the Rio Grande rail line.

2. General layout sheet to show temporary track detour and "Shoofly" bridge over Federal Boulevard (S.H. 287).

Other reference material provided for Staff information consists of additional Division of Highway plan sheets for the project as follows:

- No. 1 - Sketch Map and Title Page.
- No. 2 - Typical Roadway Sections.
- No. 3 - Tabulation of Guard Rail.
- No. 10 - Shoofly Bridge Walkway details.
- No. 14 - Construction Layout - RR Overpass.
- No. 18 - Pier No. 3 Details - Center Median.
- No. 19 - Superstructure and Approach Slab Details.
- No. 21 - Superstructure Details - Through Girders.
- No. 46 - Detour Route and Guard Rails at Center Pier.
- Standards - M-606-AB (3 Sheets)

Type 3 Guard Rail installations.

Received as a late-filed exhibit by the Commission on December 17, 1971 is a fully executed copy of the Agreement dated October 8, 1971 between Division of Highways and The Denver and Rio Grande Western Railroad Company pertaining to proposed construction of new separation structure at Mile Post 4.78.

Pursuant to Chapter 115-6-8 (2), CRS 1963, as amended, the Commission has forwarded a Notice of Filing, together with a copy of the application, to the interested parties herein, to the owners of adjacent property, and to the Board of Adams County Commissioners. Said Notice, dated September 20, 1971, was to ascertain if any other action be considered in the matter. No adverse reply or other suggestion was received by the Commission within the period of thirty (30) days as designated in the notice.

Upon Staff investigation and Commission consideration of the instant application, it appears the proposed bridge construction is compatible with the public interest, and, pursuant to Chapter 115-6-9 (5), CRS 1963, as amended, the Commission determined to hear, and has heard, said matter forthwith upon the record and files herein.

FINDINGS OF FACT

THE COMMISSION FINDS:

From the record and files herein, the Commission is informed in the matter and the following is found as fact that:

1. Notice of the proposed railroad overpass construction has been given by the Commission to interested parties, and no protest in the matter has been received.

2. An agreement pertaining to the work to be done and payment therefor has been completed between the Division of Highways of the State of Colorado and The Denver and Rio Grande Western Railroad Company. A copy of said agreement has been received by the Commission as a late-filed exhibit herein.

3. In the new highway improvement work designated as Project No. F 287-3(5) Federal Boulevard 52nd Ave. to 67th Ave., there will be added widening of Federal Boulevard to provide a four-lane route which will extend northerly from West 52nd Avenue (Denver City limits) to approximately West 62nd Avenue where widening work has already been done.

4. At about West 59th Avenue the present double-lane highway underpass crosses below a passing track and the east-west main line track of The Denver and Rio Grande Western Railroad Company. The underpass was built in 1936 and also supported a third track which was used by Colorado and Southern Railway on its Clear Creek Branch Line serving Arvada and Golden, Colorado. Currently, Colorado and Southern is using the Rio Grande overpass trackage, since the C & S bridge structure was removed in 1958.

5. At some 500 feet north from the rail line structure, the new roadway widening will include a new bridge over the adjacent channel of Clear Creek. Thus, a street level detour route is being provided to by-pass the river bridge construction and continue under the rail line, which will be moved to a temporary or shoofly track and overpass bridge while construction of the enlarged separation structure is also in progress.

General data for the proposed railroad bridge at Rio Grande Mile Post 4.78 is noted as follows:

ITEM	DESCRIPTION-DIMENSIONS	PUC SPECIFICATIONS
Type	6 foot deep, through girders, with floorbeams at roadway spans. Steel girders and sidewalks on slope spans. Ties and ballast on full length reinforced concrete deck. Reinforced concrete abutments and piers.	
Length	176'-6 3/8" between abutments (4 spans). Above roadway - 2 through girder spans for 115'-0". At slopes - 2 open bridge spans at 28'-1" each with sidewalks and hand rails.	
Clearances	Roadway openings - Northbound and Southbound: Horizontal 54'-5" each Vertical 16'-6"	30'-0" 16'-0"
	At rail line: Track Centers 16'-0" Horiz. Through girders - center flange 7'-0" Horiz. Hand rails Shoofly Bridge (Temp) 8'-4" Horiz. Bridge approaches (Perm) 8'-6" Horiz.	15'-0" 6'-6" 8'-0" 8'-6"
Center Pier	At 3'-6" wide, within the 16 feet wide median section, and provided with standard guard rail protection.	

6. As a result of the currently increasing volumes of vehicular traffic and required construction of new and larger highways, the old double lane underpass structure that was built in 1936 is now inadequate for the proposed new roadway. At the new bridge the northbound and southbound roadways will be separated by a curbed median 16'-0" wide. The highway sections at each roadway span will provide:

Two driving lanes at 12 feet each
Paved shoulder at 10 feet wide
Concrete curb at 2 feet wide
Sidewalk at 5 feet wide.

Design speed for the new highway is 40 M.P.H. Average daily volume of traffic is now 22,200 vehicles. The daily rail traffic consists of 20 scheduled freight trains and a passenger train. Speeds are variable from passing track movements at 5 miles per hour to through movements on the main line at 65 miles per hour.

7. Pursuant to the agreement herein, the Division of Highways will call for bids, award the construction contract and supervise the new work and installation in accordance with the plans and specifications as approved by the Rio Grande Chief Engineer and the Chief Engineer of the Division of Highways.

8. Estimated costs for the proposed overpass bridge are:

\$338,000 - Bridge structure and contingencies (10%)

51,270 - Railroad material and force account work for
shoofly track, with estimated labor expense
_____ for handling long trains over shoofly route.

\$389,270 - Total

All costs for the new work will be paid by Division of Highways.

CONCLUSIONS ON FINDINGS OF FACT

Based on all the evidence of record and the above and foregoing findings of fact, it is concluded that:

1. As provided by 115-4-6 (2) (a), CRS 1963, as amended, the Commission has jurisdiction in the instant matter.

2. Notice of the proposed railroad overpass construction has been given by the Commission, and no protest in the matter has been received.

3. The public safety, convenience and necessity require and will be served by the construction and use of the new railroad bridge.

4. The circumstances of increasing volumes of vehicular traffic, the related four lane widening of State Highway 287 (U.S. 287) and

resulting inadequacy of the old two-lane highway underpass structure at Mile Post 4.78, all indicate and justify the necessity for removal of the present structure and replacement with a new and larger highway underpass and railroad bridge at the same location.

5. The bridge design and proposed construction is in accordance with plans and specifications approved by Chief Engineers of the Division of Highways and the Rio Grande Railroad. Design plans for the railroad work show horizontal and vertical clearances that equal or exceed minimum clearance specifications of the Commission. Approval is therefore recommended for removal of the existing highway underpass and construction of the new railroad/highway grade separation structure at Rio Grande Mile Post 4.78.

6. Pursuant to Chapter 115-6-9 (6), CRS 1963, as amended, the authority sought in the instant application should be granted by initial decision of the Commission since due and timely execution of its functions imperatively and unavoidably so requires.

O R D E R

THE COMMISSION ORDERS:

1. That authority and approval be, and hereby is, granted to Division of Highways, State of Colorado, for the following:

- a. Removal of present State Highway No. 287 underpass structure and related overpass railroad bridge at Rio Grande Railroad Mile Post 4.78 - Moffat Tunnel Route.
- b. Construction, operation, use and maintenance of a new railroad bridge structure at the above Mile Post 4.78, all located at, and being a part of the new highway underpass structure for U.S. Highway No. 287 (S.H. 287) on Federal Boulevard in Adams County, Colorado.

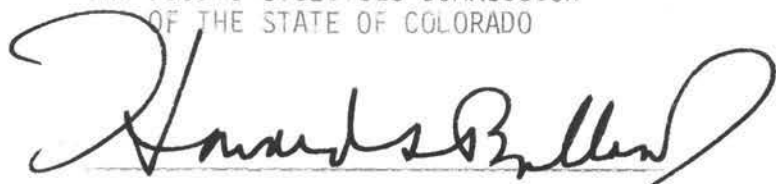
2. That the construction, operation, costs and maintenance of the new railroad overpass bridge shall all be performed and paid in

accordance with the plans and exhibits herein and the agreement between Division of Highways of the State of Colorado and The Denver and Rio Grande Western Railroad Company; said agreement and all exhibits shall be, and hereby are, incorporated by reference and made a part hereof.

3. That the Commission hereby retains jurisdiction to make such further order or orders as may be required in the instant matter.

4. This Order shall become effective forthwith as the initial decision of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

A large, stylized handwritten signature in black ink, appearing to read "Harold S. Butler".A handwritten signature in black ink, appearing to read "Henry S. Salas".
A handwritten signature in black ink, appearing to read "E. J. Culhery".

Commissioner

Dated at Denver, Colorado,
this 12th day of July, 1972.
hbp

(Decision No. 80774)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WYCOFF COMPANY, INCORPORATED,)
560 SOUTH SECOND WEST STREET,)
SALT LAKE CITY, UTAH 84110, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE)
IN INTRASTATE COMMERCE.)

APPLICATION NO. 25832-Amended

- - - - -
July 12, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 6, 1972, Denver-Colorado Springs-Pueblo Motorway, Continental Bus Systems, Inc., Continental Bus Systems, Inc. (Rocky Mountain Lines Division), Continental Central Lines, Continental American Lines and Denver-Salt Lake-Pacific Stages, Inc., by their attorney John R. Barry, filed a Motion to Intervene and Protest in the above-captioned proceeding.

The Commission states and finds that Petitioners for Intervention are parties 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 authorized.

O R D E R

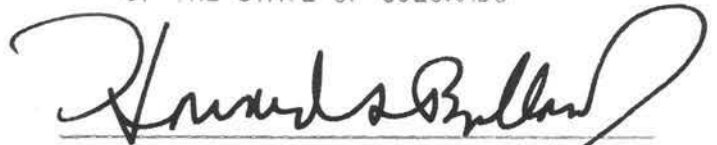
THE COMMISSION ORDERS THAT:

The Motion to Intervene and Protest filed July 6, 1972, by Protestants Denver-Colorado Springs-Pueblo Motorway, Continental Bus Systems, Inc., Continental Bus Systems, Inc. (Rocky Mountain Lines

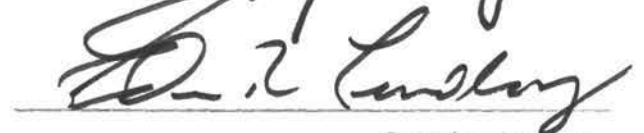
Division), Continental Central Lines, Continental American Lines
and Denver-Salt Lake-Pacific Stages, Inc., be, and hereby is,
granted.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 12th day of July, 1972.
hbp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
CARROLL BRANDON, DOING BUSINESS) PUC NO. 577
AS "CARROLL BRANDON TRUCK LINE,")
276 WEST 3RD, AKRON, COLORADO.)

- - - - -
July 12, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission is in receipt of a communication from Carroll Brandon, doing business as "Carroll Brandon Truck Line," requesting the Commission's approval of an encumbrance of Certificate of Public Convenience and Necessity PUC No. 577 to The Citizens National Bank of Akron, Akron, Colorado, to secure payment of indebtedness in the sum of Eight Thousand Nine Hundred Four Dollars and Sixty-eight Cents (\$8,904.68) in accordance with the terms and conditions of the Security Agreement and Financing Statement dated September 20, 1971, as executed by and between said parties.

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

O R D E R

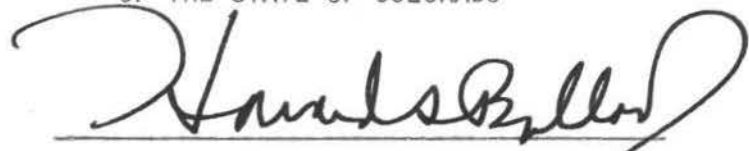

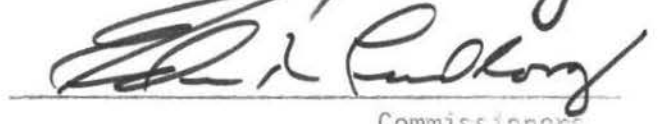
THE COMMISSION ORDERS:

That Carroll Brandon, doing business as "Carroll Brandon Truck Line," Akron, Colorado, be, and hereby is, authorized to encumber all right, title, and interest in and to Certificate of Public Convenience and Necessity PUC No. 577 to The Citizens National Bank of Akron, Akron, Colorado, to secure payment of the sum of Eight Thousand Nine Hundred Four Dollars and Sixty-eight Cents (\$8,904.68) in accordance

with the terms and conditions set forth in the Security Agreement and Financing Statement dated September 20, 1971, 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 12th day of July, 1972.
hbp

(Decision No. 80776)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HANS WEIBEL AND MERVYN LAPIN, DOING)
BUSINESS AS "EAGLE COUNTY TRASH RE-)
MOVAL SERVICE," ROOM 105, MILL CREEK)
COURT BUILDING, VAIL, COLORADO, FOR)
AUTHORITY TO TRANSFER ALL RIGHT,)
TITLE, AND INTEREST IN AND TO CERTI-)
FICATE OF PUBLIC CONVENIENCE AND)
NECESSITY PUC NO. 7997 TO EAGLE)
COUNTY TRASH REMOVAL SERVICE, INC.,)
ROOM 105, MILL CREEK COURT BUILDING,)
VAIL, COLORADO.)

APPLICATION NO. 25601-Transfer

ORDER OF THE COMMISSION

- - - - -
July 12, 1972
- - - - -

Appearances: Stewart H. Brown, Esq., Vail,
Colorado, for Applicants.

It appearing, That by Order of the Commission dated March 27, 1972,
notice of the filing of the above-entitled application was given to all
interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to
intervene or otherwise participate in the proceeding has been filed by any
person within the time prescribed by the Commission in said Order, and that
the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the
herein matter is one which may properly be determined without the necessity
of a formal oral hearing and that the taking of evidence in this proceeding
should be by reference to the verified application as filed with the
Commission together with such additional information or data as may have
been required of Applicants in connection with said filing, and the files
and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants approval of the transfer as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That the financial standing of the Transferee has been satisfactorily established and that the transfer is compatible with the public interest;

And we further find, That Transferee is fit, willing and able properly to engage in bona fide motor carrier operations under the authority to be transferred and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Hans Weibel and Mervyn Lapin, doing business as "Eagle County Trash Removal Service," Room 105, Mill Creek Court Building, Vail, Colorado, be, and are hereby, authorized to transfer all right, title and interest in and to Certificate of Public Convenience and Necessity PUC No. 7997 to Eagle County Trash Removal Service, Inc., Room 105, Mill Creek Court Building, Vail, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

It is further ordered, That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 7997 shall read and be as follows, to wit:

"Transportation of

Ash, trash, and other refuse

From points within that portion of the County of Eagle, State of Colorado, lying within a twenty-five (25) mile radius of Wolcott, Colorado, to such locations where the same may be lawfully delivered or disposed of."

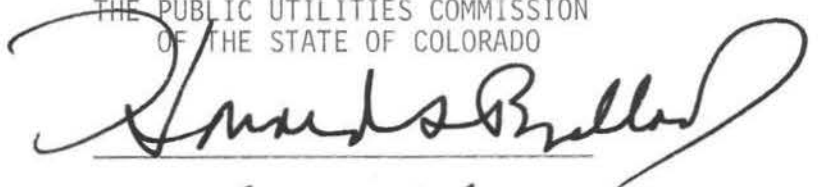
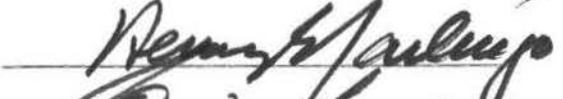

It is further ordered, That said transfer shall become effective only if and when, but not before, said Transferors and Transferee, in writing, have advised the Commission that said Certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions 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 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.

It is further ordered, That 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.

It is further ordered, That the right of Transferee to operate under this Order shall be dependent upon 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.

And it is further ordered, That this Order shall become effective twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972.

js

(Decision No. 80777)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HARLIN KNIGHT, DOING BUSINESS AS)
"WHITE RIVER DISPOSAL," 988 8TH)
STREET, BOX 435, MEEKER, COLORADO,)
FOR AUTHORITY TO TRANSFER A PORTION)
OF CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY PUC NO. 6784 TO GERALD)
T. MORRIS AND JUDITH L. MORRIS,)
DOING BUSINESS AS "VALLEY DISPOSAL,")
BOX 652, MEEKER, COLORADO.)

APPLICATION NO. 25657-Transfer Portion
ORDER OF THE COMMISSION

July 12, 1972

Appearances: William Andrew Wilson, Esq., Denver,
Colorado, for Applicants.

It appearing, That by Order of the Commission dated April 10, 1972,
notice of the filing of the above-entitled application was given to all inter-
ested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to
intervene or otherwise participate in the proceeding has been filed by any
person within the time prescribed by the Commission in said Order, and
that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the
herein matter is one which may properly be determined without the necessity
of a formal oral hearing and that the taking of evidence in this proceeding
should be by reference to the verified application as filed with the
Commission together with such additional information or data as may have been
required of Applicants in connection with said filing, and the files and
records of the Commission.

It further appearing, That the herein matter is an application to transfer that portion of Certificate of Public Convenience and Necessity PUC No. 6784 which provides for the

"Transportation of

Ash, trash, and other refuse

From all points located within an area comprised of those portions of the Counties of Moffat, Rio Blanco, and Garfield, State of Colorado, lying within a twenty-five (25) mile radius of Meeker, Colorado, to such locations where the same may lawfully be disposed of."

The splitting of authority is against Commission policy unless a proper showing is made that public interest would best be served by such transfer of a portion to another carrier.

And it further appearing, That the evidence thus submitted in the instant matter established that the public concerned with the need for trash removal service in the area covered by the scope of operations to be transferred would be better served if the transfer were granted;

Wherefore, and good cause appearing therefor:

We find, That the financial standing of the Transferees has been satisfactorily established and that the transfer is compatible with the public interest;

And we further find, That Transferees are fit, willing and able properly to engage in bona fide motor carrier operations under the authority to be transferred and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Harlin Knight, doing business as "White River Disposal," 988 8th Street, Box 435, Meeker, Colorado, be, and is hereby, authorized to transfer that portion of Certificate of Public Convenience and Necessity PUC No. 6784 which provides for the following:

"Transportation of

Ash, trash, and other refuse

From all points located within an area comprised of those portions of the Counties of Moffat, Rio Blanco, and Garfield, State of Colorado, lying within a twenty-five (25) mile radius of Meeker, Colorado, to such locations where the same may lawfully be disposed of."

to Gerald T. Morris and Judith L. Morris, doing business as "Valley Disposal," Box 652, Meeker, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

It is further ordered, That henceforth the full and complete authority as herein authorized shall read and be as follows, to wit:

"Transportation of

Ash, trash, and other refuse

From all points located within an area comprised of those portions of the Counties of Moffat, Rio Blanco, and Garfield, State of Colorado, lying within a twenty-five (25) mile radius of Meeker, Colorado, to such locations where the same may lawfully be disposed of."

It is further ordered, That henceforth the full and complete authority remaining under Certificate of Public Convenience and Necessity PUC No. 6784 shall read and be as follows, to wit:

"Transportation of

Ash, trash, and other refuse

From all points located within that portion of the County of Rio Blanco, State of Colorado, lying outside a twenty-five (25) mile radius of Meeker, Colorado, to such locations where, the same may be lawfully disposed of."

It is further ordered, That said transfer shall become effective only if and when, but not before, said Transferor and Transferees, in writing, have advised the Commission that said Certificate has been formally assigned, and that said parties have accepted, and in the future will comply

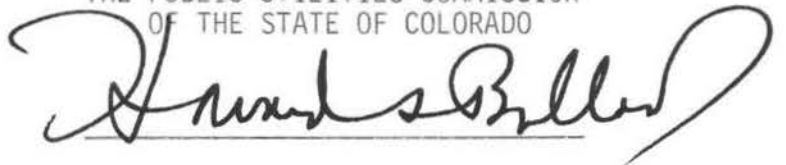
with, the conditions and requirements of this Order, to be by them or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty days from the effective day of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

It is further ordered, That the tariff of rates, rules, and regulations of Transferor shall, upon proper adoption notice, become and remain those of Transferees until changed according to law and the rules and regulations of this Commission.

It is further ordered, That the right of Transferees to operate under this Order shall be dependent upon 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.

And it is further ordered, That this Order shall become effective twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972.

js

(Decision No. 80778)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DONALD W. WRIGHT AND WILLIE W.)
WRIGHT, DOING BUSINESS AS "WRIGHT)
LOGGING," KREMMLING, COLORADO, FOR)
AUTHORITY TO OPERATE AS A CLASS "B")
CONTRACT CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25851-PP

ORDER OF THE COMMISSION

- - - - -
July 12, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person with the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate order should be entered; and

It is ordered, That Donald W. Wright and Willie W. Wright, doing business as "Wright Logging," Kremmling, Colorado, be, and are hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

(1) Logs, poles and timber products

From forests to sawmills, places of storage and loading points within a radius of one hundred (100) miles of said forests;

(2) Rough lumber

From sawmills within a one hundred (100) mile radius of forests to markets in the State of Colorado.

RESTRICTION: This Permit is restricted against town-to-town service";

and this Order shall be deemed to be, and be, a PERMIT therefor.

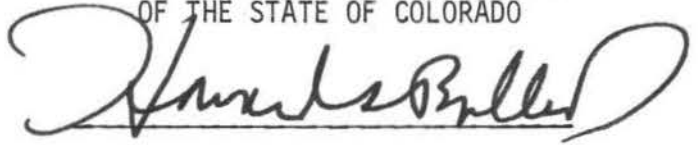
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective
as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

A large, stylized handwritten signature in dark ink, appearing to read "Harold B. Butler".A handwritten signature in dark ink, appearing to read "Alvin G. Sorenson".A handwritten signature in dark ink, appearing to read "E. R. Lundberg".

Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972.

cp

(Decision No. 80779)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JERRY G. WRIGHT, 207 EL MONTY, HOT)
SPRINGS, ARKANSAS, FOR AUTHORITY TO)
OPERATE AS A CLASS "B" CONTRACT)
CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25852-PP

ORDER OF THE COMMISSION

- - - - -
July 12, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person with the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate order should be entered; and

It is ordered, That Jerry G. Wright, 207 El Monty, Hot Springs, Arkansas, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

(1) Logs, poles and timber products

From forests to sawmills, places of storage and loading points within a radius of one hundred (100) miles of said forests;

(2) Rough lumber

From sawmills within a one hundred (100) mile radius of forests to markets in the State of Colorado.

RESTRICTION: This Permit is restricted against town-to-town service";

and this Order shall be deemed to be, and be, a PERMIT therefor.

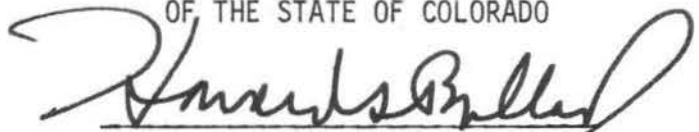
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

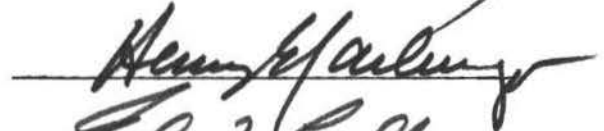
It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

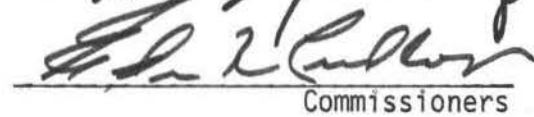
It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective
as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972.

cp

(Decision No. 80780)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WADE RILEY COHOON, DOING BUSINESS)
AS "W. R. COHOON," 12101 E. CENTER)
DRIVE, AURORA, COLORADO, FOR AUTH-)
ORITY TO OPERATE AS A CLASS "B")
CONTRACT CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25860-PP
ORDER OF THE COMMISSION

- - - - -
July 12, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That Wade Riley Cohoon, doing business as "W. R. Cohoon," 12101 E. Center Drive, Aurora, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (50)** miles of said pits and supply points;

- (2) 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 (50)** miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of **fifty (50)** miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of **fifty (50)** miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

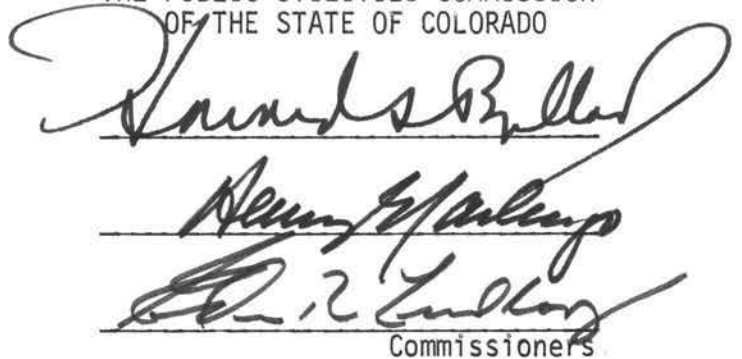
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972.
cp

(Decision No. 80781)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EDWARD E. GLOVER, DOING BUSINESS AS)
"GLOVER TRUCKING," 1033 8TH STREET,))
CALHAN, COLORADO, FOR AUTHORITY TO)
OPERATE AS A CLASS "B" CONTRACT)
CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25871-PP
ORDER OF THE COMMISSION

- - - - -
July 12, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That Edward E. Glover, doing business as "Glover Trucking," 1033 8th Street, Calhan, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (100)** miles of said pits and supply points;

- (2) 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 **one hundred (100)** miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of **one hundred (100)** miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of **one hundred (100)** miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

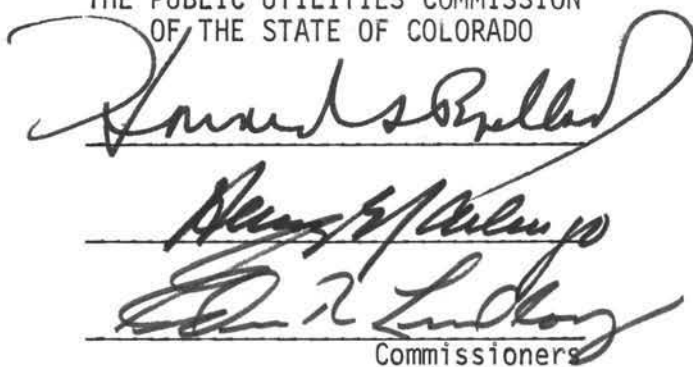
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972.
cp

(Decision No. 80782)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MELVIN GATES, 1140 GRANDE AVE.,)
DEL NORTE, COLORADO, FOR AUTHORITY)
TO OPERATE AS A CLASS "B" CONTRACT)
CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25872-PP
ORDER OF THE COMMISSION

- - - - -
July 12, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That Melvin Gates, 1140 Grande Ave., Del Norte, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (100)** miles of said pits and supply points;

- (2) 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 **one hundred (100)** miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of **one hundred (100)** miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of **one hundred (100)** miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

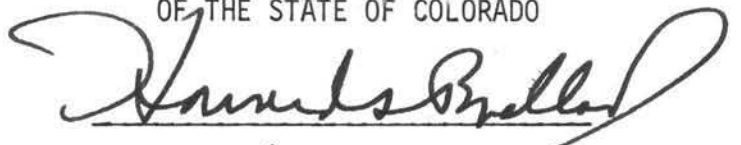


It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972.
cp

(Decision No. 80783)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DELL FRANK GATES, BOX 425, DEL)
NORTE, COLORADO, FOR AUTHORITY TO)
OPERATE AS A CLASS "B" CONTRACT)
CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25873-PP
ORDER OF THE COMMISSION

- - - - -
July 12, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That Dell Frank Gates, Box 425, Del Norte, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (100)** miles of said pits and supply points;

- (2) 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 **one hundred (100)** miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of **one hundred (100)** miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of **one hundred (100)** miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

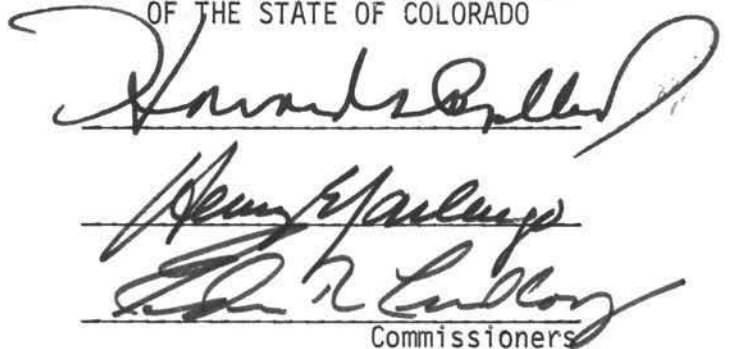
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972.
cp

(Decision No. 80784)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CLARENCE V. STANLEY AND EUGENE E.)
PODOLL, DOING BUSINESS AS "STANLEYS)
GARAGE," 904 GARNER, COLORADO)
SPRINGS, COLORADO FOR AUTHORITY TO)
OPERATE AS A CLASS "B" CONTRACT)
CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25878-PP
ORDER OF THE COMMISSION

- - - - -
July 13, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That Clarence V. Stanley and Eugene E. Podoll, doing business as "Stanleys Garage," 904 Garner, Colorado Springs, Colorado, be, and are hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (100)** miles of said pits and supply points;

- (2) 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 **one hundred (100)** miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of **one hundred (100)** miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of **one hundred (100)** miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

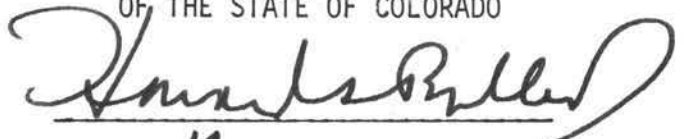
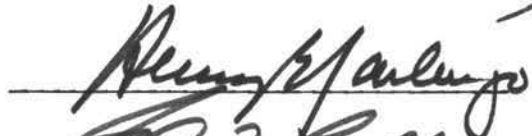

It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
13th day of July, 1972.
cp

(Decision No. 80785)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PAUL F. RUSSELL, 422 SO. CEDAR)
STREET, COLORADO SPRINGS, COLORADO,)
FOR AUTHORITY TO OPERATE AS A CLASS)
"B" CONTRACT CARRIER BY MOTOR)
VEHICLE.)

APPLICATION NO. 25879-PP
ORDER OF THE COMMISSION

- - - - -
July 13, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That Paul F. Russell, 422 So. Cedar Street, Colorado Springs, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (50)** miles of said pits and supply points;

- (2) 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 (50)** miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of **fifty (50)** miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of **fifty (50)** miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

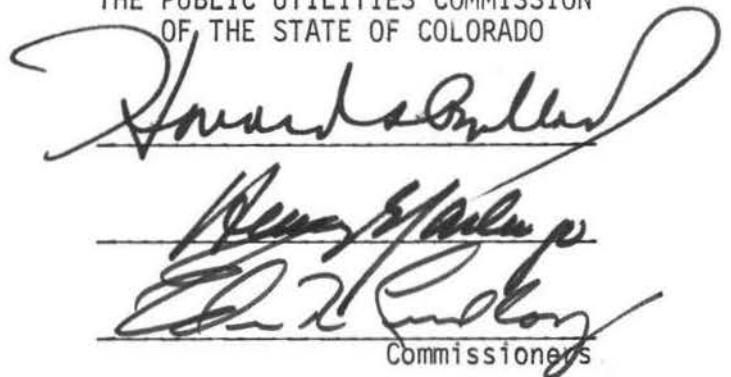
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Three handwritten signatures of Commissioners are shown, each on a horizontal line. The signatures are in cursive and appear to be of the same person or very similar styles.

Commissioners

Dated at Denver, Colorado, this
13th day of July, 1972.

cp

(Decision No. 80786)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DOWNHILL PICK-UP, INCORPORATED, BOX)
843 MILLER-FRAZIER ADDITION,)
STEAMBOAT SPRINGS, COLORADO, FOR)
AUTHORITY TO OPERATE AS A CLASS "B")
CONTRACT CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25881-PP
ORDER OF THE COMMISSION

- - - - -
July 13, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That Downhill Pick-Up, Incorporated, Box 843 Miller-Frazier Addition, Steamboat Springs, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (100)** miles of said pits and supply points;

- (2) 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 **one hundred (100)** miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of **one hundred (100)** miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of **one hundred (100)** miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

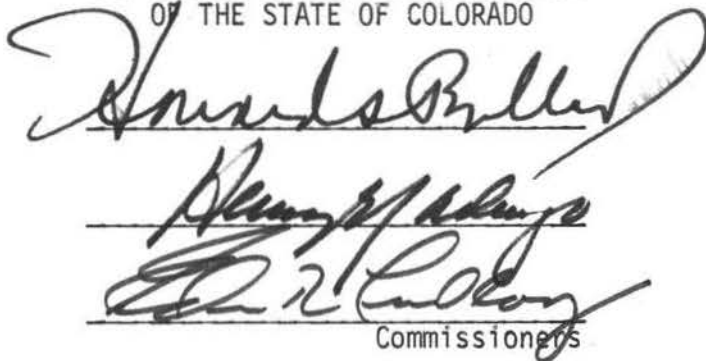
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
13th day of July, 1972.
cp

(Decision No. 80787)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
FLOYD TORRES, DOING BUSINESS AS)
"FLOYD TORRES TRUCKING," 2600 E.)
PLATTE PLACE, COLORADO SPRINGS,)
COLORADO, FOR AUTHORITY TO OPERATE)
AS A CLASS "B" CONTRACT CARRIER BY)
MOTOR VEHICLE.)

APPLICATION NO. 25882-PP

ORDER OF THE COMMISSION

- - - - -
July 13, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That Floyd Torres, doing business as "Floyd Torres Trucking," 2600 E. Platte Place, Colorado Springs, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (100)** miles of said pits and supply points;

- (2) 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 **one hundred (100)** miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of **one hundred (100)** miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of **one hundred (100)** miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

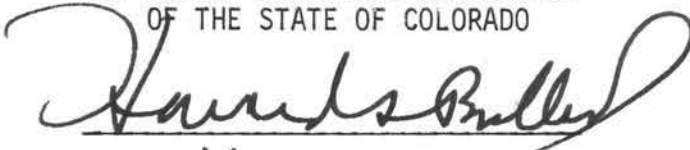


It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
13th day of July, 1972.
cp

(Decision No. 80788)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES W. KELSO, DOING BUSINESS AS)
"B & W TRUCKING," 5102 GALLEY ROAD,)
448A WEST, COLORADO SPRINGS, COLO-)
RADO, FOR AUTHORITY TO OPERATE AS A)
CLASS "B" CONTRACT CARRIER BY MOTOR)
VEHICLE.)

APPLICATION NO. 25883-PP
ORDER OF THE COMMISSION

- - - - -
July 13, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That Charles W. Kelso, doing business as "B & W Trucking," 5102 Galley Road, 448 A West, Colorado Springs, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 fifty (150) miles of said pits and supply points;

- (2) 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 one hundred fifty (150) miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of one hundred fifty (150) miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred fifty (150) miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

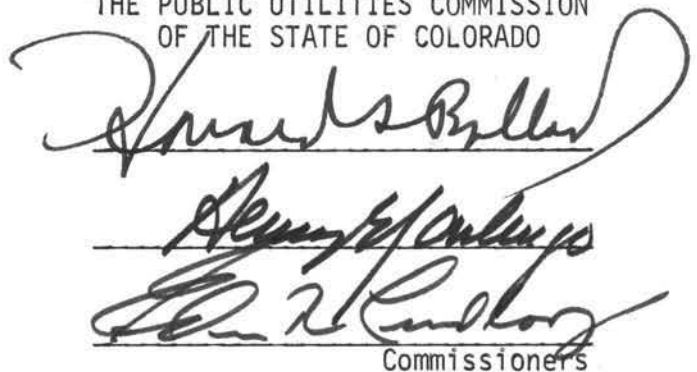
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
13th day of July, 1972.
cp

(Decision No. 80789)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DAVID L. PATCH, WETMORE STARE ROUTE,)
FLORENCE, COLORADO, FOR AUTHORITY TO)
OPERATE AS A CLASS "B" CONTRACT)
CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25884-PP
ORDER OF THE COMMISSION

- - - - -
July 13, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That David L. Patch, Wetmore Star Route, Florence, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (50) miles of said pits and supply points;

- (2) 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 (50) miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

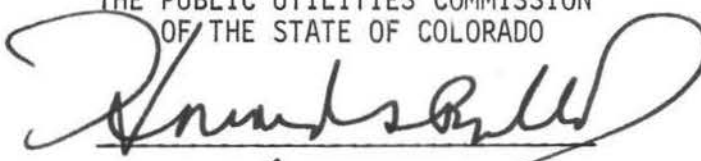


and this Order shall be deemed to be, and be, a PERMIT therefor.

It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
13th day of July, 1972.
cp

(Decision No. 80790)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM M. LOMBARDI, 816 GRANT,)
LONGMONT, COLORADO, FOR AUTHORITY)
TO OPERATE AS A CLASS "B" CONTRACT)
CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25887-PP
ORDER OF THE COMMISSION

- - - - -
July 13, 1972
- - - - -

It appearing, That by Order of the Commission, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing, therefor:

We find, That there is a present and special need for the transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That the fitness, willingness and ability to properly perform the service as hereinafter granted and in conformity to the applicable statutory requirements and the Commission's Rules and Regulations thereunder, has been proven to the satisfaction of the Commission, and that an appropriate Order should be entered; and

It is ordered, That William M. Lombardi, 816 Grant, Longmont, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (50) miles of said pits and supply points;

- (2) 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 (50) miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials";

and this Order shall be deemed to be, and be, a PERMIT therefor.

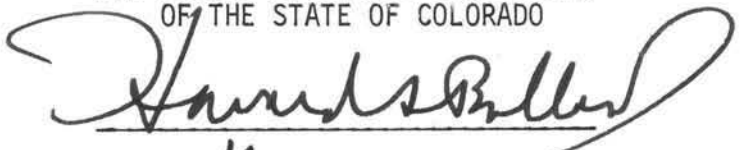


It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until there shall have been filed a statement of customers, the necessary tariffs, required insurance, and authority sheets issued.

It is further ordered, That the right to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
13th day of July, 1972.
cp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
)
James L. Rogers dba)
Dairy Tank Transport)
Rural Route 2)
Calhan, Colorado 80808)

AUTHORITY NO. B-5711
CASE NO. 3730-H-Ins.

- - - - -
_10 July 1972 _ - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 10, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

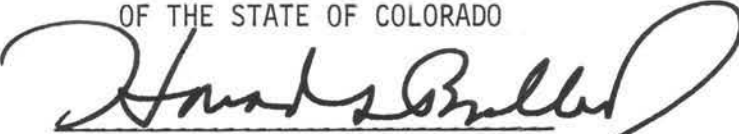

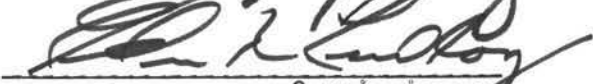
The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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 10th day of July 1972

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
)
)
)
 OVERLAND TRANSPORTATION, INC.)
 BOX 929)
 LAMAR, COLORADO 81052)

AUTHORITY NO. 6732-I

CASE NO. 3515-H-Ins.

11 July 1972

BY THE COMMISSION:

On April 10, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

ORDER

THE COMMISSION ORDERS:

That the herein 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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Donald Briller

Henry H. Mailings

Ed. L. Culson

Commissioners

Dated at Denver, Colorado,
this 11th day of July 1972

ngkh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)	
)	
	)	AUTHORITY NO. M 7980
Lewis L. Inman dba)	
Inman Trucking Co.	)	CASE NO. 8225-M-Ins.
2125 Grove Street)	
Denver, Colorado 80211)	

- - - - -
- - July 11, 1972 - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 22, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

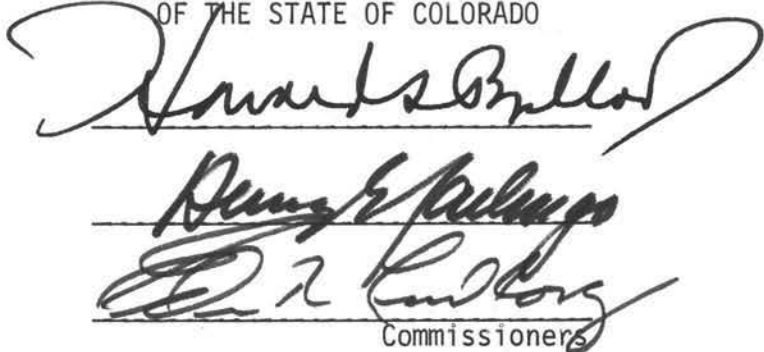
The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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 1972

(Decision No. 80794)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
M. E. Stogdill & A. W. Matthews Sr.)
dba Colonial Conoco)
555 South Eighth Street)
Colorado Springs, Colorado 80905)

AUTHORITY NO. M 9088

CASE NO. 8311-M-Ins.

July 11, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 26, 1972, in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

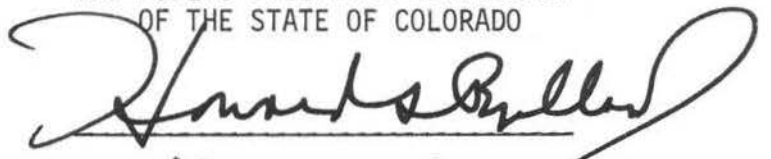
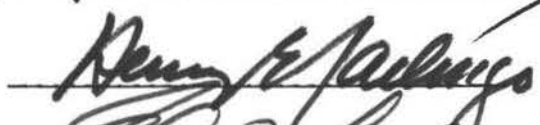

The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

ORDER

THE COMMISSION ORDERS:

That the herein 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 1972

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
COLTON'S MOVING AND STORAGE, INC.,)	
1610 LAKE AVENUE, GLENWOOD SPRINGS,)	
COLORADO, FOR AUTHORITY TO EXTEND)	APPLICATION NO. 25681-Extension
OPERATIONS UNDER CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY)	ORDER OF THE COMMISSION
PUC NO. 7302.)	

- - - - -
July 12, 1972
- - - - -

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Applicant.

It appearing, That by Order of the Commission dated April 24, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter extended and ordered;

Wherefore, and good cause appearing therefor:

We find, That the present or future public convenience and necessity requires or will require Applicant's transportation service as hereinafter extended and ordered;

And we further find, That Applicant is fit, willing and able properly to perform the extended service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Colton's Moving and Storage, Inc., 1610 Lake Avenue, Glenwood Springs, Colorado, be, and is hereby, authorized to extend operations under Certificate of Public Convenience and Necessity PUC No. 7302 to include the following:

"Transportation of

Used household goods

Between all points located within Eagle County, Colorado, and to and from said points, from and to points in the State of Colorado."

It is further ordered, That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 7302, as extended, shall read and be as follows, to with:

"Transportation -- on call and demand -- of

Used household goods

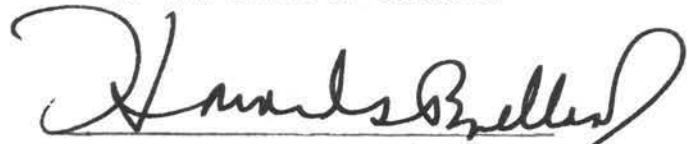


Between all points located within an area composed of the Counties of Pitkin, Garfield, and Eagle, State of Colorado, and to and from said points, from and to points in the State of Colorado."

It is further ordered, That the holder of this Certificate shall operate in accordance with the Order of the Commission except when prevented by Act of God, the public enemy, or extreme conditions.

It is further ordered, That this Order is subject to compliance by the holder of this Certificate with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective
twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of July, 1972.
dd

(Decision No. 80796)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
McKEE TRUCKING COMPANY, INC., 2770)	
ELDRIDGE, GOLDEN, COLORADO, FOR	)	APPLICATION NO. 25790-PP-
AUTHORITY TO EXTEND OPERATIONS UNDER	)	Clarification and/or Extension
CONTRACT CARRIER PERMIT NO. B-4615)	
AND B-4615-I.	)	ORDER OF THE COMMISSION

- - - - -
July 12, 1972
- - - - -

Appearances: John J. Conway, Esq., Denver,
Colorado, for Applicant.

It appearing, That by Order of the Commission dated June 5, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter extended and ordered;

Wherefore, and good cause appearing therefor:

We find, That there is a present and special need for Applicant's transportation services as hereinafter extended and ordered;

We further find, That it does not appear that the grant of authority as hereinafter extended and ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That Applicant is fit, willing and able properly to perform the extended service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That McKee Trucking Company, Inc., 2770 Eldridge, Golden, Colorado, be, and is hereby, authorized to extend operations under Contract Carrier Permit No. B-4615 and B-4615-I to include the following:

Transportation of

Brewers grain, in bulk or in pellets

From Adolph Coors Company, Golden, Colorado, to all points located within the State of Colorado.

RESTRICTION: This Permit is restricted to rendering transportation service for only Adolph Coors Company, Golden, Colorado."

It is further ordered, That henceforth the full and complete authority under Contract Carrier Permit No. B-4615 and B-4615-I, as extended, shall read and be as follows, to wit:

"Transportation -- on call and demand -- of

(1) Brewing barley and seed barley

Between all points in the State of Colorado

RESTRICTION: Item No. 1 of this Permit is restricted to service for only the Adolph Coors Company, Golden, Colorado;

(2) Grain, in bulk,

From all points in Colorado to mills and elevators of the Colorado Milling and Elevator Co.;

(3) Spent grain

From Adolph Coors Company, Golden, Colorado, to all points in the State of Colorado;

RESTRICTION: Item No. 3 of this Permit is restricted to service for only the Adolph Coors Company, Golden, Colorado;

- (4) Brewers grain, in bulk or in pellets

From Adolph Coors Company, Golden, Colorado, to all points located within the State of Colorado.

RESTRICTION: Item No. 4 of the Permit is restricted to rendering transportation service for only Adolph Coors Company, Golden, Colorado.

- (5) 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;

- (6) 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;

- (7) 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;

- (8) 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;

RESTRICTION: Items No. 5, 6, 7, and 8, as set forth above, are restricted against the use of tank vehicles when transporting road-surfacing materials.

- (9) Authority to use equipment in the State of Colorado as a Contract Interstate Carrier between all points in the State of 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."

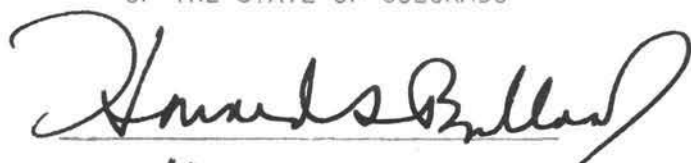
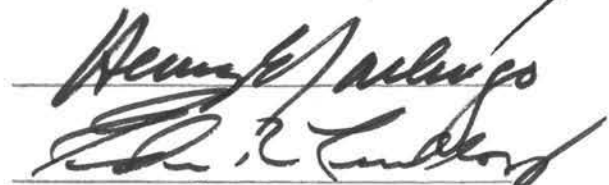

It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until Applicant has filed a statement of customers, the necessary tariffs, required insurance, and has secured authority sheets.

It is further ordered, That the right of Applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective
twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of July, 1972.
dd

(Decision No. 80797)

BEFOR THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
THOMAS JAMES TOFFLEMOYER, DOING)	
BUSINESS AS "HI TOWER TRUCKING,")	
308 FLICKER DRIVE, FORT COLLINS,	)	APPLICATION NO. 25902-PP-ETA
COLORADO, FOR EMERGENCY TEMPORARY)	
AUTHORITY TO OPERATE AS A CLASS "B"	)	ORDER GRANTING EMERGENCY TEMPORARY
CONTRACT CARRIER BY MOTOR VEHICLE.	)	AUTHORITY

July 12, 1972

The above-entitled application under CRS 1963, 115-6-20 (4), being under consideration, and

It appearing, That appropriate application has been made to this Commission for permanent operating authority.

It further appearing, That there is an immediate and urgent need for the transportation service herein sought.

It further appearing, That failure to immediately grant emergency temporary authority may result in undue delay in availability of equipment to contractors for pending construction projects.

And it further appearing, That said circumstances constitute an emergency requiring the immediate issuance of temporary authority.

It is ordered, Thomas James Tofflemoyer, doing business as "Hi Tower Trucking," 308 Flicker Drive, Ft. Collins, Colorado, be, and is hereby, granted emergency temporary authority for a period of fifteen (15) days commencing July 12, 1972, as a class "B" contract carrier by motor vehicle, for the

"Transportation of

- (1) 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 sixty (60) miles of said pits and supply points;

(2) 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 sixty (60) miles of said pits and supply points;

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of sixty (60) miles of said jobs;

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs, within a radius of sixty (60) miles of said pits and supply points;

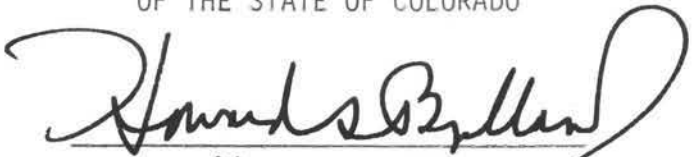


RESTRICTION: This emergency temporary authority is restricted against the use of tank vehicles when transporting road-surfacing materials;"

conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicant has received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of July, 1972.
dd

(Decision No. 80798)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
SANGRE DE CRISTO ELECTRIC ASSOCIATION,)	
INC., P. O. DRAWER J, BUENA VISTA,)	
COLORADO, FOR EXTENSION OF ITS AUTH-)	
ORITY TO RENDER PUBLIC UTILITY ELECTRIC	)	APPLICATION NO. 24931-Extension
SERVICE, AND FOR ELIMINATION OF THE)	
OPTION OF PUBLIC SERVICE COMPANY OF)	
COLORADO TO RENDER SERVICE TO "INDUSTRIAL")	
LOADS WITHIN TERRITORY CERTIFICATED TO)	
SANGRE DE CRISTO.)	

DECISION AND ORDER OF THE COMMISSION, OVERRULING, DENYING
AND GRANTING IN PART EXCEPTIONS TO RECOMMENDED DECISION
NO. 79011; MODIFYING AND AMENDING THE SAID DECISION: AND
ADOPTING SAID RECOMMENDED DECISION, AS AMENDED AND MODI-
FIED, AS THE DECISION AND ORDER OF THE COMMISSION.

- - - - -
July 13, 1972
- - - - -

Appearances: John P. Thompson, Esq., Denver, Colorado,
for Applicant, Sangre De Cristo Electric
Association, Inc.;
Donald D. Cawelti, Esq., Denver, Colorado,
for Protestant, Public Service Company
of Colorado;
L. K. Christolear, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

On November 9, 1971, Examiner Robert E. Commins entered his
Recommended Decision No. 79011. On December 13, 1971, Exceptions to
said Recommended Decision were filed by Sangre De Cristo Electric
Association, Inc.

The Exceptions filed were to the failure of Decision No.
79011, dated November 9, 1971 (1) to extend the authority of Applicant
by striking from Applicant's present Certificate of Public Convenience
and Necessity the restriction against serving "industrial loads", and
(2) to issue to Applicant an exclusive certificate to supply electric
service in Sections 19 to 23, inclusive, and Sections 26 to 30, inclu-
sive, Township 11 South, Range 81 West.

Upon reconsideration of the matter, the Commission finds that it should enter its Decision and Order modifying the Examiner's findings of fact and conclusions in said Decision No. 79011.

FINDINGS OF FACT

Based upon all evidence of record, the following is found as fact that:

1. Sangre De Cristo is an incorporated rural electric cooperative, which purchases, distributes and sells electrical power to customers and members in Lake, Chaffee, Fremont, and Custer Counties.

2. Sangre De Cristo purchases its electrical energy from Arkansas Valley Generating and Transmission, Inc.

3. Application was made for the Commission to grant to Sangre De Cristo on an exclusive basis, a portion of an area north of Salida in Chaffee County and a portion of an area south of Leadville in Lake County which it serves on a nonexclusive basis with Public Service Company. Additionally, Sangre De Cristo requested termination of Public Service Company's right to serve "industrial loads" from Public Service Company's 115 KV transmission lines running from Leadville to Poncha Springs in the areas certified on an "exclusive basis" to Sangre De Cristo in Chaffee, Lake, Fremont, and Custer Counties.

4. The areas in question are for the most part sparsely populated, mountainous country bisected north-south by the Arkansas River Valley, with the bulk of population residing in Salida, Buena Vista, Leadville, or scattered along the Arkansas River or its tributaries.

5. Sangre De Cristo's authority historically began with the Commission granting a certificate of public convenience and necessity to Buena Vista Power Co. to serve electrical power to customers in Buena Vista (Application No. 931, December 2, 1927). On November 26, 1935, this certificate of public convenience and necessity was transferred to Mountain Utilities Corp. (Certificate of Public Convenience

and Necessity PUC No. 931-A). On February 27, 1937, Mountain Utilities Corp. applied to the Commission for authority to serve all of Chaffee County north of the 3rd Correction Line (Application No. 931-AB). The Commission records do not show that the additional authority was granted. Decision No. 24003, January 11, 1945, transferred Certificate of Public Convenience and Necessity PUC No. 931-A and extensions within the County of Chaffee, north of 3rd Correction Line from Mountain Utilities Corp. to Sangre De Cristo (Application No. 931-ABA).

6. In Decision No. 50984, September 25, 1958, Sangre De Cristo was granted authority to distribute electrical energy in the following area on an exclusive basis:

"An area generally in Lake, Chaffee, Fremont and Custer Counties, Colorado, more particularly described as:

'Beginning at a point on the Lake-Chaffee County line which point is the SW Cor. Sec. 25, T. 11-S, R. 81-W, 6 PM; thence northerly to the West Quarter Cor. Sec. 1, T. 11-S, R. 81-W; thence easterly to the East Quarter Cor. Sec. 2, T. 11-S, R. 79-W, which is the intersection with the Lake-Park County Line; thence southerly along the Lake-Park County line to the Chaffee-Park County line; thence along the Chaffee-Park County line southerly to the Chaffee-Park-Fremont County line; thence along the Chaffee-Fremont County line southerly to the south line of T. 51-N, NMPM; thence easterly along the south line of said T. 51-N, NMPM to the Northeast Cor. Sec. 4, T. 50-N, R. 12-E, NMPM; thence southerly to the West Quarter Cor. Sec. 15, T. 49-N, R. 12-E, NMPM; thence easterly to the Southwest Cor. Sec. 6, T. 18-S, R. 73-W, 6 PM; thence easterly to the Southeast Cor. Sec. 1, T. 18-S, R. 73-W; thence southerly along the east line of R. 73-W to the Northwest Cor. Sec. 31, T. 22-S, R. 72-W; thence easterly to the Northeast Cor. Sec. 33, T. 22-S, R. 70-W; thence southerly to the Southeast Cor. of said Sec. 33; thence westerly along the North line of T. 23-S, to the Northwest Cor. T. 23-S, R. 70-W; thence southerly along the West line of Range 70-West to the Custer-Huerfano County line; thence westerly along the Custer-Huerfano County line to the Saguache-Custer County line; thence northwesterly along the Saguache-Custer County line to the Saguache-Fremont County line; thence northwesterly along the Saguache-Fremont County line to a point on the west line, Sec. 25, T. 48-N, R. 9-E, NMPM; thence northerly to the Northwest Cor. Sec. 1, T. 48-N, R. 9-E; thence westerly along south line Sec. 36, T. 49-N,

R. 9-E, to the SW Cor. of said Sec. 36; thence northerly to a point on the west line of Sec. 12, T. 49-N, R. 9-E, and the Chaffee-Fremont County line; thence northeasterly along the Chaffee-Fremont County line to the SE Cor. Sec. 8, T. 50-N, R. 10-E, NMPM; thence westerly along the south line said Secs. 8 and 7, Secs. 12, 11, 10, 9, 8, and 7, T. 50-N, R. 9-E, Secs. 12, 11, 10, 9, 8, and 7, T. 50-N, R. 8-E, NMPM to the west line of the R. 8-E, NMPM, thence northerly along said west line of R. 8-E, NMPM, to the northwest Cor. T. 50-N, R. 8-E, NMPM; thence westerly along the north line T. 50-N, NMPM to the Chaffee-Gunnison County line; thence northerly along the Chaffee-Gunnison County line to the SW Cor. Sec. 10, T. 13-S, R. 80-W, 6 PM; thence northerly to the NW Cor. Sec. 34, T. 11-S, R. 80-W, 6 PM, being on the Lake-Chaffee County line; thence westerly along the Lake-Chaffee County line to the point of beginning,

excepting therefrom, however, the right of Public Service to serve "industrial" loads from its 115 KV transmission line as it now exists or may be extended, and which now runs in a southerly direction from Leadville to Salida."

7. Decision No. 50984, September 25, 1958, also authorized Sangre De Cristo to serve on a nonexclusive basis with Public Service Company an area south of Leadville in Lake County and an area north of Salida in Chaffee County, which hereinafter will be referred to as Area A and Area B, respectively:

Area A - "An area in Lake County, Colorado, beginning at a point on the Lake-Pitkin County line on the south line of Sec. 29, T. 11-S, R. 82-W, 6 PM; thence northerly along the Lake-Pitkin County line to the south line of T. 9-S, 6 PM; thence easterly along the south line of T. 9-S, 6 PM to Lake-Park County line; thence southerly along said Lake-Park County line to the East Quarter Cor. of Sec. 2, T. 11-S, R. 79-W, 6 PM; thence westerly to the West Quarter Cor. Sec. 1, T. 11-S, R. 81-W, 6 PM; thence southerly to the SW Cor. Sec. 25, T. 11-S, R. 81-W, 6 PM, being on the Lake-Chaffee County line; thence westerly along Lake-Chaffee County line to the point of beginning."

Area B - "An area in Chaffee County, Colorado, beginning at a point which is the northwest Cor. Sec. 18, T. 50-N, R. 8-E, NMPM, thence easterly along the north line of Secs. 18, 17, 16, 15, 14, and 13, T. 50-N, R. 8-E, Secs. 18, 17, 16, 15, 14, and 13, T. 50-N, R. 9-E, Secs. 18 and 17, T. 50-N, R. 10-E, NMPM, to the NE Cor. of said Sec. 17, and the Chaffee-Fremont County line; thence southwesterly along the Chaffee-Fremont County line

to the East Quarter Cor. Sec. 30, T. 50-N, R. 10-E; thence westerly along the 1/4 line of said Secs. 30, 25, 26, 27, 28, and 29, T. 50-N, R. 9-E, to the West Quarter Cor. of said Sec. 29; thence southerly along west line of said Sec. 29 to the NE Cor. SE $\frac{1}{4}$, SE $\frac{1}{4}$, SE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 30, T. 50-N, R. 9-E; thence westerly to the NW Cor. SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ said Sec. 30; thence northerly to the NW Cor. of SW $\frac{1}{4}$, SW $\frac{1}{4}$ of said Sec. 30; thence northwesterly to the NW Cor. of SW $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ of Sec. 25, T. 50-N, R. 8-E; thence southerly to the NE Cor. NW $\frac{1}{4}$, SW $\frac{1}{4}$, said Sec. 25; thence westerly to the West Quarter Cor. said Sec. 25; thence southerly along the east line of Secs. 26, and 35, T. 50-N, R. 8-E, to the SE Cor. NE $\frac{1}{4}$, NE $\frac{1}{4}$, said Sec. 35; thence westerly to the NW Cor. NE $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 34, T. 50-N, R. 8-E; thence southerly to the SE Cor. NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ said Sec. 34; thence westerly to the SW Cor., NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 33, T. 50-N, R. 8-E; thence northerly along the west line of said Secs. 33 and 28, to the NW Cor. of said Sec. 28; thence westerly along north line Sec. 29, T. 50-N, R. 8-E, NMPM to the northwest Cor. said Sec. 29; thence northerly along west line Sec. 20, T. 50-N, R. 8-E, NMPM to the NW Cor. said Sec. 20; thence westerly along... the south line Sec. 18, T. 50-N, R. 8-E, to the SW Cor. said Sec. 18; thence northerly along the west line of said Sec. 18 to the point of beginning."

8. By Decision No. 55800, January 30, 1961, the Commission deleted the authority of Sangre De Cristo in Area A, interlined in paragraph 6, supra.

9. Public Service Company is engaged among other things in the business of generating, transmitting, distributing, and selling electrical energy to customers in various portions of the State of Colorado.

10. Public Service Company's position on Sangre De Cristo's application is:

- a. The area Public Service Company's 13 KV distribution line served prior to September 25, 1958 should be certified to Public Service Company.
- b. Public Service Company should continue to have the right to serve "industrial loads" from its 115 KV transmission line, as provided by Decision No. 50984.
- c. Only areas presently being completely and adequately served by Sangre De Cristo facilities should be certified to Sangre De Cristo.

11. Prior to September 25, 1958, the only electrical public utility authorized to serve in Chaffee or Lake Counties (except in Buena Vista) was Public Service Company, which was certified to serve Salida and Leadville and had constructed lawful extensions thereto.

12. In November 1949, Public Service Company completed construction of a 13 KV distribution line in Area A running from a point in the Northwest Corner of Section 2, Township 10 South, Range 80 West, in a southwesterly direction to a point in the south central portion of Section 33, Township 10 South, Range 80 West, which provides electrical service to the public in the areas immediately adjacent to its route. Sangre De Cristo, which was not a public utility until 1958, also provides electric power to its customers in portions of the same area.

13. In July 1950, Public Service Company completed construction of a 115 KV transmission line running north-south between Leadville and Salida. Sangre De Cristo and the Otero Pumping Station are presently being served by this transmission line.

14. Sangre De Cristo has no distribution lines in Area A or Area B with voltage ratings over 15 KV.

15. There is no specific fixed quantitative value in terms of units of electrical energy to define "industrial load."

16. In 1958, during the proceedings on Application No. 15790 - Amended, Public Service Company protested Sangre De Cristo's application, but subsequently specifically agreed to the grants of authority set forth in Decision No. 50984, September 25, 1958.

17. The monthly charge to an industrial consumer is based upon the customer's demand for electrical energy, plus a fee based on the amount of electrical energy actually used by the consumer. The fee charged to the consumer, based on his demand for electrical energy, must defray the cost of construction of facilities needed to deliver electrical power to the consumer. It is not economically feasible at the present time to provide electrical power from a 115 KV transmission

line to a consumer who has a demand less than 500 KW without a contribution from the consumer for the cost of construction of electrical facilities needed.

18. As distance from the 115 KV transmission line to the consumer increases, there must be a corresponding increase in the fee charged based upon demand of the consumer for electrical energy in order to make the service to the customer economically feasible.

19. It is not practical nor economical to serve an average or residential customer located more than approximately one-half to one mile from a distribution line, dependent upon the nature of the terrain and the demand of the customer for electrical energy. Such area of one-half to one mile from a distribution line is ordinarily and adequately served by such line.

20. Area A is surrounded by Intermountain Rural Electric Association on the East, Sangre De Cristo on the South, Public Service Company on the North, and an uncertified area on the West, all of whom could serve portions of the area.

21. Area B is surrounded by Sangre De Cristo on the North and East and Public Service Company on the South and West, each of whom could serve portions of the area.

22. The consumers in Areas A and B do not care from which utility they obtain their electrical power.

23. The following sections in Area A and Area B do not have electric service and do not contain distribution lines of Public Service Company or Sangre De Cristo:

Area A (Lake County Area)

Township 11 South, Range 82 West, Sections 1, 2, 3, 4, 8, 9, 10, 11, 12, 17, 16, 15, 14, 13, 20, 21, 22, 23, 24, 29, 28, 27, 26, 25.

Township 10 South, Range 82 West, all Sections.

Township 10 South, Range 81 West, Sections 2 through 36 inclusive.

Township 11 South, Range 81 West, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 30, 22, 23.

Township 10 South, Range 80 West, Sections 5, 1, 2, 7, 13, 18, 17, 19, 20, 24, 30, 29, 28, 25, 31, 32, 36.

Township 11 South, Range 80 West, Sections 6, 5, 1.

Township 10 South, Range 79 West, Sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 18, 17, 16, 15, 14, 13, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36.

Township 11 South, Range 79 West, Sections 1, 2, 3, 4, 5, 6.

Area B (Chaffee County Area)

Township 50 North, Range 8 East, Sections 18, 17, 20, 35.

Township 50 North, Range 9 East, Sections 18, 17, 16, 15, 14, 13, 19, 20, 21, 22, 23, 24, 28, 27, 26, 25.

Township 50 North, Range 10 East, Sections 18, 17, 19, 20, 29, 30.

24. The following sections in Area A and Area B have electric service or distribution lines of Sangre De Cristo only:

Area A (Lake County Area)

Township 10 South, Range 80 West, Sections 8, 14, 12, 11, 16, 21, 23, 26, 35.

Township 11 South, Range 80 West, Sections 2, 3.

Township 10 South, Range 79 West, Section 7.

Township 11 South, Range 81 West, Sections 21, 20, 29, 28, 27, 26.

Area B (Chaffee County Area)

Township 50 North, Range 8 East, Sections 16, 15, 14, 13, 21, 22, 23, 24, 28, 27, 26, 33, 25, 34.

25. The following sections in Area A and Area B have electric service or distribution lines of Public Service Company only:

Area A (Lake County Area)

Township 10 South, Range 80 West, Sections 1, 6, 4, 33.

Township 10 South, Range 81 West, Section 1.

Township 11 South, Range 80 West, Section 4.

Area B (Chaffee County Area)

None.

26. The following sections in Area A and Area B have electric service or distribution lines of Public Service Company and Sangre De Cristo:

Area A (Lake County Area)

Township 10 South, Range 80 West, Sections 3, 10, 9, 15, 22, 27, 34.

Area B (Chaffee County Area)

Township 50 North, Range 8 East, Sections 34, 33, 25.

CONCLUSIONS

1. An "industrial load" in this case is a demand for electrical energy from a single commercial user sufficient in quantity to make it economically feasible for Public Service Company to serve the customer directly from its 115 KV transmission line under Public Service Company's extension policy and without contribution to cost of construction from the customer or a requirement of an individual customer for electrical energy is such that the delivery of electricity to the customer must be at voltages in excess of 15 KV.

2. An "industrial load" is determinable in any given situation.

3. Public convenience and necessity will be best served by

(a) Continuing Public Service Company's right to serve industrial loads from its 115 KV transmission line in Sangre De Cristo's exclusive area as set forth in Decision No. 50984.

(b) Certifying on an exclusive basis the following areas in Area A in Lake County to Sangre De Cristo:

(1) Beginning at a point which is the NW corner of Section 8, Township 10 South, Range 80 West of the 6th P.M.; thence easterly along Section lines to the NE corner of the said Section 8; thence southerly to the $W\frac{1}{4}$ corner of the $NW\frac{1}{4}$ of Section 9; thence easterly along the east-west center line of the $N\frac{1}{2}$ of Section 9 to the $E\frac{1}{4}$ corner of the $NE\frac{1}{4}$ of said Section 9; thence southerly along Section lines to the $E\frac{1}{4}$ corner of the $SE\frac{1}{4}$, Section 21; thence westerly along the east-west center line to the $W\frac{1}{4}$ corner of the said $SE\frac{1}{4}$; thence southerly to the $S\frac{1}{4}$ corner of the said Section 21; thence westerly along Section lines to the SW corner of Section 20; thence northerly along Section lines to the point of beginning.

- (2) Beginning at a point which is the NW corner of Section 11, Township 10 South, Range 80 West of the 6th P.M.; thence easterly along Section lines to the NE corner of Section 7, Township 10 South, Range 79 West of the 6th P.M.; thence southerly to the SE corner of the said Section 7; thence westerly to the NE corner of Section 13, Township 10 South, Range 80 West of the 6th P.M.; thence southerly to the SE corner of Section 36, Township 10 South, Range 80 West; thence westerly to the NE corner of Section 1, Township 11 South, Range 80 West; thence southerly to the $E\frac{1}{4}$ corner of the said Section 1; thence westerly along half section lines to the $W\frac{1}{4}$ corner of Section 3, thence northerly along Section lines to the NW corner of said Section 3; thence easterly to the $S\frac{1}{4}$ corner of the $SW\frac{1}{4}$ of Section 34, Township 10 South, Range 80 West; thence northerly along north-south half section center lines to the $N\frac{1}{4}$ corner of the $NW\frac{1}{4}$ of Section 27; thence easterly along Section lines to the $S\frac{1}{4}$ corner of the $SE\frac{1}{4}$ of Section 22; thence northerly along the north-south center line to the $N\frac{1}{4}$ corner of the said $SE\frac{1}{4}$; thence easterly to the $E\frac{1}{4}$ corner of said Section 22; thence northerly to the point of beginning.
- (3) Beginning at a point which is the NW corner of Section 19, Township 11 South, Range 81 West of the 6th P.M.; thence east along Section lines to the NE corner of Section 23, Township 11 South, Range 81 West of the 6th P.M.; thence south along Section lines to the SE corner of Section 26, Township 11 South, Range 81 West of the 6th P.M. which is on the boundary line between Lake County and Chaffee County; thence west along Section lines which is also the boundary line between Lake County and Chaffee County to the SW corner of Section 30, Township 11 South, Range 81 West of the 6th P.M.; thence north along Section lines to the point of beginning.

- (c) Certifying on an exclusive basis the following areas in Area A in Lake County to Public Service Company:

Beginning at a point which is the NW corner of Section 1, Township 10 South, Range 81 West of the 6th P.M.; thence easterly along Section lines to the NE corner of Section 2, Township 10 South, Range 80 West of the 6th P.M.; thence southerly to the SE corner of said Section 2; thence westerly to the NE corner of Section 10; thence southerly to the $E\frac{1}{4}$ corner of Section 22; thence westerly to the $N\frac{1}{4}$ corner of the $SE\frac{1}{4}$ of said Section 22; thence southerly along the north-south center line of the $SE\frac{1}{4}$ of said Section 22 to the $S\frac{1}{4}$ corner of the said $SE\frac{1}{4}$; thence westerly

along Section lines to the $N\frac{1}{4}$ corner of the $NW\frac{1}{4}$ of Section 27; thence southerly along the north-south center line of the $W\frac{1}{2}$ of said Section 27 and Section 34 to the $S\frac{1}{4}$ corner of the $SW\frac{1}{4}$ of the said Section 34; thence westerly along Section lines to the NE corner of Section 4, Township 11 South, Range 80 West of the 6th P.M.; thence southerly to the $E\frac{1}{4}$ corner of the said Section 4; thence westerly along half section lines to the $W\frac{1}{4}$ corner of Section 5; thence northerly along Section lines to the NW corner of Section 5, Township 11 South, Range 80 West; thence easterly along Section lines to the SW corner of Section 32, Township 10 South, Range 80 West of the 6th P.M.; thence northerly along Section lines to the NW corner of the said Section 32; thence easterly to the $S\frac{1}{4}$ corner of Section 28; thence northerly along half section lines to the $W\frac{1}{4}$ corner of the $SE\frac{1}{4}$ of Section 21; thence easterly along the east-west center line to the $E\frac{1}{4}$ corner of the said $SE\frac{1}{4}$ of Section 21; thence northerly along Section lines to the $E\frac{1}{4}$ corner of the $NE\frac{1}{4}$ of Section 9; thence westerly along the east-west center line of the $N\frac{1}{2}$ of the said Section 9 to the $E\frac{1}{4}$ corner of the $NE\frac{1}{4}$ of Section 8; thence north along Section lines to the NE corner of the said Section 8; thence westerly along Section lines to the SW corner of Section 1, Township 10 South, Range 81 West of the 6th P.M.; thence northerly along Section lines to the point of beginning.

- (d) Certifying on an exclusive basis the following areas in Area B in Chaffee County to Sangre De Cristo:

Beginning at a point which is the NW corner of Section 16, Township 50 North, Range 8 East of the New Mexico P.M.; thence easterly along Section lines to the $N\frac{1}{4}$ corner of Section 13, Township 50 North, Range 8 East; thence southerly along half section lines to the $S\frac{1}{4}$ corner of the said Section 13; thence easterly along Section lines to the NE corner of Section 24, Township 50 North, Range 8 East; thence southerly to the $W\frac{1}{4}$ corner of Section 19, Township 50 North, Range 9 East of the New Mexico P.M.; thence easterly along half section lines to the NE corner of the $SW\frac{1}{4}$ of Section 21, Township 50 North, Range 9 East; thence southerly to the SE corner of the $NW\frac{1}{4}$ of Section 28; thence westerly along half section lines to the SE corner of the $NE\frac{1}{4}$, Section 29; thence continue westerly along half section lines a distance of 2300'; thence north 380' more or less to the center line of Ute Creek; thence southwesterly along the center line of said Ute Creek to the point of intersection with the south boundary of the $NW\frac{1}{4}$ of said Section 29; thence westerly along half section lines to the $W\frac{1}{4}$ corner of said Section 29; thence southerly along Section lines to the NE corner of the $SE\frac{1}{4}$ of the $SE\frac{1}{4}$ of the $SE\frac{1}{4}$ of Section 30, Township 50 North, Range 9 East; thence west along the fractional section line to the main line of the D&RGW Railroad; thence

northwesterly along said railroad center line to the Smelter switch near the SE corner of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 30; thence westerly along the north boundary of the Smelter Spur of the D&RGW to the intersection with Chaffee County Road No. 150; thence westerly along the said County Road No. 150 to its intersection with a straight line between NW corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 30, and the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25, Township 50 North, Range 8 East; thence northwest along said line to said NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25; thence southerly to the NE corner, NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 25; thence westerly along half section lines to the W $\frac{1}{4}$ corner of said Section 25; thence southerly along section lines to the SE corner of Section 26; thence westerly to the N $\frac{1}{4}$ corner of Section 34; thence southerly along half section lines to the E $\frac{1}{4}$ corner of the SW $\frac{1}{4}$ of said Section 34; thence westerly along quarter section center lines to the W $\frac{1}{4}$ corner of the SW $\frac{1}{4}$ of Section 33, Township 50 North, Range 8 East; thence northerly along Section lines to the point of beginning.

(e) Certifying on an exclusive basis the following areas in Area B in Chaffee County to Public Service Company:

- (1) Beginning at a point which is the intersection of the main line of the D&RGW Railroad and an extension of the east-west center lines of the SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30, Township 50 North, Range 9 East of the New Mexico P.M.; thence westerly along fractional section lines to the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 30; thence northerly along Section lines to the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 30; thence northwesterly along a straight line between the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 30 and the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25, Township 50 North, Range 8 East of the New Mexico P.M. to its point of intersection with Chaffee County Road No. 150; thence easterly along the center line of the said Road No. 150 to its intersection with the north boundary of the Smelter Spur of the D&RGW Railroad in Section 30, Township 50 North, Range 9 East of the New Mexico P.M.; thence easterly along the north boundary of the said Smelter Spur to the main line of the D&RGW Railroad; thence southeasterly along the center line of said D&RGW main line to the point of beginning.
- (2) Beginning at a point on the south boundary of the NW $\frac{1}{4}$ of Section 29, Township 50 North, Range 9 East of the New Mexico P.M., ~~where said boundary~~ intersects with Ute Creek; thence northeasterly along the center line of said Ute Creek to a point 380' more or less north of a point on the south boundary of the NE $\frac{1}{4}$ of said Section 29, said point being 2300' west of the E $\frac{1}{4}$ corner of said Section 29; thence southerly 380' more or less to the south boundary of said NE $\frac{1}{4}$; thence westerly along half section lines to the point of beginning.

- (f) Declaring uncertified and available for development or extension into from contiguous certified areas under C.R.S. 1963, 115-5-1, the rest and remainder of Area A and Area B in Chaffee County and Lake County.

4. Sangre De Cristo or Public Service Company, as the case may be, should be frozen to the existing customers of each, if any, in the areas in Area A and Area B that have been certified to the other utility on an exclusive basis.

5. The following Order should be entered.

O R D E R

THE COMMISSION ORDERS THAT:

1. Exceptions filed by Sangre De Cristo be, and hereby are, disposed of in a manner consistent with this Order.
2. The findings of Examiner Robert E. Commins, in his Recommended Decision and Order being Decision No. 79011, dated November 9, 1971, be, and hereby are, amended and modified in accordance with the findings herein.
3. Public Service Company shall continue to have the right to serve industrial loads from its 115 KV transmission line as it now exists or as may be extended in Sangre De Cristo's exclusive areas as set forth in Decision No. 50984.
4. Sangre De Cristo is authorized to provide electrical service on an exclusive basis in the following areas in Area A in Lake County:
 - (a) Beginning at a point which is the NW corner of Section 8, Township 10 South, Range 80 West of the 6th P.M.; thence easterly along Section lines to the NE corner of the said Section 8; thence southerly to the $W\frac{1}{4}$ corner of the $NW\frac{1}{4}$ of Section 9; thence easterly along the east-west center line of the $N\frac{1}{2}$ of Section 9 to the $E\frac{1}{4}$ corner of the $NE\frac{1}{4}$ of said Section 9; thence southerly along Section lines to the $E\frac{1}{4}$ corner of the $SE\frac{1}{4}$, Section 21; thence westerly along the east-west center line to the $W\frac{1}{4}$ corner of

the said SE $\frac{1}{4}$; thence southerly to the S $\frac{1}{4}$ corner of the said Section 21; thence westerly along Section lines to the SW corner of Section 20; thence northerly along Section lines to the point of beginning.

- (b) Beginning at a point which is the NW corner of Section 11, Township 10 South, Range 80 West of the 6th P.M.; thence easterly along Section lines to the NE corner of Section 7, Township 10 South, Range 79 West of the 6th P.M.; thence southerly to the SE corner of the said Section 7, thence westerly to the NE corner of Section 13, Township 10 South, Range 80 West of the 6th P.M.; thence southerly to the SE corner of Section 36, Township 10 South, Range 80 West; thence westerly to the NE corner of Section 1, Township 11 South, Range 80 West; thence southerly to the E $\frac{1}{4}$ corner of the said Section 1; thence westerly along half section lines to the W $\frac{1}{4}$ corner of Section 3, thence northerly along Section lines to the NW corner of said Section 3; thence easterly to the S $\frac{1}{4}$ corner of the SW $\frac{1}{4}$ of Section 34, Township 10 South, Range 80 West; thence northerly along north-south half section center lines to the N $\frac{1}{4}$ corner of the NW $\frac{1}{4}$ of Section 27; thence easterly along Section lines to the S $\frac{1}{4}$ corner of the SE $\frac{1}{4}$ of Section 22; thence northerly along the north-south center line to the N $\frac{1}{4}$ corner of the said SE $\frac{1}{4}$; thence easterly to the E $\frac{1}{4}$ corner of said Section 22; thence northerly to the point of beginning.
- (c) Beginning at a point which is the NW corner of Section 19, Township 11 South, Range 81 West of the 6th P.M.; thence east along Section lines to the NE corner of Section 23, Township 11 South, Range 81 West of the 6th P.M.; thence south along Section lines to the SE corner of Section 26, Township 11 South, Range 81 West of the 6th P.M. which is on the boundary line between Lake County and Chaffee County; thence West along Section lines which is also the boundary line between Lake County and Chaffee County to the SW corner of Section 30, Township 11 South, Range 81 West of the 6th P.M.; thence north along Section lines to the point of beginning.

5. Public Service Company is authorized to provide electrical service on an exclusive basis in the following areas in Area A in Lake County:

Beginning at a point which is the NW corner of Section 1, Township 10 South, Range 81 West of the 6th P.M.; thence easterly along Section lines to the NE corner of Section 2, Township 10 South, Range 80 West of the 6th P.M.; thence southerly to the SE corner of said Section 2; thence westerly to the NE corner of Section 10; thence southerly to the E $\frac{1}{4}$ corner of Section 22; thence westerly to the N $\frac{1}{4}$

corner of the SE $\frac{1}{4}$ of said Section 22; thence southerly along the north-south center line of the SE $\frac{1}{4}$ of said Section 22 to the S $\frac{1}{4}$ corner of said SE $\frac{1}{4}$; thence westerly along Section lines to the N $\frac{1}{4}$ corner of the NW $\frac{1}{4}$ of Section 27; thence southerly along the north-south center line of the W $\frac{1}{2}$ of said Section 27 and Section 34 to the S $\frac{1}{4}$ corner of the SW $\frac{1}{4}$ of the said Section 34; thence westerly along Section lines to the NE corner of Section 4, Township 11 South, Range 80 West of the 6th P.M.; thence southerly to the E $\frac{1}{4}$ corner of the said Section 4; thence westerly along half section lines to the W $\frac{1}{4}$ corner of Section 5; thence northerly along Section lines to the NW corner of Section 5, Township 11 South, Range 80 West; thence easterly along Section lines to the SW corner of Section 32, Township 10 South, Range 80 West of the 6th P.M.; thence northerly along Section lines to the NW corner of said Section 32; thence easterly to the S $\frac{1}{4}$ corner of Section 28; thence northerly along half section lines to the W $\frac{1}{4}$ corner of the SE $\frac{1}{4}$ of Section 21; thence easterly along the east-west center line to the E $\frac{1}{4}$ corner of the said SE $\frac{1}{4}$ of Section 21; thence northerly along Section lines to the E $\frac{1}{4}$ corner of the NE $\frac{1}{4}$ of Section 9; thence westerly along the east-west center line of the N $\frac{1}{2}$ of the said Section 9 to the E $\frac{1}{4}$ corner of the NE $\frac{1}{4}$ of Section 8; thence north along Section lines to the NE corner of the said Section 8; thence westerly along Section lines to the SW corner of Section 1, Township 10 South, Range 81 West of the 6th P.M.; thence northerly along Section lines to the point of beginning.

6. Sangre De Cristo is authorized to provide electrical service on an exclusive basis in the following areas in Area B in Chaffee County:

Beginning at a point which is the NW corner of Section 16, Township 50 North, Range 8 East of the New Mexico P.M.; thence easterly along Section lines to the N $\frac{1}{4}$ corner of Section 13, Township 50 North, Range 8 East; thence southerly along half section lines to the S $\frac{1}{4}$ corner of the said Section 13; thence easterly along Section lines to the NE corner of Section 24, Township 50 North, Range 8 East; thence southerly to the W $\frac{1}{4}$ corner of Section 19, Township 50 North, Range 9 East of the New Mexico P.M.; thence easterly along half section lines to the NE corner of the SW $\frac{1}{4}$ of Section 21, Township 50 North, Range 9 East; thence southerly to the SE corner of the NW $\frac{1}{4}$ of Section 28; thence westerly along half section lines to the SE corner of the NE $\frac{1}{4}$, Section 29; thence continue westerly along half section lines a distance of 2300'; thence north 380' more or less to the center line of Ute Creek; thence southwesterly along the center line of the said Ute Creek to the point of intersection with the south boundary of the NW $\frac{1}{4}$ of said Section 29; thence westerly along half section lines to the W $\frac{1}{4}$ corner of said Section 29; thence southerly along Section lines to the NE corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30, Township 50 North, Range 9 East, thence west along the fractional section line to the

main line of the D&RGW Railroad; thence northwesterly along said railroad center line to the Smelter switch near the SE corner of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 30; thence westerly along the north boundary of the Smelter Spur of the D&RGW to the intersection with Chaffee County Road No. 150; thence westerly along the said County Road No. 150 to its intersection with a straight line between NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 30, and the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25, Township 50 North, Range 8 East; thence northwest along said line to said NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25; thence southerly to the NE corner, NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 25; thence westerly along half section lines to the W $\frac{1}{2}$ corner of the said Section 25; thence southerly along Section lines to the SE corner of Section 26; thence westerly to the N $\frac{1}{2}$ corner of Section 34; thence southerly along half section lines to the E $\frac{1}{2}$ corner of the SW $\frac{1}{4}$ of said Section 34; thence westerly along quarter section center lines to the W $\frac{1}{2}$ corner of the SW $\frac{1}{4}$ of Section 33, Township 50 North, Range 8 East; thence northerly along Section lines to the point of beginning.

7. Public Service Company is authorized to provide electrical service on an exclusive basis in the following areas in Area B in Chaffee County:

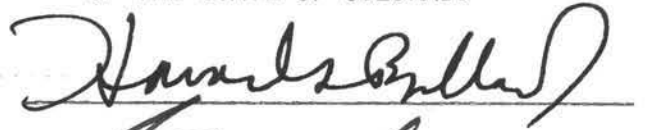
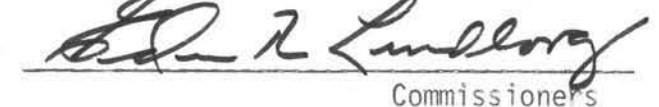
- (a) Beginning at a point which is the intersection of the main line of the D&RGW Railroad and an extension of the east-west center lines of the SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30, Township 50 North, Range 9 East of the New Mexico P.M.; thence westerly along fractional section lines to the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 30; thence northerly along Section lines to the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 30; thence northwesterly along a straight line between the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 30 and the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25, Township 50 North, Range 8 East of the New Mexico P.M. to its point of intersection with Chaffee County Road No. 150; thence easterly along the center line of said Road No. 150 to its intersection with the north boundary of the Smelter Spur of the D&RGW Railroad in Section 30, Township 50 North, Range 9 East of the New Mexico P.M.; thence easterly along the north boundary of the said Smelter Spur to the main line of the D&RGW Railroad; thence southeasterly along the center line of said D&RGW main line to the point of beginning.
- (b) Beginning at a point on the south boundary of the NW $\frac{1}{4}$ of Section 29, Township 50 North, Range 9 East of the New Mexico P.M. where said boundary intersects with Ute Creek; thence northeasterly along the center line of said Ute Creek to a point 380' more or less north of a point on the south boundary of the NE $\frac{1}{4}$ of said Section 29, said point being 2300' west of the E $\frac{1}{2}$ corner of said Section 29; thence southerly 380' more or less to the south boundary of said NE $\frac{1}{4}$; thence westerly along half section lines to the point of beginning.

8. The rest and remainder of Area A and Area B in Lake County and Chaffee County is declared uncertificated and available for development or extension into from contiguous certificated areas under CRS 1963, 115-5-1.

9. Sangre De Cristo or Public Service Company, as the case may be, is frozen to existing customers, if any, in the areas in Area A and Area B that have been certificated to the other utility on an exclusive basis.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HENRY E. ZARLENGO
DISSENTING.

COMMISSIONER HENRY E. ZARLENGO DISSENTING:

I respectfully dissent.

The Exceptions should be denied.

This is a case in which the Commission should have the benefit of briefs filed by all parties, and the opportunity to file briefs should be afforded.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioner

Dated at Denver, Colorado,
this 13th day of July, 1972.
hbp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * * *

RE: SUPPLEMENT K-24 TO TARIFF OF)
EMERGENCY CHARGES X-281, SCHEDULED)
TO BECOME EFFECTIVE JULY 15, 1972)
- - - - -

APPLICATION NO. 25848

- - - - -
July 12, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 1, 1972, R. H. Lindsay, Tariff Publishing Officer, 222 South Riverside Plaza, Chicago, Illinois, filed Supplement K-24 to Tariff of Emergency Charges X-281, scheduled to become effective on June 24, 1972. Said Supplement would result in an increase of 2.5% on Colorado Intrastate Traffic.

By Decision No. 80607 dated June 20, 1972 the Commission allowed postponement of the effective date to and including July 15, 1972.

On July 11, 1972, request for permission to voluntarily postpone the effective date of Supplement K-24 to and including September 1, 1972, was received from Mr. John S. Walker, Chairman of the Committee of Railroad Counsel for the Colorado Class I Railroads.

The Commission finds that said request will be in the public interest and should be granted.




O R D E R

THE COMMISSION ORDERS THAT:

1. The request to postpone the effective date of Supplement K-24 to Tariff of increased charges X-281, to and including September 1, 1972, be, and it is hereby, granted.

2. The Publishing Agent shall publish the necessary postponing Supplement on one day's notice.
3. This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
12th day of July, 1972. 35

(Decision No. 80800)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
MARION J. MARINO, 8106 NOLA DRIVE,)	APPLICATION NO. 25901-PP-ETA
DENVER, COLORADO, FOR EMERGENCY)	
TEMPORARY AUTHORITY TO OPERATE AS A)	ORDER GRANTING
CLASS "B" CONTRACT CARRIER BY MOTOR)	EMERGENCY TEMPORARY AUTHORITY
VEHICLE.)	

- - - - -
July 12, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (4),
being under consideration, and

It appearing, That appropriate application has been made to this
Commission for permanent operating authority.

It further appearing, That there is an immediate and urgent need
for the transportation service herein sought.

It further appearing, That failure to immediately grant emergency
temporary authority may result in undue delay in availability of equipment
to contractors for pending construction projects.

And it further appearing, That said circumstances constitute an
emergency requiring the immediate issuance of temporary authority.

It is ordered, That Marion J. Marino, 8106 Nola Drive, Denver,
Colorado, be, and is hereby, granted emergency temporary authority for a
period of fifteen (15) days commencing July 12, 1972, as a class "B" contract
carrier by motor vehicle, for the

"Transportation of

- (1) 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 (100) miles of said pits and
supply points;

(2) 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 one hundred (100) miles of said pits and supply points;

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of one hundred (100) miles of said jobs;

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs, within a radius of one hundred (100) miles of said pits and supply points;

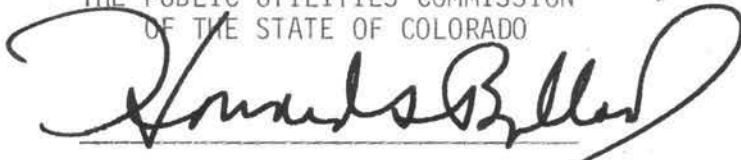


RESTRICTION: This emergency temporary authority is restricted against the use of tank vehicles when transporting road-surfacing materials";

conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicant has received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado this
12th day of July, 1972.

hj

(Decision No. 80801)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
J. P. WIEDERKEHR AND CLYDE WIEDERKEHR,)
DOING BUSINESS AS "J. P. WIEDERKEHR)
AND SON," DEL NORTE, COLORADO, FOR)
AUTHORITY TO TRANSFER ALL RIGHT, TITLE,)
AND INTEREST IN AND TO CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY PUC)
NO. 1451 AND PUC NO. 1451-I TO CLYDE)
O. WIEDERKEHR AND JOHN C. WIEDERKEHR,)
DOING BUSINESS AS "WIEDERKEHR AND)
SON," DEL NORTE, COLORADO.)

APPLICATION NO. 25537-Transfer

ORDER OF THE COMMISSION

- - - - -
July 13, 1972
- - - - -

Appearances: Elizabeth A. Conour, Esq., Del Norte,
Colorado, for Applicants.

It appearing, That by Order of the Commission dated February 28, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicants in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants approval of the transfer as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That the financial standing of the Transferees has been satisfactorily established and that the transfer is compatible with the public interest;

And we further find, That Transferees are fit, willing and able properly to engage in bona fide motor carrier operations under the authority to be transferred and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That J. P. Wiederkehr and Clyde Wiederkehr, doing business as "J. P. Wiederkehr and Son," Del Norte, Colorado, be, and are hereby, authorized to transfer all right, title and interest in and to Certificate of Public Convenience and Necessity PUC No. 1451 and PUC No. 1451-I to Clyde O. Wiederkehr and John C. Wiederkehr, doing business as "Wiederkehr and Son," Del Norte, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

It is further ordered, That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 1451 and PUC No. 1451-I shall read and be as follows, to wit:

"Decision No. 18274: Local cartage service wholly within the corporate limits of the Town of Del Norte,

and the transportation of agricultural commodities (not including livestock), sand, gravel, coal, ice, wood and lumber, from point to point within an area 15 miles north, south and west, and 8 miles east of Del Norte, described and bounded by two lines drawn east and west 15 miles north and 15 miles south, and two lines drawn north and south 15 miles west and 8 miles east of the center of the Town of Del Norte, Colorado; and between points in said area and points within a 50-mile radius of Del Norte, Colorado,

subject to the following limitations:

- (1) No scheduled service;
- (2) No town-to-town service in competition with line haul common carriers.

Decision No. 20773: Transportation of used household goods and furniture in same area above-described.

Decision No. 36396: Transportation of livestock between points within the following described area, to-wit: That portion of the counties of Rio Grande, Mineral, and Hinsdale lying west of a line drawn north and south through the county of Rio Grande at a point 2 miles east of the center of the Town of Del Norte, and lying east of the top of the Continental Divide, and between points in said area and all points in the State of Colorado, on call and demand.

Decision No. 45046: EXTENDED TO: Transportation of livestock between points within the following described area, to-wit:

that portion of the counties of Rio Grande, Mineral, Hinsdale and Saguache lying west of U.S. 285 (Gunbarrel Highway), south of the east-west center line of Township 43 North, Ranges 5, 6 and 7 East, E.N.P.M., east of the top of the Continental Divide, and as to only that portion of Rio Grande County lying east of the Town of Del Norte and west of Highway 285, bounded on the south by U.S. 160.

INTERSTATE AUTHORITY: 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."


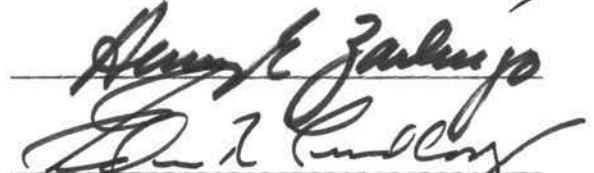
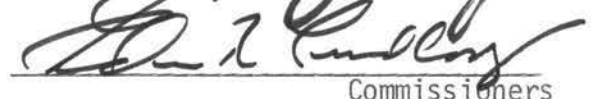
It is further ordered, That said transfer shall become effective only if and when, but not before, said Transferors and Transferees, in writing, have advised the Commission that said Certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty 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.

It is further ordered, That the tariff of rates, rules and regulations of Transferors shall, upon proper adoption notice, become and remain those of Transferees until changed according to law and the rules and regulations of this Commission.

It is further ordered, That the right of Transferees to operate under this Order shall be dependent upon 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.

And it is further ordered, That this Order shall become effective twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado this
13th day of July, 1972.
hj

(Decision No. 80802)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JESS J. GOMEZ, 3851 UMATILLA STREET,	)	APPLICATION NO. 25829-PP-Extension-TA
DENVER, COLORADO, FOR TEMPORARY)	
AUTHORITY TO EXTEND OPERATIONS UNDER	)	ORDER GRANTING TEMPORARY AUTHORITY
CONTRACT CARRIER PERMIT NO. B-2460.)	

- - - - -
July 17, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (1),
being under consideration, and

It appearing, That there is an immediate and urgent need for the
motor carrier service described in the appendix attached hereto, and that
there is no carrier service available capable of meeting such need.

It is ordered, That Applicant be, and is hereby, granted temporary
authority, conditioned upon full compliance with all applicable statutory and
Commission requirements, rules and regulations, to engage in the business of
transportation by motor vehicle to the extent and in the manner set forth in
the appendix attached hereto.

It is further ordered, That the service provided for in this order
shall not be commenced until all requirements have been met and Applicant
has received notice in writing from the Commission that compliance has been
effected and service may be instituted.

It is further ordered, That upon the authority herein granted
becoming effective, failure of the Applicant to maintain compliance with
statutory and Commission requirements shall constitute sufficient grounds
for suspension, change or revocation of the said authority.

It is further ordered, That if Applicant fails to comply with all applicable statutory and Commission requirements, rules and regulations within fifteen (15) days from the date hereof, this Order shall be of no further force and effect.

It is further ordered, That the authority herein granted shall create no presumption that corresponding permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado this
17th day of July, 1972.
hj

(Decision No. 80802)
July 17, 1972

APPENDIX

Application No. 25829-PP-Extension-TA

Jess J. Gomez
3851 Umatilla Street
Denver, Colorado

By order of the Commission which this appendix is a part hereof, entered under the name and number shown above, Applicant, upon compliance with the conditions set forth therein and after receipt of notice in writing from the Commission that said conditions have been met, is authorized to engage in the business of transportation by motor vehicle as follows:

TIME FOR WHICH TEMPORARY AUTHORITY IS GRANTED - 180 days or until such time as the decision of the Commission on the corresponding permanent application of the Applicant becomes final, whichever occurs first.

TYPE OF CARRIER - Contract

SERVICE AUTHORIZED:

Temporary authority to extend operations under Contract Carrier Permit No. B-2460 with authority as follows:

"Transportation of

Brick, cinder block, cement block, and adobe slump block

Between all points located within a one hundred fifty (150) mile radius of Denver, Colorado, and from said points to all points located within the State of Colorado.

RESTRICTION: This temporary authority is restricted to rendering transportation service for only Denver Brick and Pipe Co. and Builders Block Co."

(Decision No. 80803)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
BRUCE CORMAN, BURLINGTON, COLORADO,)	APPLICATION NO. 25838-Lease-TA
FOR TEMPORARY APPROVAL TO CONDUCT)	
OPERATIONS UNDER CERTIFICATE OF PUB-)	ORDER GRANTING TEMPORARY APPROVAL
LIC CONVENIENCE AND NECESSITY PUC)	
NO. 912 PENDING THE DETERMINATION)	
OF THE APPLICATION TO LEASE SAID)	
CERTIFICATE.)	

- - - - -
July 12, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (2), being under consideration, and

It appearing, That appropriate application has been made to this Commission for permanent authority to lease Certificate of Public Convenience and Necessity PUC No. 912 from Fred E. Witzel, doing business as "Witzel Truck Lines," to the above-named Lessee.

It further appearing, That failure to grant temporary approval may result in destruction of, or injury to, the Applicants or interfere substantially with their future usefulness in the performance of adequate and continuous service to the public.

It is ordered, That Lessee be, and is hereby, granted temporary approval, conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations, to engage in the business of transportation by motor vehicle to the extent and in the manner set forth in the appendix attached hereto.

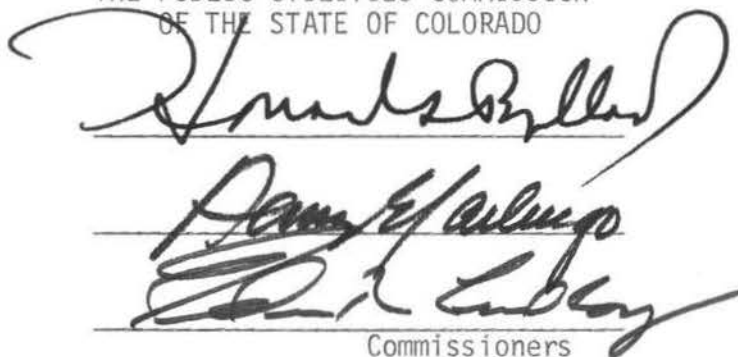
It is further ordered, That the service provided for in the Order shall not be commenced until all requirements have been met and Lessee has received notice in writing from the Commission that compliance has been effected and service may be instituted.

It is further ordered, That upon the approval herein granted becoming effective, failure of the Lessee to maintain compliance with statutory and Commission requirements shall constitute sufficient grounds for suspension, change or revocation of the said approval.

It is further ordered, That if Lessee fails to comply with all applicable statutory and Commission requirements, rules and regulations within fifteen (15) days from the date hereof, this Order shall be of no further force and effect.

It is further ordered , That the approval herein granted shall create no presumption that corresponding permanent approval will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado this
12th day of July, 1972.

hj

(Decision No. 80803)
July 12, 1972

APPENDIX

Application No. 25838-Lease-TA

Bruce Corman
Burlington, Colorado

By Order of the Commission which this appendix is a part hereof, entered under the name and number shown above, Applicant, upon compliance with the conditions set forth therein and after receipt of notice in writing from the Commission that said conditions have been met, is authorized to engage in the business of transportation by motor vehicle as follows:

TIME FOR WHICH TEMPORARY APPROVAL IS GRANTED - 165 days or until such time as the decision of the Commission on the corresponding permanent application of the Applicant becomes final, whichever occurs first.

TYPE OF CARRIER - Common.

SERVICE AUTHORIZED:

Temporary approval to lease operations under Certificate of Public Convenience and Necessity PUC No. 912 with authority as follows:

"(1) Transportation -- on call and demand -- of

Farm products (including livestock), farm supplies, farm equipment and used household furniture

Between all points in the following-described area:

Commencing at the south boundary of Kit Carson County and the Colorado-Kansas State Line; thence north a distance of fifty-three (53) miles along said state line; thence west a distance of thirty-two (32) miles; thence south a distance of fifty-five (55) miles; thence east a distance of thirty-five (35) miles to point of beginning, to and from said points, from and to points in the State of Colorado.

(2) Transportation -- on call and demand -- of

Lumber

From Burlington, Colorado, to all points in the State of Colorado.

RESTRICTION: This Certificate is restricted against service when in competition with line-haul common carriers when transporting farm supplies, farm equipment and used household furniture."

(Decision No. 80804)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
VIRGIL A. GATES, 731 YAMPA AVENUE,)	APPLICATION NO. 25909-PP-ETA
CRAIG, COLORADO, FOR EMERGENCY)	
TEMPORARY AUTHORITY TO OPERATE AS A)	ORDER GRANTING
CLASS "B" CONTRACT CARRIER BY MOTOR)	EMERGENCY TEMPORARY AUTHORITY
VEHICLE.)	

- - - - -
July 17, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (4),
being under consideration, and

It appearing, That appropriate application has been made to
this Commission for permanent operating authority.

It further appearing, That failure to immediately grant emer-
gency temporary authority may result in undue delay in availability of
equipment to satisfy customers' needs.

And it further appearing, That said circumstances constitute
an emergency requiring the immediate issuance of temporary authority.

It is ordered, That Virgil A. Gates, 731 Yampa Avenue, Craig,
Colorado, be, and is hereby, granted emergency temporary authority for a
period of fifteen (15) days commencing July 17, 1972, as a class "B"
contract carrier by motor vehicle, for the

"Transportation of

(1) Logs, poles, and timber products

From forests to sawmills, places of storage and
loading points within a radius of one hundred
fifty (150) miles of said forests;

(2) Rough Lumber

From sawmills within a one hundred fifty (150) mile radius of forests to markets in the State of Colorado.

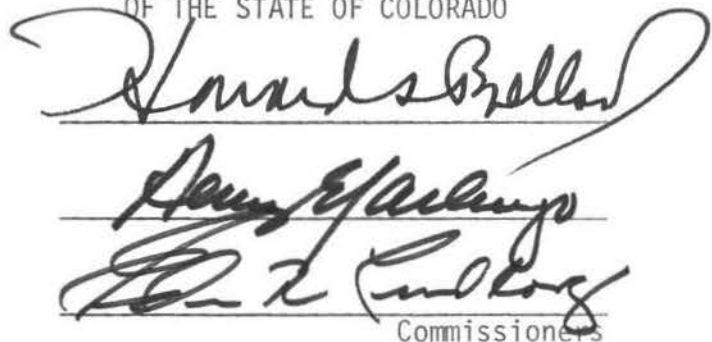
RESTRICTION: This emergency temporary authority is restricted against town-to-town service."

conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicant has received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
17th day of July, 1972.

hj

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
LOADER SERVICE, INC., R.R. #1,)	APPLICATION NO. 25907-PP-ETA
GLENWOOD SPRINGS, COLORADO, FOR)	
EMERGENCY TEMPORARY AUTHORITY TO)	ORDER GRANTING EMERGENCY TEMPORARY
OPERATE AS A CLASS "B" CONTRACT)	AUTHORITY
CARRIER BY MOTOR VEHICLE.)	

- - - - -
July 14, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (4),
being under consideration, and

It appearing, That appropriate application has been made to
this Commission for permanent operating authority.

It further appearing, That failure to immediately grant
emergency temporary authority may result in undue delay in availability
of equipment to contractors for pending construction projects.

And it further appearing, That said circumstances constitute an
emergency requiring the immediate issuance of temporary authority.

It is ordered, That Loader Service, Inc., R. R. #1, Glenwood
Springs, Colorado, be, and is hereby, granted emergency temporary authority
for a period of fifteen (15) days commencing July 14, 1972, as a class "B"
contract carrier by motor vehicle, for the

"Transportation of

- (1) 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 (50) miles of said pits and supply points;

(2) 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 (50) miles of said pits and supply points;

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs;

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs, within a radius of fifty (50) miles of said pits and supply points;

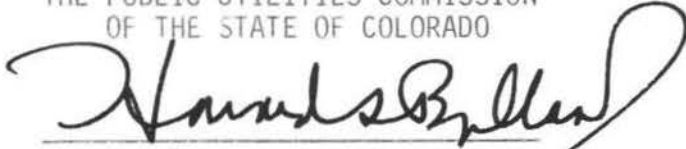

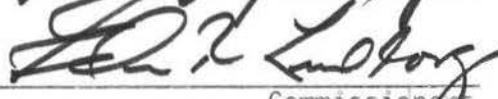
RESTRICTION: This emergency temporary authority is restricted against the use of tank vehicles when transporting road-surfacing materials";

conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicant has received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
14th day of July, 1972.

js

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ALBERT PETTY, BOX 63, HAMILTON,)	APPLICATION NO. 25903-PP-ETA
COLORADO, FOR EMERGENCY TEMPORARY)	
AUTHORITY TO OPERATE AS A CLASS "B")	ORDER GRANTING EMERGENCY TEMPORARY
CONTRACT CARRIER BY MOTOR VEHICLE.)	AUTHORITY

- - - - -
July 14, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (4), being under consideration, and

It appearing, That appropriate application has been made to this Commission for permanent operating authority.

It further appearing, That failure to immediately grant emergency temporary authority may result in undue delay in availability of equipment to satisfy customers needs.

And it further appearing, That said circumstances constitute an emergency requiring the immediate issuance of temporary authority.

It is ordered, Albert Petty, Box 63, Hamilton, Colorado, be, and is hereby, granted emergency temporary authority for a period of fifteen (15) days commencing July 14, 1972, as a class "B" contract carrier by motor vehicle, for the

"Transportation of

(1) Logs, poles, and timber products

From forests to sawmills, places of storage and loading points within a radius of fifty (50) miles of said forests;

(2) Rough lumber

From sawmills within a fifty (50) mile radius of forests to markets in the State of Colorado.

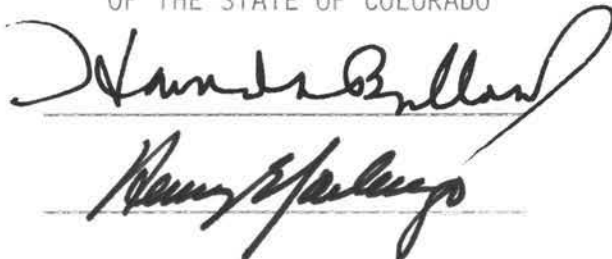
RESTRICTION: This emergency temporary authority is restricted
against town-to-town service "

conditioned upon full compliance with all applicable statutory and
Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this
Order shall not be commenced until all requirements have been met and
Applicant has received notice in writing from the Commission that com-
pliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted
shall create no presumption that corresponding temporary or permanent
authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Two handwritten signatures in black ink. The first signature is 'H. J. Bullard' and the second is 'R. J. Spence'. Both are written in a cursive, flowing style.

Commissioners

Dated at Denver, Colorado, this
14th day of July, 1972.

js

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
MIDDLE PARK LAND & CATTLE CO., 3615)	APPLICATION NO. 25904-PP-ETA
S. TAMARAC, DENVER, COLORADO, FOR)	
EMERGENCY TEMPORARY AUTHORITY TO)	ORDER GRANTING EMERGENCY TEMPORARY
OPERATE AS A CLASS "B" CONTRACT)	AUTHORITY
CARRIER BY MOTOR VEHICLE.)	

July 13, 1972

The above-entitled application under CRS 1963, 115-6-20 (4), being under consideration, and

It appearing, That appropriate application has been made to this Commission for permanent operating authority.

It further appearing, That failure to immediately grant emergency temporary authority may result in undue delay in availability of equipment to contractors for pending construction projects.

And it further appearing, That said circumstances constitute an emergency requiring the immediate issuance of temporary authority.

It is ordered, Middle Park Land & Cattle Co., 3615 S. Tamarac, Denver, Colorado, be, and is hereby, granted emergency temporary authority for a period of fifteen (15) days commencing July 13, 1972, as a class "B" contract carrier by motor vehicle, for the

"Transportation of

- (1) 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 (50) miles of said pits and supply points;

(2) 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 (50) miles of said pits and supply points;

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs;

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs, within a radius of fifty (50) miles of said pits and supply points;

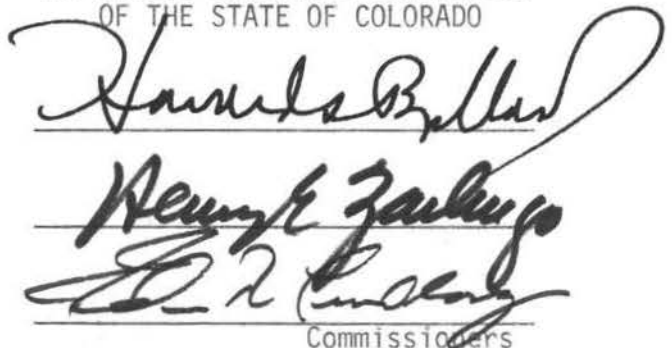
RESTRICTION: This emergency temporary authority is restricted against the use of tank vehicles when transporting road-surfacing materials";

conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicant has received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
13th day of July, 1972.

js

(Decision No. 80808)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
STEVEN L. REITZ AND RONALD R. BLACKER,)	
DOING BUSINESS AS "ERECTION," BOX 7,)	APPLICATION NO. 25908-PP-ETA
YUMA, COLORADO, FOR EMERGENCY TEMP-)	
ORARY AUTHORITY TO OPERATE AS A)	ORDER GRANTING EMERGENCY TEMPORARY
CLASS "B" CONTRACT CARRIER BY MOTOR)	AUTHORITY
VEHICLE.)	

July 13, 1972

The above-entitled application under CRS 1963, 115-6-20 (4), being under consideration, and

It appearing, That appropriate application has been made to this Commission for permanent operating authority.

It further appearing, That failure to immediately grant emergency temporary authority may result in undue delay in availability of equipment to satisfy customers needs.

And it further appearing, That said circumstances constitute an emergency requiring the immediate issuance of temporary authority.

It is ordered, That Steven L. Reitz and Ronald R. Blacker, doing business as "Erection," Box 7, Yuma, Colorado, be, and are hereby, granted emergency temporary authority for a period of fifteen (15) days commencing July 13, 1972, as a class "B" contract carrier by motor vehicle, for the

"Transportation of

Farm products

Between all points located within an area comprised of the Counties of Sedgwick, Logan, Phillips, Yuma, Washington, Kit Carson, Morgan, Weld, Larimer, Adams, and Arapahoe, State of Colorado.

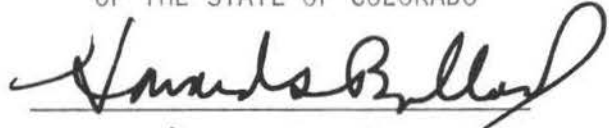


RESTRICTION: This emergency temporary authority is restricted against the transportation of livestock, bulk milk, and dairy products;"

conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicants have received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
13th day of July, 1972.

js

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * * *

RE: INCREASED RATES AND CHARGES AS)	
SET FORTH IN AMENDMENT NO. 19 AND)	
ITEM 420 (1), MINIMUM CHARGE, COLORADO)	
MOTOR CARRIERS' ASSOCIATION, AGENT,)	<u>Investigation and Suspension</u>
LOCAL AND JOINT CLASS AND COMMODITY)	<u>Docket No. 733</u>
TARIFF NO. 12-B, COLORADO PUC NO. 19)	

July 13, 1972

Appearances: Alvin J. Meiklejohn, Jr., Esq., Denver,
Colorado, for Respondents

Glen Patterson, Denver, Colorado
of Phillips Petroleum Company

Jerry Miller, Denver, Colorado
of Phillips Petroleum Company

W. G. Carter, Colorado Springs,
Colorado of Ampex Corporation

Girts Krumins, Esq., Denver, Colorado
for the Staff of the Commission

PROCEDURE AND RECORD

BY THE COMMISSION:

On April 28, 1972, J. R. Smith, Chief of Tariff Bureau ,
Colorado Motor Carriers' Association, Agent, filed Amendment No.
19 and 19th Revised Page No. 85 to its Local and Joint Class and
Commodity Tariff No.12-B, Colorado PUC No. 19, scheduled to become
effective June 13, 1972.

By Decision No. 80223, dated May 10, 1972, the Commission
suspended said tariff filing to and including October 11, 1972,
assigned Investigation and Suspension Docket No. 733, and set the
matter for hearing at 10 a.m., on June 12, 1972, in the Commission
Hearing Room, 1845 Sherman Street, Denver, Colorado.

The increases proposed were:

Plains Territory: Nine (9) percent on all LTL and AQ
Class and Commodity Rates and All
Class and Commodity Rates subject to
Minimum weights of less than 10,000
pounds.

Five (5) percent on all Class and
Commodity Rates, subject to Minimum
weights of 10,000 pounds or over.

Mountain Territory:

Five (5) percent on all LTL and AQ
Class and Commodity Rates subject
to Minimum weights of less than
10,000 pounds.

Two (2) percent on all Class and
Commodity Rates subject to Minimum
weights of 10,000 pounds or over.

Minimum Charges: Revised to interstate level result-
ing in increases averaging approximately
twenty-one (21) percent.

The Hearing commenced as scheduled on June 12, and
Respondents presented their case.

Ten witnesses, representing nine * scheduled line haul
common carriers, testified in support of the proposed increases.
Respondents introduced fifty (50) exhibits which were admitted
into evidence. The Commission Staff offered no evidence and
Counsel asked that the Commission take official notice of Amend-
ment No. 18 to CMCA Tariff No. 12-B. Protestants, W. G. Carter
of Ampex Colorado Springs, and Glen Patterson of Phillips Petroleum
Company, Denver, presented statements in opposition to the proposed
increases and, at the conclusion of the hearing, the matter was
taken under advisement.

*Larson Transportation Company, a wholly owned subsidiary of Rio
Grande Motorway, was included in the exhibits submitted by Rio
Grande's witnesses.

Three Carriers, Northeastern Motor Freight, Westway Motor Freight
and N.W. Transport, Inc., submitted exhibits under the parent name
of Northwest Transport Inc.

DISCUSSION OF EVIDENCE

Respondent Carriers who submitted evidence in this pro-
ceeding should be commended for the format followed in annualizing
wages and revenues to reflect known increases in 1971 and 1972.
Such annualization, if done properly, would give the Commission a
very clear picture of the carrier's relationship, revenues vs.
expenses, unencumbered by, and not distorted by, increases in
either wages or increased freight rates which may have become

effective during some portion (but not all) of the year.

The Respondents should also be commended for their work in separating out the revenues by the different rate bureaus such as Rocky Mountain, Middlewest, Southern Motor Carriers, Colorado 12-B, and Colorado intrastate, other than 12-B traffic. By breaking out these revenue figures and annualizing to reflect the known increases in each bureau or area, the Commission is able to see, for the first time, the effect of interstate rate increases on the carriers.

Despite this most admirable approach, the exhibits presented are so riddled with errors, and so much of the backup material was not presented, that the Commission is unable to determine the actual effect of the increases in either expenses or revenues.

The Commission feels that the errors noted should be pointed out for the benefit of the Respondents and a discussion of each carrier's exhibits, and the errors, follows:

N.W.: In general, this carrier's exhibits appear to have less errors than were found in the exhibits of the other carriers.

Insofar as Exhibit No. 2 was concerned, the witness sponsoring this exhibit stated that the 8.11% increase shown for interstate minimum divisions applied on Rocky Mountain rated traffic only.

Schedule 5-C of Exhibit No. 4, however, appears to have applied the 8.11% increase to all interstate minimum charge revenue.

Referring also to Schedule 1 of Exhibit 4, the Note (2) states "\$70,209 is rate increase in I & S Docket No. 733, included in above." The figure referred to was \$268,586. However, using Schedule 5-B, Page 1, the increase in revenue, other than minimum charge, appears to be \$72,242, and Schedule 5-C indicates that the minimum charge revenue increase would be \$19,209. The total of these two would be \$91,451 instead of \$70,209. Also, by subtracting the total intrastate revenue shown in Column 11 of Schedule 5, Exhibit 4, from Column 10 of the same exhibit, the figure \$91,451 is obtained as being the increase at the July 1, 1972 level.

EPHRAIM: The greatest concern with this carrier's exhibits is that the essential backup data to support or confirm the figures shown therein was not furnished, nor could the witness explain the source of or the procedures followed to arrive at the figures used.

For example, in Exhibit No. 9, an increase in minimum charge revenue (based upon the proposal) was shown as being

\$13,149 in Mountain Territory and \$17,675 in Plains Territory. The total minimum charge revenue as annualized to the July 1, 1972 level was shown as being \$206,669 in Mountain Territory and \$190,172 in Plains Territory. So far, so good! However, the witness in attempting to explain the basis for these figures stated that studies (not presented) had shown that the proposed increase would result in \$1.23 additional per minimum charge shipment. The witness then stated that the increased revenue was arrived at by multiplying the increase of \$1.23 by the actual number of shipments handled in 1971. Per the witness, the actual number of minimums was 10,960 in Mountain Territory and 14,370 in Plains Territory, in 1971. If the annualized revenue at the July 1, 1972 level is divided by the number of shipments in each territory, we arrive at the following result:

Average Minimum charge per shipment in Mountain Territory...\$19.33
Average Minimum charge per shipment in Plains Territory....\$13.23

As the lowest minimum charge proposed is \$5.50 for shipments of under 100 pounds moving under a rate basis of 0 to 160, and the highest minimum charge proposed is \$9.10 for shipments weighing over 200 pounds, moving under a rate basis of 290 or over, with a low of \$5.50 and a high of \$9.10, it is clearly impossible to arrive at averages such as those shown above.

This Carrier commenced a new scheduled operation into the Arkansas Valley in 1971. Adjustments to annualize this new operation were made by the Carrier. However, none of this detail was presented at the Hearing.

D-L-B: Submitted two exhibits, a balance sheet dated December 31, 1971, and an income and expense statement for the year 1971. Little can be determined from said exhibits other than that the net income prior to interest and income taxes was \$37,903 for the year, and the operating ratio was 95.7%. The witness stated that the Company is non-union, that it has been practice to give increases paralleling Union increases but that the Company is being sold, and the witness did not know if the new owner would grant increases on July 1.

D-L-W: The exhibits filed on behalf of this carrier annualized the expenses as per the format but apparently the revenues were not annualized but merely reflect the increases which would accrue for six months at the increased rate level. In explaining the exhibits, the witness stated that the "annualization" of revenue was for 6 months only. The resulting figures would obviously understate the intrastate (12-B) revenue by 50% on a true annualized basis. Insofar as the annualization of the interstate revenues is concerned, no supporting data was furnished to indicate how this was accomplished.

BOULDER DENVER: The errors noted in this carrier's exhibits were of a minor nature and were corrected by the Witness during his testimony.

RGMW & LARSON:	<u>Exhibit 36</u>	<u>1971 Annual Report</u>
1971		
Actual Freight Revenue	\$10,260,043	\$10,456,355
Colorado Intrastate Revenue	3,662,720	4,242,452

Testimony of the Witness indicated that the \$3,662,720 was arrived at by taking 36.508% of the base revenue and that this 36.508% was the amount of Colorado intrastate revenue as revealed by the Rocky Mountain continuous cost study. The figures in the annual report, however, indicate that for 1971, the Colorado intrastate revenue was 40.5% of the total.

Exhibit 39, a very basic exhibit for these carriers, starts with an apparent error and the errors compounded from there on. The actual revenue for Rio Grande Motor Way in 1971 is shown as \$10,260,043. As indicated above, this is an apparent error if the annual report is correct. From this figure some \$227,393 was deducted to arrive at a base revenue. No explanation of the computations used to arrive at this base figure was offered.

The revenue derived from each of the rate bureaus and Colorado intrastate were set forth, apparently on the basic level and then annualized to reflect the applicable increases.

Turning to the vital part of the Exhibit (Colorado intrastate) we find that the figure of \$3,662,720 has been used as the base figure. As previously stated this figure appears to be understated per the 1971 annual report.

Using this possibly understated figure, Respondent has broken this down to 85% - Mountain, 15% - Plains (No explanation of the exact method used for this split was given. However, it does appear to be reasonable in light of their operating authority).

In both the Mountain and Plains, Respondent now splits the resulting revenue - 47% - 53%. 47% was stated to be the traffic of 5000 pounds or less and 53% was stated to be the traffic of 5000 pounds or over. The percentage of traffic less than 5000 pounds appears to be grossly understated. In Investigation and Suspension No. 686, for example, the percentage of traffic under 5000 pounds for Rio Grande during the test period was 83%* with only 17% consisting of traffic of 5000 pounds or over. In annualizing the 1971 revenues, a 5% increase (less than 5000 pounds) in Mountain Territory 7% increase (less than 5000 pounds) and 5% increase (5000 pounds and over) in Plains Territory was applied. By understating the amount of traffic of less than 5000 pounds, the resulting annualization is similarly understated. For example, a 5% increase on 47% of the revenue would be a net increase of 2.35% whereas a 5% increase on 83% of the revenue would be a net increase of 4.15%. To annualize the 1972 increase of May 1, 1972 (3.5%), the revenue increases computed for 1971 should have been added to the base intrastate revenue. This was not done, instead 3.5% was added to the base revenue for 1971, resulting in further understatement of revenue. Also, the 3.5% increase applied to shipments of less than 5000 pounds in Mountain Territory with only 2% applying to commodity rated shipments over 5000 pounds and this results in a slight overstatement of revenue.

In the final step, the revenue, supposedly annualized to the May 1, 1972 level was increased a flat 5% without regard to Mountain or Plains Territory even though the proposed increases were 9% to 10,000 pounds, 5% over 10,000 pounds in Plains Territory, and 5% to 10,000 pounds and 2% over 10,000 pounds in the Mountains.

\$648,246 of the 1972 annualized revenue was increased approximately 21%. This was explained by the Witness as being joint line minimum revenue. This figure appears excessive. If it is true, the single line minimums are included in the figure of \$3,142,669 and have been increased by only 5% whereas the witness stated that the minimum charge revenue would increase by 21.08%. Another substantial understatement of revenue is indicated by these figures.

*NOTE. Exhibit 39 shows that for Larson the percentage of traffic less than 5000 pounds is 92%.

Continuing to the Larson portion of Exhibit 39, the actual revenue figure used is verified exactly by the annual report. Again, as in Rio Grande Motor Way, a base figure is presented without explanation or backup detail. Of this base figure 65% was stated as being intrastate (no supporting detail of this split was furnished). Of the intrastate revenue 92% is stated as being less than 5000 pounds and this amount was increased by 5% to annualize for 1971. The resulting total was then increased by 3.5% to annualize the May 1, 1972 increase. This results in some understatement due to the fact that the 3.5% increase applied to all Class and Commodity rates other than Commodity Rates of 5000 pounds or over, with a 2% increase on the Commodity Rates of 5000 pounds and over. Finally, the proposed July 1, 1972 increase was 5% on shipments under 10,000 pounds, and 2% on shipments of 10,000 pounds or over. The increase projected was limited to those shipments of less than 5000 pounds, again resulting in an understatement of revenue.

The final section of Exhibit 39 involved Zip, Inc. The actual revenue for this Carrier in 1971 was shown as being \$150,916 with a base revenue of \$141,891. Applying the increases to this Base Figure to annualize for the year, the Respondent arrived at a figure of \$148,716, some \$2,200 less than the actual revenue. Using a proper method of annualization this is an impossible result, proving further understatement of total revenues.

Turning next to Exhibit No. 43, we find that the revenue adjustments computed in Exhibit No. 39 have been carried forward, and with the understatements indicated in Exhibit No. 39, will result in similar understatement in revenues in Exhibit No. 43.

A great deal of criticism has been directed at the errors in Respondent Rio Grande Motor Way exhibits. We would like, however, to commend them for the excellent treatment of the increased expenses. Exhibit No. 42, which annualized the payroll was extremely well done and should be studied as the proper format to follow by other Respondents.

In the last several pages we have attempted to point out the basic errors contained in the carrier's exhibits. To clarify the Commission's position several other observations should be made.

Counsel for the Respondents stated that the carriers presenting evidence in this proceeding were representative of the participating carriers in Tariff 12-B. This may well be, however, Respondents failed to submit a summarization of the exhibits of the exhibits of those participating carriers to show the overall or the average need of these so-called

"representative" carriers.

The amount of increase sought, and the varying amount between territories is not borne out by the evidence. When an increase is supported by a labor increase and such labor increase is uniform insofar as territory is concerned, there appears to be no basis for varying increases in the rate levels.

Rule 31, adopted by the Commission by Decision No. 80412, dated June 7, 1972, requires that increases in rates must be cost based. A review of the evidence presented raises considerable doubt as to whether many of the Respondent carriers could justify by increased costs, increases of 5 and 9 percent in rates; in fact, some of the carriers who submitted some of the best exhibits in this proceeding might find it very difficult to justify any increase at all and, of course, if there is doubt in this range, the 21-23 percent Minimum Charge increase must appear to be excessive.

Due to various reasons, the original list of carriers selected as being representative of the scheduled common carrier industry has dwindled. When using a Highway Form B costing approach the list of available carriers who maintain the necessary accounting procedures is necessarily limited. With the format employed herein (annualization of revenues and expenses, etc.,) it appears that additional carriers could be included which would no doubt strengthen their assertion that they are presenting a truly representative group. The retention of D-L-B as a test carrier, insofar as this proceeding was concerned, added nothing to the Respondents' case to show either that it was representative of the group or that there was a need for increased revenue.

A quotation from a Recommended Decision No. 79607, dated February 22, 1972, which subsequently became the decision of the Commission, might best summarize our discussion of this proceeding:

"The burden of proof in an investigation and suspension proceeding is on the tariff proponents to establish the lawfulness (propriety) of the proposed new tariff. This burden was not met by the carriers in the instant proceeding. Furthermore, there is not sufficient evidence

in the record to justify the Commission in establishing new rates and regulations, which from the record could be found to be just and reasonable. Under these circumstances the only alternative available is to order the cancellation of the proposed new tariff (rates-charges-regulations) and reinstate the existing rate structures."

FINDINGS OF FACT

THE COMMISSION FINDS THAT:

1. The Respondents herein are scheduled line haul motor vehicle common carriers providing transportation service as public utilities, and their intrastate operations are under Commission jurisdiction.

2. The subject matter of this proceeding concerns the rates prescribed by the Commission in Tariff 12-B, and is within Commission jurisdiction.

3. Tariff 12-B prescribes rates for scheduled line haul service in Colorado intrastate commerce which are presently geographically divided into Mountain Territory and Plains Territory rates. Rate differentials between the two territories exist on most scheduled line haul service except minimum charges.

4. The rates proposed by the Respondents and under investigation herein involve the following increases:

Between Points in Plains Territory:

All less-than-truckload and any quantity class and commodity rates and all class and commodity rates subject to minimum weights less than 10,000 pounds, increase by 9%.

All class and commodity rates subject to minimum weights of 10,000 pounds or over, increase by 5%.

All charges, other than minimum charges, increase by 5%.

From, To or Between Points in Mountain Territory:

All less-than-truckload and any quantity class and commodity rates and all class and commodity rates subject to minimum weights less than 10,000 pounds, increase by 5%.

All class and commodity rates subject to minimum weights of 10,000 pounds or over, increase by 2%.

All charges, other than minimum charges, increase by 5%.

Increase the minimum charges in item 420 (1) to the interstate level resulting in increases averaging between 21-23%.

5. Insufficient evidence was provided to justify the amount of increases sought.

6. Numerous errors were contained in the exhibits filed, making it impossible to determine the percentage of increase actually required by these Respondents.

7. Substantial labor increases for all Teamster labor are scheduled to become effective on July 1, 1971.

8. The labor increases, scheduled to become effective July 1, are uniform insofar as Mountain and Plains Territories are concerned.

9. Nine carriers were represented as being carriers who presented evidence in this proceeding and who were representative of the industry. However, those carriers under common management or control consolidated the data in their exhibits, resulting in a presentation by the equivalent of six separate carriers.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid Findings of Fact, it is concluded that:

1. Respondents have failed to meet the requisite burden of proof and justify the increases sought.

2. Errors in the Exhibits have made it impossible for the Commission to determine the percentage of increase needed by the Respondents, if any.

3. The increases sought in the instant proceeding should be denied without prejudice.

4. Consideration should be given by Respondents to the refiling of increases at a percentage level which can be supported by the evidence as being cost-based in accordance with Rule 31.

5. The presentation of evidence in the format used herein is encouraged.

6. The following Order should be entered.

O R D E R

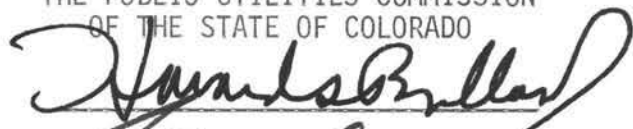

THE COMMISSION ORDERS THAT:

1. The increased rates and charges proposed herein be, and they are hereby, denied.

2. J. R. Smith, Chief of Tariff Bureau, shall cancel

Amendment No. 19 to Colorado Motor Carriers' Association, Agent,
Tariff 12-B, Colorado PUC No. 19, on one day's notice to the
Commission and the general public.

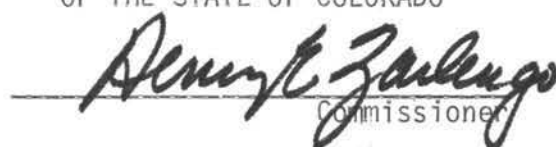
3. This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER HENRY E. ZARLENGO
SPECIALLY CONCURRING

COMMISSIONER HENRY E. ZARLENGO SPECIALLY CONCURRING:

I concur that the increase should be denied. However,
it additionally should be pointed out that the carriers contended
that the "study" carriers are representative of all the carriers
whose rates would be affected by an increase in rates. The evi-
dence does not support such a conclusion but, to the contrary,
clearly indicates that any increase authorized applicable to all
the so-called "study" carriers as well as to "non-study" carriers
would be arbitrary and capricious.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioner

Dated at Denver, Colorado, this
13th day of July, 1972.

dh

(Decision No. 80810)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
DALE LEONARD HLADIK AND JERRY LOU)
HLADIK, DOING BUSINESS AS "EVERGREEN") PUC NO. 2754
DISPOSAL SERVICE," P. O. BOX 1250,)
EVERGREEN, COLORADO.)

- - - - -
July 13, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that a portion of Certificate of Public Convenience and Necessity PUC No. 2754 providing for the transportation of water be deleted and as reason therefor states since his acquisition of the Certificate he has not received a request to provide such transportation. By deleting said commodity, Petitioner will be relieved of the burden and expense of filing tariffs.

The Commission states and finds that to grant the herein request would be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That that portion of Certificate of Public Convenience and Necessity PUC No. 2754 providing for the transportation of water be cancelled and revoked and henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 2754 shall read and be as follows:

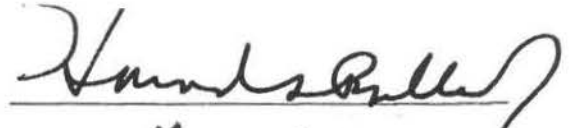
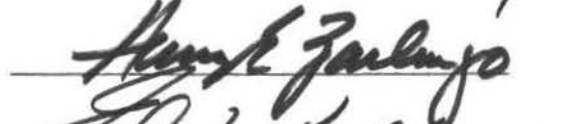

"Transportation of

Ash, trash, and other refuse

From all points located within a ten (10) mile radius of Evergreen, Colorado, to such locations where the same may be lawfully delivered or disposed of."

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 13th day of July, 1972.

dd

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
ROY A. COUNCE AND ROSIE L. COUNCE,
DOING BUSINESS AS "COUNCE RUBBISH
REMOVAL," STAR ROUTE BOX NO. 8,
ELIZABETH, COLORADO, FOR AUTHORITY
TO OPERATE AS A COMMON CARRIER BY
MOTOR VEHICLE.

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)
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)

APPLICATION NO. 25341
ORDER OF THE COMMISSION

- - - - -
July 13, 1972
- - - - -

Appearances: Richard B. Harvey, Esq., Denver,
Colorado, for Applicants

It appearing, That by Order of the Commission dated November 22, 1971,
notice of the filing of the above-entitled application was given to all inter-
ested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to
intervene or otherwise participate in the proceeding has been filed by any
person within the time prescribed by the Commission in said Order, and that
the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the
herein matter is one which may properly be determined without the necessity
of a formal oral hearing and that the taking of evidence in this proceeding
should be by reference to the verified application as filed with the Commission
together with such additional information or data as may have been required of
Applicants in connection with said filing, and the files and records of the
Commission;

And it further appearing, That the evidence thus submitted amply
warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That the present or future public convenience and necessity requires or will require Applicants' transportation service as hereinafter ordered;

And we further find, That Applicants are fit, willing and able properly to perform the service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Roy A. Counce and Rosie L. Counce, doing business as "Counce Rubbish Removal," Star Route Box No. 8, Elizabeth, Colorado, be, and are hereby, granted a Certificate of Public Convenience and Necessity to operate as a common carrier by motor vehicle for hire for the following:

"Transportation of

Ash, trash, and other refuse

From all points located within the following described area:

Commencing at a point where Colorado Highway No. 86 intersects the Elbert-Douglas County line; thence north on said county line a distance of five (5) miles to a point on an unnumbered county road; thence east along a line a distance of eleven and one-third (11-1/3) miles to a point on Elbert County Road No. 157; thence south on said county road to Kiowa, Colorado; thence east on Colorado Highway No. 86 for a distance of one-quarter (1/4) mile; thence south on an unnumbered county road a distance of ten (10) miles to a point; thence west along a line a distance of eleven (11) miles to a point on the Douglas-Elbert County line; thence north on said county line a distance of eleven (11) miles to the point of beginning;

to such locations where the same may be lawfully delivered or disposed of.

RESTRICTION: This Certificate is restricted against rendering transportation service within an area generally known as Ponderosa Park Estates, more specifically described as follows:

The plats filed in Plat Book No. 7 in the office of the Clerk and Recorder of Elbert County, Colorado, respectively identified as follows: Unit 1, recorded April 12, 1962; Unit 2, recorded May 7, 1962; Unit 3, recorded June 8, 1962; Unit 4, recorded June 28, 1962; Unit 5, recorded July 16, 1962; Unit 6, recorded July 27, 1962; Unit 6-A, recorded October 2, 1962; Unit 7, recorded August 24, 1962; Unit 8, recorded October 9, 1962; Unit 9, recorded June 10, 1963; Unit 10, recorded May 28, 1964; Unit 11, recorded June 22, 1964; Unit 12, recorded July 8, 1964; Unit 13, recorded July 16, 1964; and Unit 14, recorded July 16, 1964."

and this Order shall be taken, deemed and held to be a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

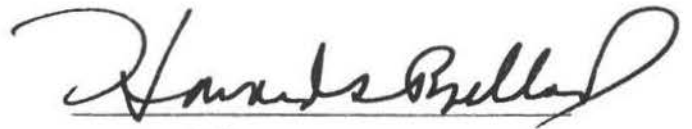


It is further ordered, That Applicants shall file tariffs of rates, rules and regulations as required by law and the rules and regulations of this Commission within twenty days from date hereof.

It is further ordered, That the holders of this Certificate shall operate in accordance with the Order of the Commission except when prevented by Act of God, the public enemy, or extreme conditions.

It is further ordered, That this Order is subject to compliance by the holders of this Certificate with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 13th day of July, 1972.
dd

(Decision No. 80812)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF	)	APPLICATION NO. 25648-Extension
JAMES A. CLAY, DOING BUSINESS AS)	
"PAT'S EXPRESS & MOVING," 2745 WEST	)	RECOMMENDED DECISION OF
35TH AVENUE, DENVER, COLORADO, FOR	)	CHRISTIAN O. IGENBERGS,
A CERTIFICATE OF PUBLIC CONVENIENCE	)	EXAMINER
AND NECESSITY AUTHORIZING EXTENSION)	
OF OPERATIONS UNDER PUC NO. 3835.	)	GRANTING APPLICATION

- - - - -
July 14, 1972
- - - - -

Appearances: William F. Schenkein, Esq.,
Denver, Colorado, for
Applicant;
John P. Thompson, Esq.,
Denver, Colorado, for
Boulder-Denver Truck
Line, Protestant;
Joseph F. Nigro, Esq.,
Denver, Colorado, for
Acme Delivery Service,
Inc., Amick Transfer &
Storage Co.; Bekins Van &
Storage Co.; Buehler Trans-
fer; Johnson Storage &
Moving; United States Transfer
& Storage Co.; and Weicker
Transfer & Storage Co.;
Protestants.

PROCEDURE AND RECORD

Under date of March 29, 1972, Applicant filed the above-entitled application with this Commission for authority to extend operations as a common carrier by motor vehicle for hire as specifically set forth in said application.

The Commission assigned Docket No. 25648-Extension to the application and gave due notice in accordance with the provisions of 115-6-8 (2), CRS 1963, as amended.

The following protests were received subsequent to the filing of the application: on April 27, 1972, the protest of Boulder-Denver Truck Line; and on May 1, 1972, the protests of Acme Delivery Service, Inc.;

Amick Transfer & Storage Co.; Bekins Van & Storage Co.; Buehler Transfer; Johnson Storage & Moving; United States Transfer & Storage Co.; and Weicker Transfer & Storage Co.

Pursuant to law, the Commission assigned the application to Christian O. Igenbergs, Examiner, for the purpose of conducting a hearing and, after due and proper notice to all interested persons, firms, or corporations, set the herein matter for a hearing to be held in the Hearing Room of the Commission, Columbine Building, 1845 Sherman Street, Denver, Colorado, on Monday, June 19, 1972, at 10 a.m. The hearing was held at the said time and place.

Applicant moved for leave to amend his application restricting his proposed services to the transportation of only uncrated and unpacked furniture and appliances. The amendment, being restrictive in nature although not changing the gist of the application, was accepted by the Examiner; whereupon all Protestants moved for leave to withdraw from the proceedings and upon the granting of the respective motions, the hearing proceeded as a non-contested matter.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Christian O. Igenbergs now transmits herewith to the Commission the record and exhibits of this proceeding together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact that:

1. Applicant is an individual doing business as "Pat's Express & Moving."

2. Applicant presently holds authority from this Commission under PUC No. 3835 and PUC No. 3835-I granted on July 25, 1957, by Decision No. 48413, which, in essence, authorizes Applicant the right to transport furniture and appliances within the City and County of Denver, and, as extended by Decision No. 65084, from point to point within a 10-mile radius of the corner of Colfax and Broadway in Denver, Colorado; restricted, however, to the use of one 3/4-ton open or stake truck.

3. The authority to which extension is hereby sought, PUC No. 3835, has been continually operated in the past and is presently in good standing with the Commission.

4. By the present application, Applicant requests authority to extend his operations to an area within thirty (30) miles of the intersection of Colfax Avenue and Broadway in Denver, Colorado; restricted, however, to the use of one 3/4-ton open or stake truck and further restricted to the transportation of only uncrated and unpacked furniture and appliances.

5. The extension applied for herein is compatible with the authority held by Applicant.

6. The extension applied for herein completely overlaps the authority presently held by Applicant; and, if this authority were to be granted, both the existing and the extended authority should be rewritten so as to avoid any duplication.

7. Applicant owns two 3/4-ton open or stake trucks which said equipment is suitable for the operation of the extended authority applied for herein.

8. Applicant has been in the furniture moving business for approximately 34 years and, for this reason, has sufficient experience to operate both the present and the extended authority.

9. Applicant has total assets of approximately \$40,000 and liabilities of approximately \$2,500 with a net worth of approximately \$37,500. It is found as a fact that the aforesaid monies are ample and sufficient for the operation of the authority applied for herein.

10. Applicant is sufficiently familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, promises to abide by said rules and regulations, as well as the safety requirements of the Commission. Further, Applicant has made or will make adequate provision for insurance.

11. Applicant has received numerous requests from owners of furniture retail stores for the transportation of uncrated and unpacked furniture and/or appliances in the towns of Castle Rock, Golden, Broomfield, Brighton, Lakewood, Idaho Springs, and others, but has not been able to satisfy such requests because of his limited authority. Within the past 15 years since Applicant originally acquired his present authority, the metropolitan Denver area has grown considerably in population and many residences, both single family homes and apartment buildings, have been constructed in the surrounding area. Applicant specializes in moving uncrated and unpacked furniture from the retailers to the customers' residences of said retailers and he exercises particular care in his service. The request for extended authority is not opposed by any other common carriers engaged in the moving of household goods and furniture and appliances since they normally move crated and packed furniture and appliances, whereas Applicant does not. The evidence of record clearly shows that Applicant's extended authority is urgently needed by furniture dealers as exemplified by the testimony of Mr. Allen Kahn who sells unpacked and uncrated furniture and has difficulties to arrange for transportation from his store to the homes of the customers because of the unpacked and uncrated state of the merchandise. Furthermore, Mr. Kahn testified that approximately 70 percent of the merchandise he sells is destined for homes beyond the 10-mile radial limit within which Applicant is presently authorized to operate.

12. The present or future public convenience and necessity requires or will require the granting of the authority as hereinafter set forth.

13. The granting of the application will be in the public interest.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded that:

1. The authority sought by Applicant should be granted as hereinafter set forth.

2. Pursuant to 115-6-9 (2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following Order.

O R D E R

THE COMMISSION ORDERS THAT:

1. James A. Clay, doing business as "Pat's Express & Moving," 2745 West 35th Avenue, Denver, Colorado, be, and hereby is, authorized to extend operations under Certificate of Public Convenience and Necessity PUC No. 3835 as follows:

Transportation of furniture and appliances between points located within thirty (30) miles of the intersection of Colfax Avenue and Broadway, Denver, Colorado; restricted, however, (a) to the use of one 3/4-ton open or stake truck and (b) to the transportation of only uncrated and unpacked furniture and appliances.

2. Henceforth the full and complete authority under Certificates of Public Convenience and Necessity PUC No. 3835 and PUC No. 3835-I shall read and be as follows, to-wit:

Transportation -- on call and demand -- of

(1) Furniture and appliances

Between all points located within the City and County of Denver, State of Colorado.

(2) Furniture and appliances

Between all points located within a thirty (30) mile radius of the intersection of Colfax Avenue and Broadway, Denver, Colorado.

RESTRICTION:

Item (2) of this Certificate is restricted as follows:

- (a) To the use of one 3/4-ton open or stake truck;
- (b) To the transportation of uncrated and unpacked furniture and appliances.

3. Applicant shall file tariffs of rates, rules, and regulations as required by the rules and regulations of this Commission within twenty (20) days from date.

4. Applicant shall operate his carrier system in accordance with this Order, except when prevented by an Act of God, the public enemy, or extreme conditions.


5. This Order is subject to compliance by Applicant with all present and future laws and rules and regulations of the Commission.

6. This Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is entered as of the date hereinabove set out.

7. As provided by 115-6-9 (2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who may file exceptions thereto; but if no exceptions are filed within twenty (20) days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such

time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Examiner
dd

(Decision No. 80813)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Certificate No. 2130

COLORADO SPRINGS CARTAGE INC.
313 E VERMIJO
COLORADO SPRINGS, COLORADO 80903

CASE NO. 235-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

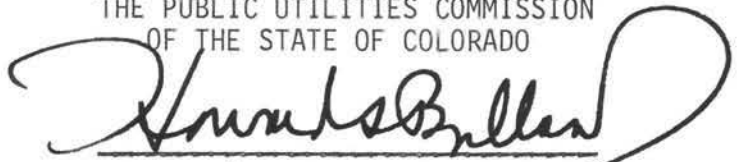
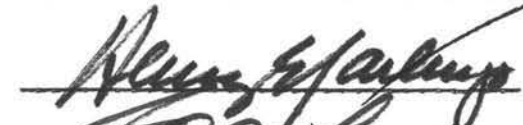

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80814)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Certificate Nos. 3225, 4615, 4238)
543)
Bestway Disposal Co.)
P. O. Box 795)
Greeley, Colorado 80630)
Respondent.)

CASE NO. 237-AR

SUPPLEMENTAL ORDER

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

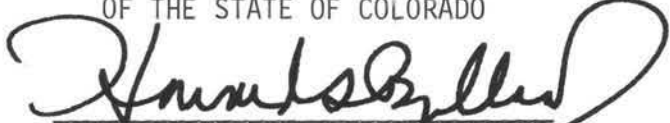
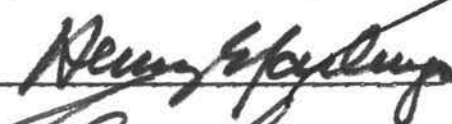

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80815)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Certificate No. 3312)
CITY WIDE RUBBISH REMOVAL SERVICE)
6691 E 80TH AVENUE)
COMMERCE CITY, COLORADO 80022)
Respondent.)

CASE NO.238-AR
SUPPLEMENTAL ORDER

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

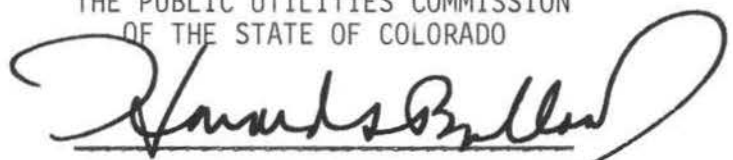
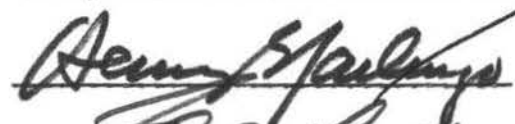

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14TH day of JULY, 1972.

(Decision No.80816)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Certificate No. 3570)

EDWARD BLEA)
3648 GILPIN STREET)
DENVER, COLORADO 80205)

CASE NO. 240-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

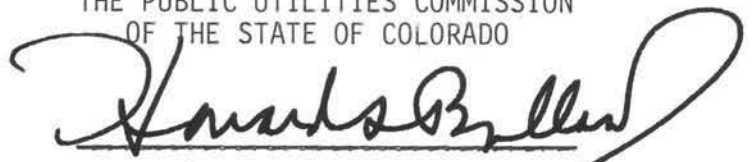


The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No.80817)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 3595)

DENVER WIDE RUBBISH REMOVAL SERVICE)
3548 GILPIN STREET)
DENVER, COLORADO 80205)

CASE NO. 241-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

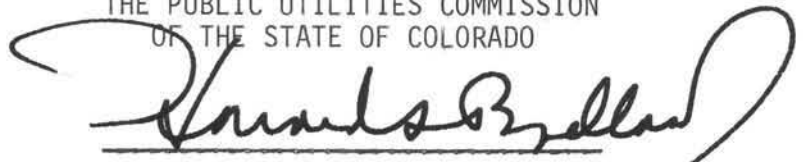


The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80818)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 4340)

DON SHIELDS DISPOSAL)
3450 FORDHAM CT.)
BOULDER, COLORADO 80301)

CASE NO. 244-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

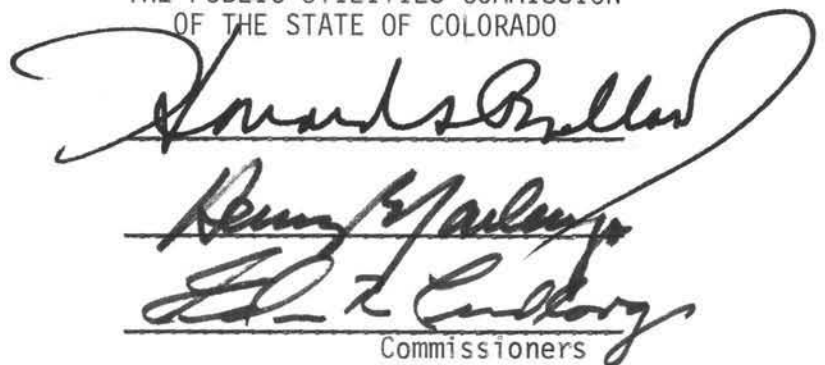
The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80819)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Certificate No. 7909)

SUNSHINE GARBAGE INC.)
P.O. BOX 193)
CRESTED BUTTE, COLORADO 81224)

CASE NO. 246-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

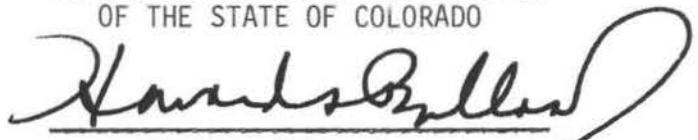
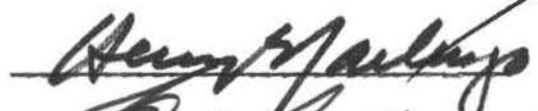

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioner

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80820)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 346

CORNELIUS TRANSFER & STORAGE
1ST AND SANTA FE
LA JUNTA, COLORADO 80150

CASE NO. 248-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

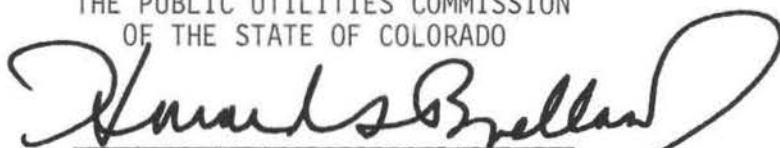
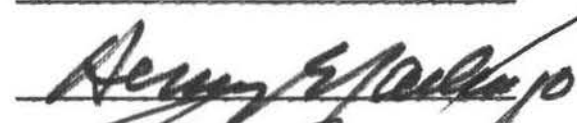

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80821)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 453 & I)

HOFFMAN TRANSFER CO)
4825 LIMA STREET)
DENVER, COLORADO 80239)

CASE NO. 250-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

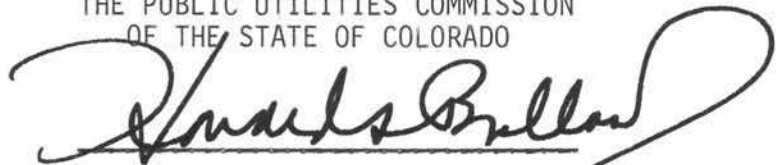


The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80822)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 560

LAFFERTY MOVING & STORAGE
517 13th STREET
GREELEY, COLORADO 80631

CASE NO. 253-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

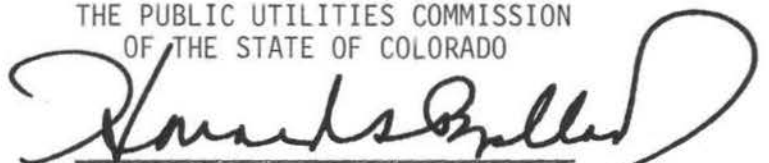
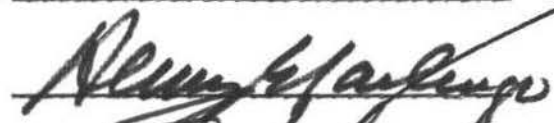

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Certificate No. 1416)
MORGAN CAB CO.)
APPLE ORCHARD MOTEL)
625 E PLATTE AVENUE)
FORT MORGAN, COLORADO 80701)
Respondent.)

CASE NO. 254-AR
SUPPLEMENTAL ORDER

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

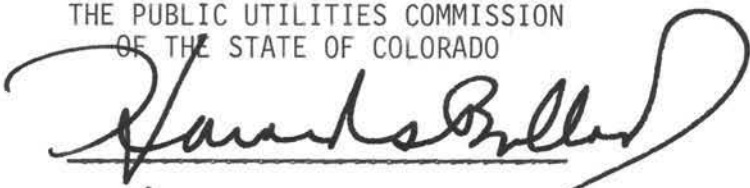

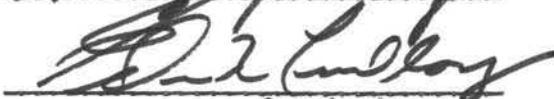
The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80824)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 3913 & I

AARON & SANTA FE MOVING & STORAGE CO.
2340 W 2ND AVENUE
DENVER, COLORADO 80223

CASE NO. 255-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

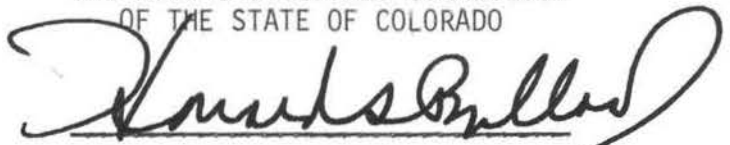


The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14TH day of July, 1972.

(Decision No. 80825)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 3450 & I

ACCURATE DELIVERY SERVICE, INC.
5598 BROADWAY
DENVER, COLORADO 80216

CASE NO. 256-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

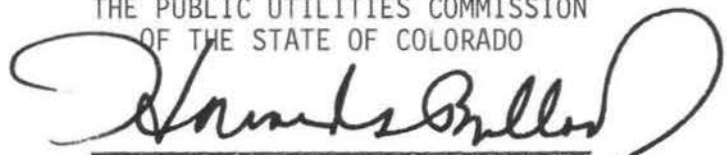
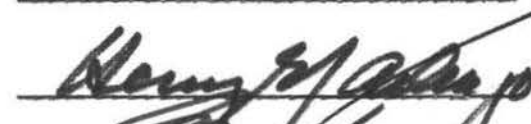

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80826)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 3642 & I)

ART'S MOBILE HOMES)
438 NO. TOWNSEND AVENUE)
GRAND JUNCTION, COLORADO 81501)

Respondent.)

257-AR
CASE NO. _____

SUPPLEMENTAL ORDER

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

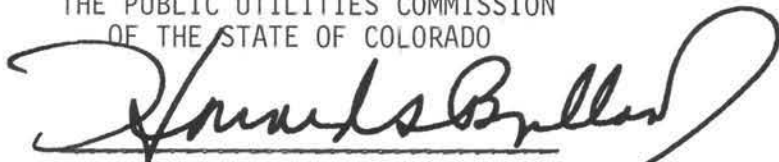
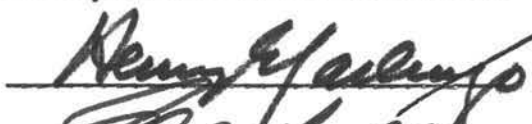

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioner

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80827)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 37

DOUGLAS COUNTY TRANSFER INC.
P. O. BOX 165
PARKER, COLORADO 80134

CASE NO. 259-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

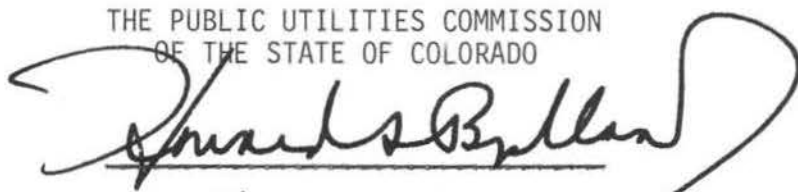


The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80828)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 2783

E L W COMPANY
P. O. BOX 187
SALIDA, COLORADO 81201

CASE NO. 260-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

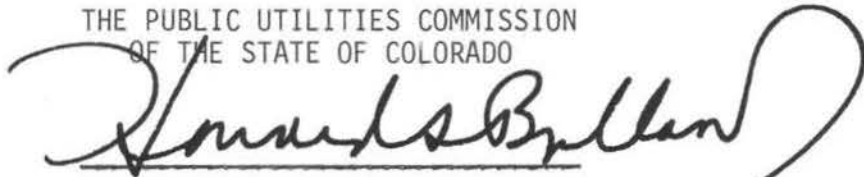
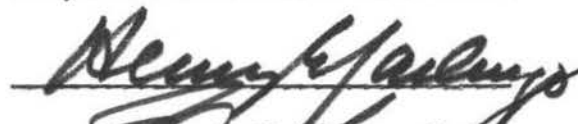

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80829)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 6557

Mountain Motorway, Inc.
1546 Miner Street
Idaho Springs, Colorado 80452

CASE NO. 261-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

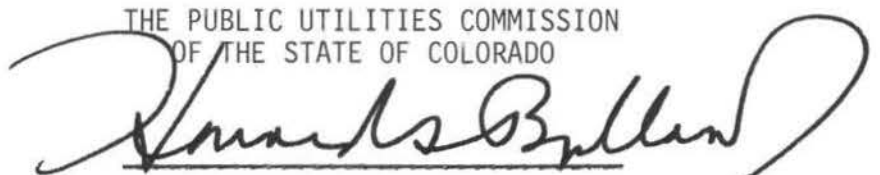
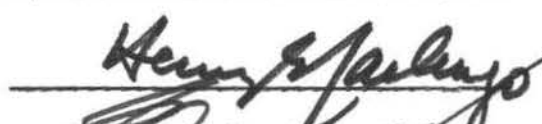

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80830)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 1969

HAXTUN DRAY
RFD ROUTE 1
FLEMING, COLORADO 80728

CASE NO. 262-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

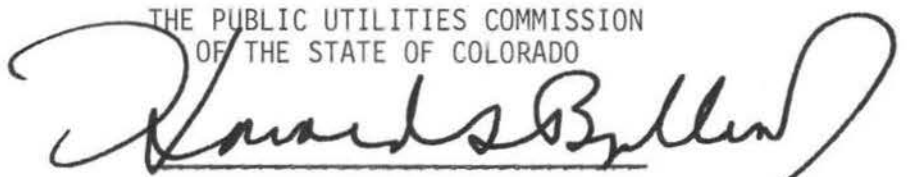


The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No.80831)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 7040

HIGH COUNTRY TOURS

P. O. BOX 84

BUENA VISTA, COLORADO 81211

CASE NO. 264-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

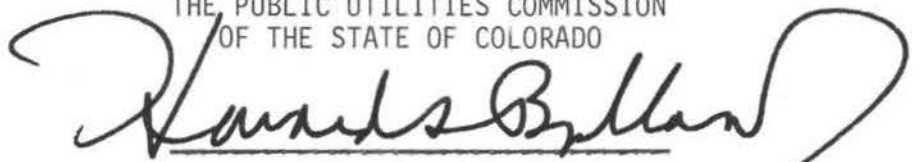
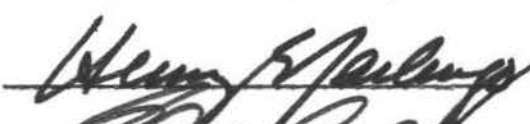

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80832)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 6962

L & M Mobile Homes
405 W 7TH STREET
CORTEZ, COLORADO 81321

CASE NO. 266-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

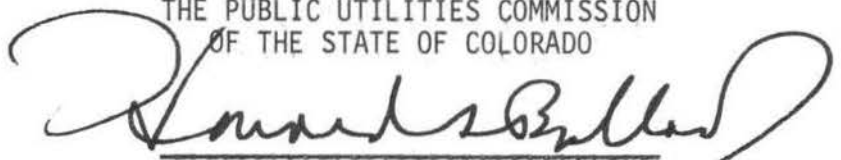
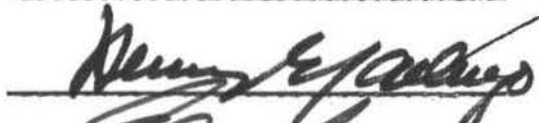

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80833)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 5632

LAKE ELDORA BUS CO.
1580 CANYON BLVD.
BOULDER, COLORADO 80302

CASE NO. 267-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

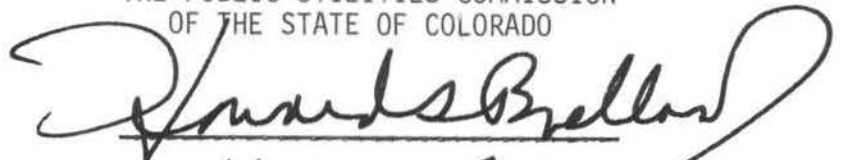
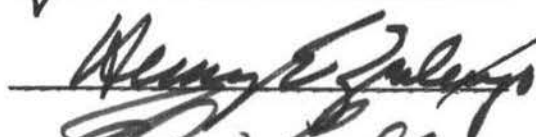

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80834)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 3346

MILLION DOLLAR MOVING & STORAGE
2000 E 40TH AVE
DENVER, COLORADO 80205

CASE NO. 269-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

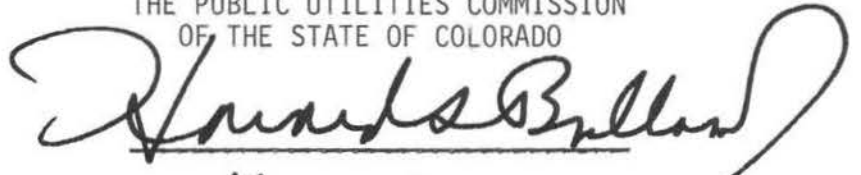


The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Certificate No. 32 & I)
Mountain Express Truck Line)
2903 No. Tejon Street)
Colorado Springs, Colorado 80907)
Respondent.)

CASE NO. 270-AR
SUPPLEMENTAL ORDER

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

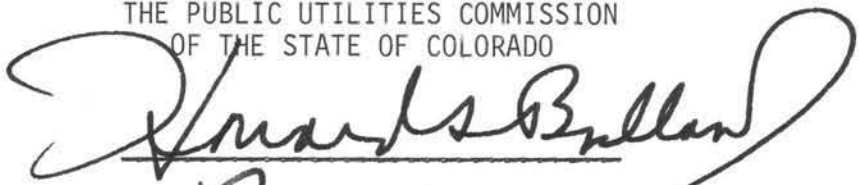
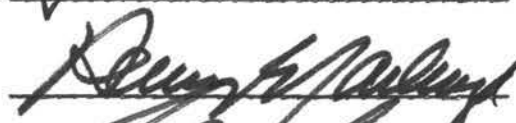

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80836)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 3141

RYBERG CONSTRUCTION CO.
8317 SO. REED STREET
LITTLETON, COLORADO 80120

CASE NO. 273-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

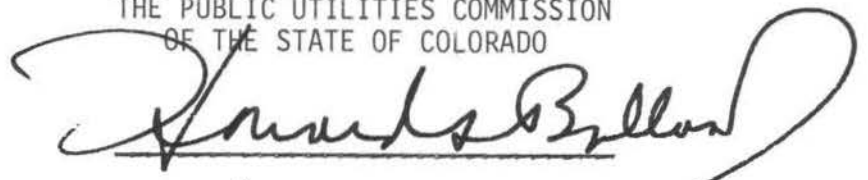


The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80837)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Certificate No. 7762
TELLURIDE STAGE LINE
448 MAIN STREET
MONTROSE, COLORADO 81401
Respondent.)

CASE NO. 275-AR

SUPPLEMENTAL ORDER

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

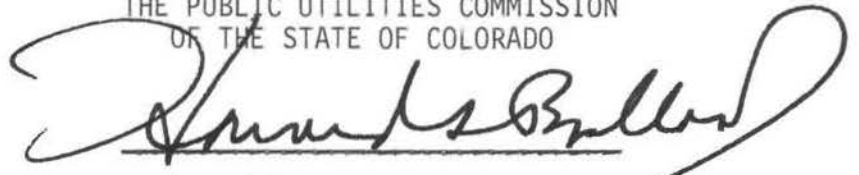
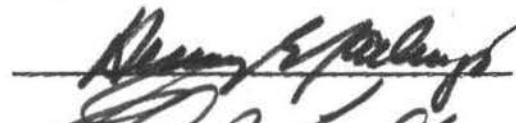

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80838)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
Certificate No. 624 & I

YOUNG BROS. TRANSFER & STORAGE CO.)
1531 19TH STREET
DENVER, COLORADO 80202

CASE NO. 277-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

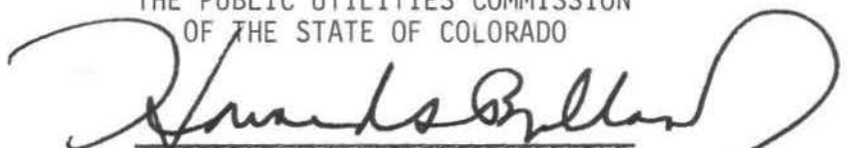
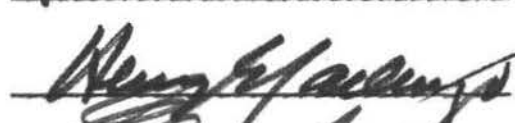

The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
THE EL PASO COUNTY MUTUAL TELEPHONE)	
COMPANY, A COLORADO CORPORATION,)	
COLORADO SPRINGS, COLORADO, FOR AN	)	APPLICATION NO. 25803
ORDER EXTENDING AND ALTERING ITS)	
CERTIFICATE OF PUBLIC CONVENIENCE	)	ORDER OF THE COMMISSION
AND NECESSITY IN EL PASO, ELBERT)	
AND LINCOLN COUNTIES, COLORADO, IN)	
THE MANNER SET FORTH IN THIS APPLI-)	
CATION, TO INCLUDE AN AREA PRESENTLY)	
CERTIFICATED TO EASTERN SLOPE RURAL)	
TELEPHONE ASSOCIATION, INC., A)	
COLORADO CORPORATION.)	

- - - - -
July 17, 1972
- - - - -

It appearing, That on June 7, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Notice, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5), the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

It further appearing, That Applicant El Paso County Mutual Telephone Company has been issued a Certificate of Public Convenience and Necessity to render telephone service in parts of El Paso, Elbert and Lincoln Counties by virtue of Decision No. 35840 of December 29, 1950 in Application No. 10774,

and that Eastern Slope Rural Telephone Association, Inc., has also been granted a Certificate of Public Convenience and Necessity to render telephone service in Elbert and Lincoln Counties as well as other counties by virtue of Decision No. 67393 of May 18, 1966 in Application No. 21659;

It further appearing, That Applicant and Eastern Slope have a common boundary, the West side of which is served by Applicant and the East side by Eastern Slope, and that there are subscribers East of said boundary line lying within the territory duly certificated to Eastern Slope, that are now, and have been for some time in the past, served by Applicant as well as potential subscribers East of said boundary line not now receiving telephone service from any source.

It further appearing, That Applicant is preparing a construction program to upgrade service to subscribers being served East of said boundary line and to render service to those potential subscribers not now receiving service, and that Applicant and Eastern Slope have entered into an Agreement to redefine the common boundary line so that those subscribers now being served by Applicant and the potential subscribers would be in the area of service of Applicant.

It further appearing, That a copy of the "Agreement" between the parties marked Exhibit A has been filed with the instant application as well as a "Consent to Application" signed by Eastern Slope Rural Telephone Association, Inc.

And it further appears, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That the present and future public convenience and necessity requires and will require an amendment to the boundary lines of the Certificate of Public Convenience and Necessity heretofore issued to the Eastern Slope Rural Telephone Association, Inc., and to Applicant's Certificate of Public Convenience and Necessity as hereinafter ordered and set forth;

And we further find, That Applicant is fit, willing and able to perform the service in the area hereinafter granted and to conform to the applicable

statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That the Certificate of Public Convenience and Necessity previously granted to Applicant El Paso County Mutual Telephone Company be, and it hereby is, amended to include the following-described area:

Beginning at the Southeast corner of El Paso County, running thence West along the Southerly boundary line of said El Paso County, a distance of thirty miles to the Southeast corner of Section 36, Township 17 South, Range 65 West in El Paso County, thence North a distance of seventeen miles to the Southeast corner of Section 1, Township 15 South, Range 65 West of said El Paso County, thence West a distance of four miles to the Southwest corner of Section 4, Township 15 South, Range 65 West; thence North a distance of three miles to the Southeast corner of Section 20, Township 14 South, Range 65 West; Thence East a distance of one mile to the Southwest corner of Section 22, Township 14 South, Range 65 West; Thence North to U. S. Highway 24, thence Northeasterly along said Highway to a point where said Highway intersects the North Line of Section 23, Township 13 South, Range 65 West; thence East along said Section line extended to the Northeast corner of Section 24, Township 13 South, Range 65 West; thence North a distance of one mile; Thence East a distance of one mile; thence North a distance of approximately one and one-quarter miles along the Easterly line of Sections 6 and 7, Township 13 South, Range 64 West, to U. S. Highway No. 24; thence Northeasterly along said Highway 24 to a point where said Highway intersects the North line of Section 5, Township 13 South, Range 64 West; thence East a distance of fifteen and one-quarter miles, more or less to the Northeast corner of Section 2, Township 13 South, Range 62 West; thence South three miles to the Southwest corner of Section 13, Township 13 South, Range 62 West; thence East a distance of eighteen miles to the Northeast corner of Section 23, Township 13 South, Range 59 West, Elbert County; thence south a distance of one and one-half miles to the Northwest corner of the South one-half of Section 25, Township 13 South, Range 59 West; thence east three and one-half miles to the center of Section 28, Township 13 South, Range 58 West; thence south nine miles to the center of Section 9, Township 15 South, Range 58 West; thence west two miles to the center of Section 7, Township 15 South, Range 58 West; thence south four and one-half miles to the Southwest corner of the East half of Section 31, Township 15 South, Range 58 West; thence west approximately one-eighth mile to the Northeast corner of the West one-half of Section 6, Township 16 South, Range 58 West; thence south one and one-half miles to the center of Section 7, Township 16 South, Range 58 West; thence east two miles to the center of Section 9, Township 16 South, Range 58 West; thence south four miles to the center of Section 33, Township 16 South, Range 58 West; thence five miles west to the center of Section 34, Township 16 South, Range 59 West; thence south six and one-half miles to the Southwest corner of the East one-half of Section 34, Township 17 South, Range 59 West; thence west three and one-half miles to the place of beginning.

And it is further ordered, That the Certificate granted herein to Applicant El Paso County Mutual Telephone Company supersede and cancel the Certificate heretofore issued by Decision No. 35840 of December 29, 1950, in Application No. 10774, and that a copy of this Decision be placed in the files in Application No. 10774.

And it is further ordered, That the Certificate of Public Convenience and Necessity previously granted to Eastern Slope Rural Telephone Association, Inc., be, and it hereby is, amended to include the following-described area:

Beginning at the Southeast corner of Section 21, Township 20 South, Range 47 West; thence Westerly a distance of approximately 13 miles to the Southwest corner of Section 21, Township 20 South, Range 49 West; thence Southerly a distance of 2 miles to the Southeast corner of Section 32, Township 20 South, Range 49 West; thence Westerly a distance of approximately 32-1/2 miles to the Southwest corner of the Southeast quarter of Section 36, Township 20 South, Range 55 West; thence North a distance of approximately 9-1/2 miles to the Northwest corner of the Southeast quarter of Section 13, Township 19 South, Range 55 West; thence Westerly a distance of approximately 1-1/2 miles to the West quarter corner of Section 14, Township 19 South, Range 55 West; thence Northerly a distance of approximately 2 miles to the Northwest corner of Section 2, Township 19 South, Range 55 West; thence Westerly to the Southwest corner of Section 35, Township 18 South, Range 55 West; thence Northerly a distance of 4-1/2 miles to the Northwest corner of the Southwest quarter of Section 11, Township 18 South, Range 55 West; thence Westerly a distance of 4 miles to the Southwest corner of the Northwest quarter of Section 7, Township 18 South, Range 55 West; thence North to the Southeast corner of the Northeast quarter of Section 12, Township 18 South, Range 56 West; thence Westerly a distance of approximately 20-1/2 miles to the Southwest corner of the Northeast quarter of Section 10, Township 18 South, Range 59 West; thence Northerly a distance of approximately 8 miles to the center of Section 34, Township 16 South, Range 59 West; thence East 5 miles to the center of Section 33, Township 16 South, Range 58 West; thence North 4 miles to the center of Section 9, Township 16 South, Range 58 West; thence West 2 miles to the center of Section 7, Township 16 South, Range 58 West; thence North 1-1/2 miles to the Northeast corner of the West 1/2 of Section 6, Township 16 South, Range 58 West; thence East approximately one-eighth mile to the Southwest corner of the East 1/2 of Section 31, Township 15 South, Range 58 West; thence North 4-1/2 miles to the center of Section 7, Township 15 South, Range 58 West; thence East 2 miles to the center of Section 9, Township 15 South, Range 58 West; thence North 9 miles to the center of Section 28, Township 13 South, Range 58 West; thence east 4-1/2 miles to the Northeast corner of the Southeast 1/4 of Section 30, Township 13 South, Range 57 West; thence Northerly a distance

of 4 miles to the Northwest corner of the Southwest quarter of Section 5, Township 13 South, Range 57 West; thence Easterly a distance of 9-1/2 miles to the Northeast corner of the Southwest quarter of Section 2, Township 13 South, Range 56 West; thence Northerly a distance of 12-1/2 miles to the Northwest corner of the Northeast quarter of Section 2, Township 11 South, Range 56 West; thence Easterly a distance of .3 miles to the South quarter corner of Section 35, Township 10 South, Range 56 West; thence Northerly a distance of approximately 6 miles to the North quarter corner of Section 2, Township 10 South, Range 56 West; thence Easterly 1-1/2 miles to the Southwest corner of Section 31, Township 9 South, Range 55 West; thence northerly 14 miles to the Northwest corner of Section 30, Township 7 South, Range 55 West; thence Easterly 2-1/2 miles to the South quarter corner of Section 21, Township 7 South, Range 55 West; thence Northerly 3 miles to the Northwest corner of the Northeast quarter of Section 9, Township 7 South, Range 55 West; thence Westerly 1 mile to the Southwest corner of the Southeast quarter of Section 5, Township 7 South, Range 55 West; thence Northerly 7 miles to the North quarter corner of Section 5, Township 6 South, Range 55 West; thence Easterly approximately .4 miles to the South quarter corner of Section 32, Township 5 South, Range 55 West; thence North 12 miles to the North quarter corner of Section 5, Township 4 South, Range 55 West; thence Easterly a distance of 4-1/2 miles to the Northeast corner of Section 1, Township 4 South, Range 55 West; thence Southerly a distance of 6 miles to the Southeast corner of Section 36, Township 4 South, Range 55 West; thence Easterly a distance of 13 miles to the Northeast corner of Section 6, Township 5 South, Range 52 West; thence Southerly a distance of 4 miles to the Southeast corner of Section 19, Township 5 South, Range 52 West; thence Easterly a distance of 5 miles to the Northeast corner of Section 25, Township 5 South, Range 52 West; thence South a distance of 2 miles to the Southeast corner of Section 36, Township 5 South, Range 52 West; thence Easterly along the North boundary line of Township 6 South, a distance of approximately 6 miles to the North quarter corner of Section 6, Township 6 South, Range 50 West; thence North approximately 1/4 mile to the Northwest corner of the Southwest quarter of the Southwest quarter of Section 31, Township 5 South, Range 50 West; thence Easterly approximately 4-1/2 miles to the Northeast corner of the Southwest quarter of the Southwest quarter of Section 35, Township 5 South, Range 50 West; thence Southerly a distance of approximately 27-1/4 miles to the Southeast corner of Section 14, Township 10 South, Range 50 West; thence Westerly approximately 2-1/2 miles to the North quarter corner of Section 21, Township 10 South, Range 50 West; thence Southerly along the center lines of Sections 21, 28 and 33, Township 10 South, and along the Easterly boundary lines of Sections 4, 9, 16, 21, 28 and 33, Township 11 South, Range 50 West to the Southeast corner of Section 33, Township 11 South, Range 50 West; thence Easterly along the North boundary line of Township 12 South a distance of approximately 21 miles to the Northeast corner of Section 1, Township 12 South, Range 47 West; thence Southerly along the East boundary line of Range 47 West, a distance of approximately 24 miles to the Southeast corner of Section 36, Township 15 South, Range 47 West; thence Westerly to the Northeast corner of Section 1, Township 16 South, Range 47 West; thence Southerly a distance of approximately 5-1/2 miles to the Southeast corner of Section 36, Township 16

South, Range 47 West; thence Westerly a distance of 3 miles to the Northeast corner of Section 4, Township 17 South, Range 47 West; thence Southerly a distance of approximately 22 miles to the Southeast corner of Section 21, Township 20 South, Range 47 West, the point of beginning, Kiowa, Crowley, Elbert, Lincoln, Washington, Kit Carson, and Cheyenne Counties, State of Colorado.

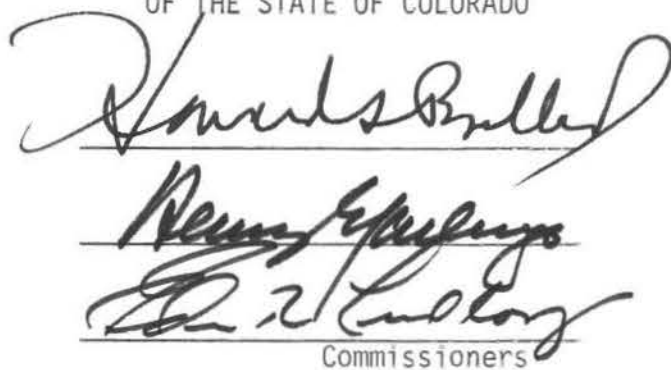
And it is further ordered, That except as modified herein, Decision No. 67393 of May 18, 1966, in Application No. 21659, remain in full force and effect, and that a copy of this Order be placed in the files of Application No. 21659.

And it is further ordered, That El Paso County Mutual Telephone Company and Eastern Slope Rural Telephone Association, Inc., continue to render service under the tariffs of rates as are on file until changed in accordance with the rules and regulations of the Commission.

And it is further ordered, That El Paso County Mutual Telephone Company and Eastern Rural Telephone Association, Inc., shall continue to render their services in accordance with the Rules Regulating the Service of Telephone Utilities as prescribed by this Commission.

And it is further ordered, That this Order shall become effective twenty-one (21) days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 17th day of July, 1972.
dd

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,	)	APPLICATION NO. 25858-Securities
FOR AN ORDER AUTHORIZING THE ISSUANCE)	
OF SHORT-TERM UNSECURED NOTES TO)	
COMMERCIAL BANKS AND TO COMMERCIAL)	
PAPER DEALERS.)	

- - - - -
July 17, 1972
- - - - -

S T A T E M E N T

On June 23, 1972, Public Service Company of Colorado (Applicant) filed with the Commission its verified application in the above matter requesting an order of this Commission, without a formal hearing, approving the issuance and renewal by Applicant from time to time to commercial banks and to commercial paper dealers in the form of commercial paper of not to exceed an additional \$10,000,000 of short-term unsecured promissory notes with a maturity of not more than twelve (12) months from the date of issuance or renewal (herein called "additional short-term notes"), to the \$50,000,000 short-term notes and renewals thereof the Commission authorized the Applicant to issue in its Decision and Order No. 79278 dated December 20, 1971, as supplemented. The proceeds from the issuance of the additional short-term notes will be used to finance in part the balance of Applicant's 1972 construction program, for reimbursing Applicant's treasury for moneys to be expended on such program, and for other corporate purposes.

By subject application, Applicant seeks Commission authority to increase the maximum principal amount of short-term notes or renewals

thereof which Applicant may issue and have outstanding at any one time to not to exceed \$60,000,000. Attached to said application and made a part thereof by reference were Exhibits A, B, C, D, E, F and G.

Due and proper notice of the filing of this application was given by the Commission to all interested persons, firms or corporations. As no protests, objections or petitions to intervene have been filed with the Commission within the time specified in the notice of the filing of the application, this matter will be determined by the Commission without a formal oral hearing under the Rules of Practice and Procedure of the Commission.

FINDINGS OF FACT

From the record herein, the Commission finds as fact that:

1. Applicant, Public Service Company of Colorado, a Colorado corporation, is a public utility as defined in Chapter 115-1-3, Colorado Revised Statutes, 1963.

2. Applicant is a public utility operating company subject to the jurisdiction of this Commission, engaged principally in the generation, purchase, transmission, distribution and sale of electricity and in the purchase, distribution and sale of natural gas in various areas all within the State of Colorado. Applicant is the owner of all the capital stock of Cheyenne Light, Fuel and Power Company, a Wyoming corporation; Green and Clear Lakes Company, a New York corporation; The Pueblo Gas and Fuel Company, a Colorado corporation; Western Slope Gas Company, a Colorado corporation; Fuel Resources Development Co., a Colorado corporation; and 1480 Welton, Inc., a Colorado corporation.

3. A certified copy of Applicant's Articles of Incorporation, as amended to date, heretofore has been filed with the Commission.

4. This Commission has jurisdiction over Applicant and the subject matter of this application.

5. This Commission is fully advised in the premises.

6. Pursuant to Applicant's Articles of Incorporation, the authorized capital stock of Applicant consists of \$250,000,000 divided into 20,000,000 shares of Common Stock of the par value of \$5 each, and 1,500,000 shares of Cumulative Preferred Stock of the par value of \$100 each. At April 30, 1972, there were issued and outstanding 15,476,988 shares of Common Stock. Applicant's Cumulative Preferred Stock is authorized to be issuable in series. There were issued and outstanding as of April 30, 1972, in the aggregate, 1,050,000 shares of its Cumulative Preferred Stock consisting of the various series set forth in its application in this matter.

7. As of April 30, 1972, the funded indebtedness of Applicant was \$378,800,000 consisting of first mortgage bonds issued in various series pursuant to that certain Indenture of Mortgage and Deed of Trust, dated as of December 1, 1939, between Applicant and Guaranty Trust Company of New York (now Morgan Guaranty Trust Company of New York), as Trustee, as amended and supplemented; and \$356,250 of other long-term debt outstanding.

8. Applicant's statement of income and retained earnings for the twelve months ended April 30, 1972, contained in Exhibit D to its application, showed Applicant had operating revenues for the period of \$225,490,155 and net income of \$31,506,109. Such exhibit also showed that during such period the amount of \$4,115,525 was appropriated for dividends on its Cumulative Preferred Stock and the amount of \$17,325,239 for dividends on its Common Stock.

9. Applicant heretofore has issued and it has outstanding as of June 1, 1972, short-term commercial paper notes aggregating \$20,275,000, bearing interest at rates varying from 4-1/4% to 4-5/8%.

10. Applicant's Exhibit F attached to its application shows the capital structure of Applicant as of April 30, 1972, and a pro forma capital structure as of the same date giving effect to the proposed issuance of short-term notes in the maximum principal amount of \$60,000,000 at any one time outstanding. As shown by this Exhibit, the percentage of debt to total capital structure after issuance of the proposed maximum principal amount

of said short-term notes will increase to 56.0 percent from 53.3 percent. The Preferred Stock will decrease to 13.4 percent from 14.2 percent, and the Common Stock equity will decrease to 30.6 percent from 32.5 percent.

11. The proposed issuance and renewal by Applicant from time to time of \$10,000,000 additional short-term notes to commercial banks and to commercial paper dealers for the purposes stated in its application is reasonably required and necessary for Applicant's proper corporate financing and should be authorized and approved.

12. The aforesaid proposed securities transactions are not inconsistent with the public interest, and the purpose or purposes for which such securities will be issued or renewed are permitted by, and are consistent with, the provisions of Chapter 115, Colorado Revised Statutes 1963, as amended.

CONCLUSION

It is the conclusion of the Commission that the authorization sought in the aforesaid application should be granted, without a formal hearing, and that the following order should be entered.

O R D E R

THE COMMISSION ORDERS:

1. That for the purpose of obtaining temporary capital to finance in part the balance of Applicant's 1972 construction program, for reimbursing Applicant's treasury for money to be expended on such program, and for other corporate purposes, the proposed issuance and renewal thereof by Applicant of an additional \$10,000,000 short-term unsecured notes from time to time to commercial banks and renewals thereof and to commercial paper dealers in the form of commercial paper as hereinabove set forth be, and the same hereby is, authorized and approved; provided that the aggregate principal amount of such additional short-term notes and renewals thereof, together with the short-term notes and renewals thereof which Applicant was authorized to issue by Commission Decision No. 79278 dated December 20, 1971, as supplemented, shall not exceed \$60,000,000 in maximum principal amount at any one time outstanding.

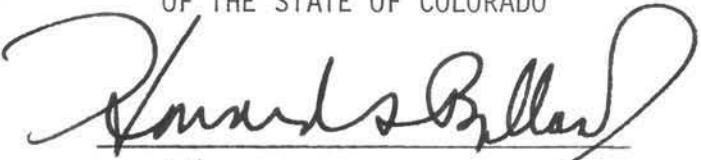


2. That Applicant be, and it hereby is, directed to reflect in its accounts the financing outlined above and to make and record the various accounting entries in accordance with the Uniform System of Accounts prescribed for Public Utilities and Licensees by the Federal Power Commission and adopted by this Commission.

3. That nothing herein contained shall be construed to imply any recommendation or guarantee of, or any obligation with respect to the aforesaid securities to be issued by Applicant as herein authorized on the part of the State of Colorado.

4. That the Commission retain jurisdiction of this proceeding to the end that it may make such further order or orders in the premises as to it may seem to be proper and desirable.

5. That the authority herein granted shall be exercised from and after the date of this Order, and the Order herein contained shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado this
17th day of July, 1972.

hj

(Decision No. 80841)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF }
FELIX P. CHAVEZ }
2354 East Boulder }
Colorado Springs, Colorado }

PERMIT NO. B-5229

July 18, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner of the above-entitled authority requesting that the same be suspended.

The Commission states and finds that to grant the herein request for suspension will be in the public interest and should be granted as set forth in the Order following.

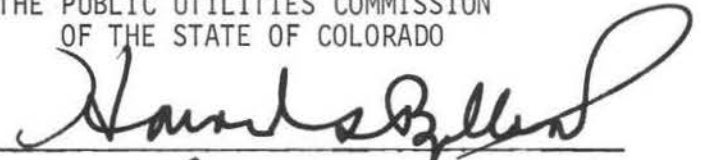
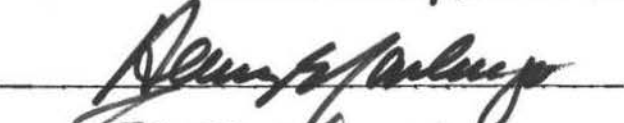

O R D E R

THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from June 17, 1972 to and including December 17, 1972.

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made with the Commission, 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.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 18th day of July, 1972.

hj

(Decision No.80842)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)

Certificate No. 6328

Keith Rehfeld
6486 Brentwood Court
Arvada, Colorado 80002

CASE NO. 271-AR

SUPPLEMENTAL ORDER

Respondent.)

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, NOTICE OF HEARING AND ORDER TO SHOW CAUSE was issued in the above-entitled Case to the above-named Respondent for failure to file with the Commission an Annual Report as required by law and the Rules and Regulations of the Commission.

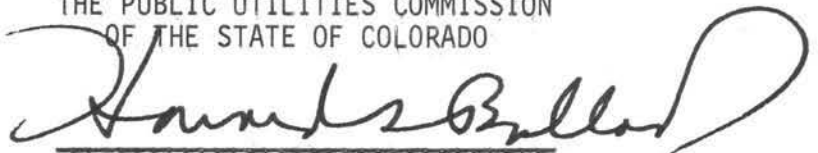
The Commission finds that the Respondent herein has now complied as required by law and the Rules and Regulations of the Commission by filing said Annual Report, and that said Case should be dismissed as set forth in the Order following.

ORDER

THE COMMISSION ORDERS:

That the above-entitled and numbered Case be, and the same hereby is, dismissed as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of July, 1972.

(Decision No. 80843)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
DENVER CLEANUP SERVICE, INC., 3001)	
WALNUT STREET, DENVER, COLORADO,)	APPLICATION NO. 25733-PP-Extension-TA
FOR TEMPORARY AUTHORITY TO EXTEND)	
OPERATIONS UNDER CONTRACT CARRIER)	
PERMIT NO. B-5698.)	

- - - - -
July 18, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 14, 1972, the Commission entered its Decision No. 80516 in the above-captioned matter.

On June 23, 1972, Protestants Bestway Disposal; Englewood-Littleton-Arapahoe Rubbish Removal, Inc.; Commerce Refuse Disposal, Inc.; U.S. Cargo Corporation; and Empire Disposal, Inc., through their attorney William Andrew Wilson, filed an Application for Rehearing, Reargument and Reconsideration of Decision No. 80516.

The Commission has carefully considered Application for Rehearing, Reargument and Reconsideration filed herein, and each and every allegation thereof, and is of the opinion and finds that said Application should be denied.

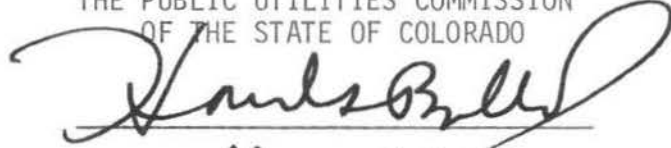

O R D E R

THE COMMISSION ORDERS THAT:

Application for Rehearing, Reargument and Reconsideration of Commission Decision No. 80516 filed on June 23, 1972 be, and hereby is, denied.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER EDWIN R. LUNDBORG
DISSENTING.

COMMISSIONER EDWIN R. LUNDBORG DISSENTING:

I respectfully dissent.

After analyzing the instant Application for Rehearing, Reargument and Reconsideration, I must conclude and state that I erred when I concurred with my colleagues in granting the herein protested temporary authority to the Applicant in Decision No. 80516, dated June 14, 1972.

By way of background, a review of the Commission file in this informal matter discloses that the Applicant -- as a party in a certain transfer proceeding before Examiner Robert L. Pyle -- stipulated therein that Certificate of Public Convenience and Necessity PUC No. 3343, as sought to be transferred in that proceeding, would be interpreted and read as of the date that such certificate was actually granted by this Commission, i.e., March 23, 1956^{*}. By virtue of said stipulation, as fully set forth in the decision as below cited, the Applicant voluntarily surrendered its right to render any lawful service under Certificate of Public Convenience and Necessity PUC No. 3343 in the territory or area as herein being contested and, accordingly, eliminated the "territorial dispute" finding of fact that the Commission made in granting the temporary authority in Decision No. 80516, dated June 14, 1972.

Being fully cognizant of the stipulation as entered into and approved in Decision No. 80427, the Applicant then, in order to apparently circumvent the same, ingeniously filed an application with this Commission requesting both permanent and temporary authority to selectively serve only four (4) very elite and lucrative commercial customers as a contract carrier in the territory it had stipulated not to serve as a common carrier. Without a hearing, the Commission in Decision No. 80516 arbitrarily abused its discretion and erroneously granted the temporary authority as requested by the Applicant. At the present time, the Applicant's request for permanent authority has not been set for hearing by the Commission.

^{*}See Recommended Decision No. 80427, dated June 8, 1972, which became the Decision of the Commission on June 28, 1972.

On reconsideration, it is now my firm opinion that the grant of temporary authority to the Applicant in Commission Decision No. 80516 was totally contrary to the expressed required statutory criteria as set forth in 115-6-20 (1), CRS 1963, as amended, which in part provides:

"115-6-20. Temporary authority.-- (1) To enable the provision of carrier service for which there appears to be an immediate and urgent need to a point or points or within a territory having no carrier service capable of meeting such need, the commission may, in its discretion and without hearings or other proceedings, grant temporary authority for such service by a common carrier, or a private carrier by motor vehicle, as the case may be. . . ." (Emphasis supplied)

It is now impossible for me to conceive how there can be an apparent immediate and urgent need for temporary contract carrier authority or service when the records of the Commission* disclose that five (5) certificated common carriers can serve the three (3) customers located in the Montbello area and that nine (9) certificated common carriers can serve the Howard Johnson's Motor Lodge located on the I-25 and Hampden area. If these common carriers -- who have the legal duty to serve the general public and who have the necessary operating authority, financial ability, equipment and experience -- can not render efficient and expeditious service to the aforesaid four (4) customers under their certificates of public convenience and necessity, I would think that it should then become the duty of this Commission to institute appropriate show cause proceedings to cancel their certificates because of failure to provide service as is legally required under their certificates.

There is absolutely nothing in the file of this instant informal proceeding to indicate that the above common carriers have refused service or that they are even unable or unwilling to serve the herein involved four (4) commercial customers. Likewise, there is nothing in the file to indicate that these commercial customers have ever requested any service from any common carrier. It should be noted here that the Applicant previously served the herein involved customers under a certificate of public convenience and

*See memorandum from George L. Baker, Senior Transportation Representative, Colorado Public Utilities Commission, reproduced in the Appendix attached hereto.

necessity. If the Applicant rendered satisfactory service to these customers under a certificate -- is it not logical to assume that the herein protesting common carriers can also render satisfactory service under their respective certificates? The fact that service to the involved customers -- in the immediate past -- has been rendered under a certificate should surely lead one to conclude that the temporary authority granted to the Applicant to operate as a contract carrier is not in law true contract carriage. In fact, in my opinion, the application of the Applicant clearly indicates a prima facie showing for the continuation of a common carrier operation.

On reconsideration, in context with the above, the letters of shipper support -- procured by the Applicant and attached to its application for temporary authority -- fail to comply with the guidelines as set forth in Appendix H, II-C-2-j-(1), (2) and (3) of the Commission's Rules of Practice and Procedure which -- on page thirty-nine (39) -- provides as follows:

"j. Attach to the application letter or letters indicating shipper support containing the following information:

(1) An accurate description of commodity; quantity; frequency of shipments; and the consequences if the application should be denied.

(2) A statement indicating whether there is or is not any other carrier service available (rail, air or motor carriers), either single line or by interline between the points or area involved. If service is available, indicate to what extent it has been used; what effort has been made to utilize it; whether a carrier with appropriate authority has refused to furnish such service; the manner and extent that existing carrier service, if any, is inadequate; and the detailed reasons why additional service is needed. If shipper support is based upon alleged failure of existing carriers to provide service, the names and addresses of such carriers must be stated.

(3) A statement indicating whether or not the shipper has supported a prior application by the applicant or any other person seeking authority to render the proposed service. If so, state the name and address of applicant; application number assigned thereto; and whether the application was granted or denied, together with the date of such action."

Pure and simple -- the protested grant of temporary contract carrier authority to the Applicant in Decision No. 80516 was totally contrary to and clearly inconsistent with the provisions of Chapter 115, Colorado Revised Statutes 1963, as amended, which -- as stated by our Colorado Supreme Court -- ". . . is flavored to protect common carrier operations."

On reconsideration, considering the above circumstances, I would deny Denver Cleanup Service, Inc.'s application for temporary contract carrier authority.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioner

Dated at Denver, Colorado, this
18th day of July, 1972.

hj

Decision No. 80843
Dated: July 18, 1972

A P P E N D I X

MEMORANDUM

TO: Commissioner Edwin R. Lundborg
FROM: George L. Baker, Senior Transportation Representative
DATE: June 28, 1972
SUBJECT: COMMON CARRIERS AUTHORIZED TO TRANSPORT ASH, TRASH AND OTHER
REFUSE IN THE MONTBELLO AREA AND THE I-25 AND HAMPDEN AREA

I. The following common carriers are authorized to serve the Montbello area under the following certificates of public convenience and necessity:

1. Metropolitan Trash, Inc. Certificate PUC No. 2127
2. Commerce Refuse Disposal Inc. Certificate PUC No. 2212
3. Industrial Disposal, Inc. d.b.a.
Decker Trash Disposal Corp. #2 Certificate PUC No. 2782
4. U.S. Cargo Corp. Certificate PUC No. 3639
5. Cowboy Transfer & Storage Certificate PUC No. 3741

II. The following common carriers are authorized to serve the area of I-25 and Hampden (Howard Johnson's Motor Lodge) under the following certificates of public convenience and necessity:

1. Persinger's Rubbish Removal Certificate PUC No. 2032
2. Englewood-Littleton-Arapahoe Rubbish
Removal, Inc. Certificate PUC No. 2042
3. Empire Disposal, Inc. Certificate PUC No. 2086
4. Bestway Disposal Certificate PUC No. 2097
5. Metropolitan Trash, Inc. Certificate PUC No. 2127
6. VANish Rubbish Removal Certificate PUC No. 3202
7. Rod's Rubbish Removal Certificate PUC No. 3580
8. U.S. Cargo Corporation Certificate PUC No. 3639
9. Cowboy Transfer & Storage Certificate PUC No. 3741

No contract carrier permits have been issued by the Commission authorizing service in the above two (2) areas or territory.

GLB:cp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
LARRY D. KNOX, DOING BUSINESS AS)	APPLICATION NO. 25918-PP-ETA
"GRAND VALLEY RANCH SUPPLY," P. O.)	
BOX 242, GRAND VALLEY, COLORADO, FOR)	ORDER GRANTING TEMPORARY AUTHORITY
EMERGENCY TEMPORARY AUTHORITY TO)	
OPERATE AS A CLASS "B" CONTRACT)	
CARRIER BY MOTOR VEHICLE.)	

- - - - -
July 17, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (4),
being under consideration, and

It appearing, That appropriate application has been made to
this Commission for permanent operating authority.

It further appearing, That failure to immediately grant
emergency temporary authority may result in undue delay in availability
of equipment to satisfy customers needs.

And it further appearing, That said circumstances constitute
an emergency requiring the immediate issuance of temporary authority.

It is ordered, That Larry D. Knox, doing business as "Grand
Valley Ranch Supply," P. O. Box 242, Grand Valley, Colorado, be, and
is hereby, granted emergency temporary authority for a period of
fifteen (15) days commencing July 17, 1972, as a class "B" contract
carrier by motor vehicle for the

"Transportation of

Farm products

Between all points located within an area comprised of the
Counties of Eagle, Garfield, Mesa, Pitkin, and Rio Blanco,
and to and from points located within said counties from and
to points located within the State of Colorado.

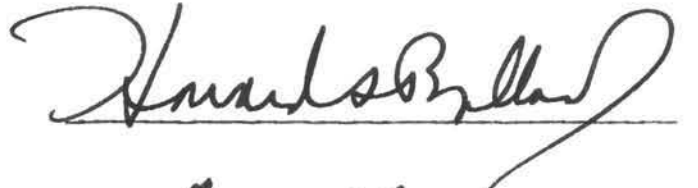

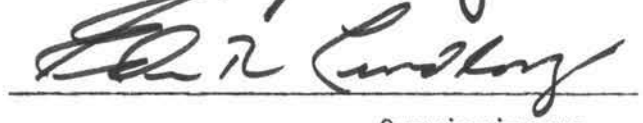
RESTRICTION: This emergency temporary authority is restricted
against transporting livestock, bulk milk, and dairy products."

conditioned upon full compliance with all applicable statutory and
Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicant has received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 17th day of July, 1972.
hbp

(Decision No. 80845)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ELMER D. MOSES, 5790 SOUTH JULIAN)	APPLICATION NO. 25889-PP-TA
STREET, LITTLETON, COLORADO, FOR)	
TEMPORARY AUTHORITY TO OPERATE AS)	ORDER DENYING TEMPORARY AUTHORITY
A CLASS "B" CONTRACT CARRIER BY)	
MOTOR VEHICLE.)	

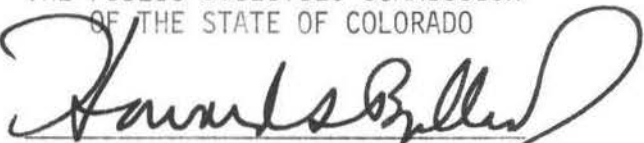

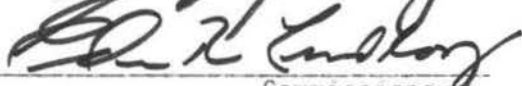
- - - - -
July 17, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (1),
being under consideration, and

It appearing, That the Applicant has not shown that there is
an immediate and urgent need for the relief herein sought.

It is ordered, That the application for temporary authority be,
and is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
17th day of July, 1972.

js

(Decision No. 80846)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
GEORGE MURPHY, BOX 86, WIGGINS,)	
COLORADO, FOR TEMPORARY APPROVAL)	APPLICATION NO. 25886-Transfer-TA
TO CONDUCT OPERATIONS UNDER CERTIFI-)	
CATE OF PUBLIC CONVENIENCE AND)	ORDER DENYING TEMPORARY APPROVAL
NECESSITY PUC NO. 1181 PENDING)	
THE DETERMINATION OF THE APPLICA-)	
TION TO ACQUIRE SAID CERTIFICATE.)	

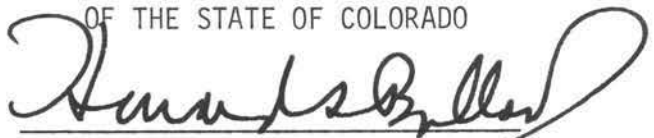


- - - - -
July 17, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (1),
being under consideration, and

It appearing, That the Applicant has not shown that there is
an immediate and urgent need for the relief herein sought.

It is ordered, That the application for temporary approval be,
and is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
17th day of July, 1972.

js

(Decision No. 80847)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF	)	APPLICATION NO. 25888-PP-
A & M TRUCKING INC., 4500 N. BROAD-	)	Extension-TA
WAY, DENVER, COLORADO, FOR TEMPORARY)	
AUTHORITY TO EXTEND OPERATIONS UNDER	)	ORDER DENYING TEMPORARY
CONTRACT CARRIER PERMIT NO. B-7671.	)	AUTHORITY

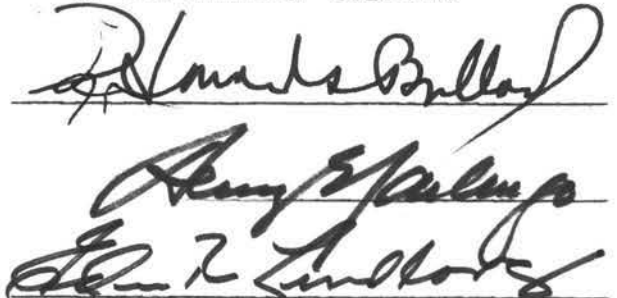
- - - - -
July 17, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (1),
being under consideration, and

It appearing, That the Applicant has not shown that there is
an immediate and urgent need for the relief herein sought.

It is ordered, That the application for temporary authority
be, and is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



The block contains three handwritten signatures in black ink, each written over a horizontal line. The signatures are cursive and appear to be of the Commissioners of the Public Utilities Commission of the State of Colorado.

Commissioners

Dated at Denver, Colorado,
this 17th day of July, 1972.
hbp

(Decision No. 80848)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

RICHARD L. STARK DBA)
GARFIELD ROOFING COMPANY)
610 23rd Street)
Glenwood Springs, Colorado 81601)

AUTHORITY NO. M 5220

CASE NO. 8343-M-Ins.

- - - - -
July 17, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 10, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

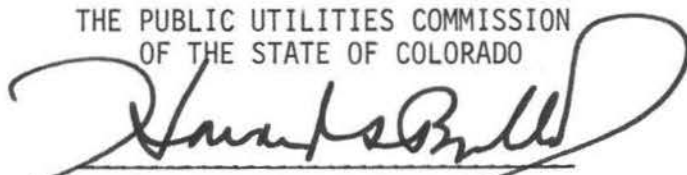

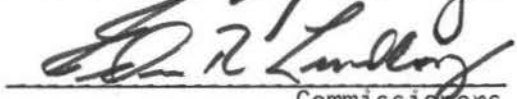
The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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 17th day of July, 1972

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER
CERTIFICATE NO. 3208

BY: BRIMMERMAN & SON DISPOSAL
1742 Havana
Aurora, Colorado 80010

Respondent

CASE NO. 236-AR

RECOMMENDED DECISION OF
THOMAS M. McCAFFREY
EXAMINER

July 13, 1972

Appearances: Ralph H. Knull, Denver, Colorado
of the Staff of the Commission

PROCEDURE AND RECORD

As required by the Statutes of the State of Colorado (Chapter 115, CRS 1963, as amended) and the Rules and Regulations of this Commission: Rule 26 of Rules and Regulations Governing Common Carriers by Motor Vehicle, Annual Reports are to be filed with this Commission, not later than three months after the close of the calendar year.

The Respondent did not file an Annual Report with this Commission for the calendar year 1971 by June 12, 1972.

The Commission, by Decision No. 80445, dated June 12, 1972, ordered Respondent to appear before the Commission on July 13, 1972, in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 3208.

The Commission, pursuant to law, designated Thomas M. McCaffrey as an Examiner for the purpose of conducting the hearing in the above-entitled matter.

The Hearing was held at the aforesaid time and place.

Harold L. Lootens testified for and on behalf of the Staff of the Commission.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Thomas M. McCaffrey now transmits herewith to the Commission the record and exhibits of this proceeding, together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact:

1. This is a proceeding by the Commission against Respondent to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 3208;
2. Respondent, Brimmerman & Son Disposal, is a common carrier by motor vehicle, and a public utility in the meaning of the Public Utilities Law of the State of Colorado;
3. This Commission has jurisdiction over said Respondent and the subject matter of these proceedings;
4. Annual Report Forms were mailed to Respondent on January 10, 1972;
5. On May 17, 1972, Respondent was notified and required to file an Annual Report for the calendar year 1971 within twenty-one (21) days from the date of said notice;
6. The files and records of the Commission disclose that Respondent has violated the law and the rules and regulations of the Commission by failing to file the required 1971 Annual Report within the time specified by this Commission;
7. The Commission, by Decision No. 80445, dated June 12, 1972, Case No. 236-AR, issued an Order to show cause and Notice of Hearing to Respondent;
8. Hearing was held on July 13, 1972.
9. Respondent failed to appear before the Commission as directed by Decision No. 80445, dated June 12, 1972.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded, that:

1. The authority of Respondent, being Certificate No. 3208, be revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent may pay the sum of Fifty Dollars (\$50.00) to the Public Utilities Commission, and in addition file its 1971 Annual Report with this Commission, on or before August 20, 1972, as an alternative penalty assessed for the violation of the Public Utilities Law of the State of Colorado and the rules and regulations of this Commission.

2. Pursuant to 115-6-9 (2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following

O R D E R

THE COMMISSION ORDERS:

1. That the authority of Respondent, being Certificate No. 3208, be, and the same hereby is, revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent:

a. File its 1971 Annual Report with this Commission on or before August 20, 1972;

b. In addition pay the sum of Fifty (\$50.00) Dollars to the Public Utilities Commission, on or before August 20, 1972, to be deposited to the Public Utilities Commission Motor Carrier Fund No. 4-4318, under and pursuant to the provisions of the Public Utilities Law.

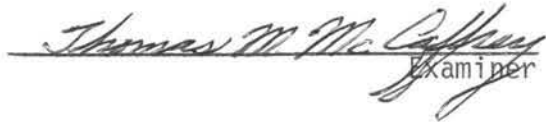
2. In which event, if said full payment be made, and the 1971 Annual Report filed as Ordered, the said revocation and cancellation of said authority shall be null and void and of no effect, and said authority shall be fully operative.

3. That this Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is entered as of the date hereinabove set out.

4. As provided by Section 115-6-9 (2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who may file exceptions thereto; but if no exceptions are filed within

twenty days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of Section 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Examiner

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 3614)
BY: JAMES ROMERO)
P.O. BOX 312)
IGNACIO, COLORADO 81137)
Respondent)
-----)

CASE NO. 242-AR

RECOMMENDED DECISION OF
THOMAS M. McCaffrey
EXAMINER

July 13, 1972

Appearances: Ralph H. Knull, Denver, Colorado
of the Staff of the Commission

PROCEDURE AND RECORD

As required by the Statutes of the State of Colorado (Chapter 115, CRS 1963, as amended) and the Rules and Regulations of this Commission: Rule 26 of Rules and Regulations Governing Common Carriers by Motor Vehicle, Annual Reports are to be filed with this Commission, not later than three months after the close of the calendar year.

The Respondent did not file an Annual Report with this Commission for the calendar year 1971 by June 12, 1972.

The Commission, by Decision No. 80451, dated June 12, 1972, ordered Respondent to appear before the Commission on July 13, 1972, in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 3614.

The Commission, pursuant to law, designated Thomas M. McCaffrey as an Examiner for the purpose of conducting the hearing in the above-entitled matter.

The Hearing was held at the aforesaid time and place.

Harold L. Lootens testified for and on behalf of the Staff of the Commission.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Thomas M. McCaffrey now transmits herewith to the Commission the record and exhibits of this proceeding, together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact:

1. This is a proceeding by the Commission against Respondent to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 3614;
2. Respondent, James Romero, is a common carrier by motor vehicle, and a public utility in the meaning of the Public Utilities Law of the State of Colorado;
3. This Commission has jurisdiction over said Respondent and the subject matter of these proceedings;
4. Annual Report Forms were mailed to Respondent on January 10, 1972;
5. On May 17, 1972, Respondent was notified and required to file an Annual Report for the calendar year 1971 within twenty-one (21) days from the date of said notice;
6. The files and records of the Commission disclose that Respondent has violated the law and the rules and regulations of the Commission by failing to file the required 1971 Annual Report within the time specified by this Commission;
7. The Commission, by Decision No. 80451, dated June 12, 1972, Case No. 242-AR, issued an Order to show cause and Notice of Hearing to Respondent;
8. Hearing was held on July 13, 1972;
9. Respondent failed to appear before the Commission as directed by Decision No. 80451, dated June 12, 1972.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded, that:

1. The authority of Respondent, being Certificate No. 3614, be revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent may pay the sum of Fifty Dollars (\$50.00) to the Public Utilities Commission and, in addition, file its 1971 Annual Report with this Commission on or before August 20, 1972, as an alternative penalty assessed for the violation of the Public Utilities Law of the State of Colorado and the rules and regulations of this Commission.

2. Pursuant to 115-6-9 (2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following

O R D E R

THE COMMISSION ORDERS:

1. That the authority of Respondent, being Certificate No. 3614, be, and the same hereby is, revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent:

a. File its 1971 Annual Report with this Commission on or before August 20, 1972;

b. In addition pay the sum of Fifty (\$50.00) Dollars to the Public Utilities Commission, on or before August 20, 1972, to be deposited to the Public Utilities Commission Motor Carrier Fund No. 4-4318, under and pursuant to the provisions of the Public Utilities Law.

2. In which event, if said full payment be made, and the 1971 Annual Report filed as Ordered, the said revocation and cancellation of said authority shall be null and void and of no effect, and said authority shall be fully operative.

3. That this Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is entered as of the date hereinabove set out.

4. As provided by Section 115-6-9 (2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who may file exceptions thereto; but if no exceptions are filed within

twenty days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of Section 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Examiner

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER
CERTIFICATE NO. 3712

BY: FRANK DIAZ
2501 BLUFF STREET
BOULDER, COLORADO 80301

Respondent

CASE NO. 243-AR

RECOMMENDED DECISION OF
THOMAS M. McCaffrey
EXAMINER

July 13, 1972

Appearances: Ralph H. Knull, Denver, Colorado
of the Staff of the Commission

PROCEDURE AND RECORD

As required by the Statutes of the State of Colorado (Chapter 115, CRS 1963, as amended) and the Rules and Regulations of this Commission: Rule 26 of Rules and Regulations Governing Common Carriers by Motor Vehicle, Annual Reports are to be filed with this Commission not later than three months after the close of the calendar year.

The Respondent did not file an Annual Report with this Commission for the calendar year 1971 by June 12, 1972.

The Commission, by Decision No. 80452, dated June 12, 1972, ordered Respondent to appear before the Commission on July 13, 1972, in the hearing room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 3712.

The Commission, pursuant to law, designated Thomas M. McCaffrey as an Examiner for the purpose of conducting the hearing in the above-entitled matter.

The Hearing was held at the aforesaid time and place.

Harold L. Lootens testified for and on behalf of the Staff of the Commission.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Thomas M. McCaffrey now transmits herewith to the Commission the record and exhibits of this proceeding, together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact:

1. This is a proceeding by the Commission against Respondent to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 3712;
2. Respondent, Frank Diaz, is a common carrier by motor vehicle, and a public utility in the meaning of the Public Utilities Law of the State of Colorado;
3. This Commission has jurisdiction over said Respondent and the subject matter of these proceedings;
4. Annual Report Forms were mailed to Respondent on January 10, 1972;
5. On May 17, 1972, Respondent was notified and required to file an Annual Report for the calendar year 1971 within twenty-one (21) days from the date of said notice;
6. The files and records of the Commission disclose that Respondent has violated the law and the rules and regulations of the Commission by failing to file the required 1971 Annual Report within the time specified by this Commission;
7. The Commission, by Decision No. 80452, dated June 12, 1972, Case No. 243-AR, issued an Order to show cause and Notice of Hearing to Respondent;
8. Hearing was held on July 13, 1972;
9. Respondent failed to appear before the Commission as directed by Decision No. 80452, dated June 12, 1972.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded, that:

1. The authority of Respondent, being Certificate No. 3712, be revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent may pay the sum of Fifty Dollars (\$50.00) to the Public Utilities Commission, and, in addition, file its 1971 Annual Report with this Commission, on or before August 20, 1972, as an alternative penalty assessed for the violation of the Public Utilities Law of the State of Colorado and the rules and regulations of this Commission.

2. Pursuant to 115-6-9 (2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following

O R D E R

THE COMMISSION ORDERS:

1. That the authority of Respondent, being Certificate No. 3712, be, and the same hereby is, revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent:

a. File its 1971 Annual Report with this Commission on or before August 20, 1972;

b. In addition, pay the sum of Fifty (\$50.00) Dollars to the Public Utilities Commission, on or before August 20, 1972, to be deposited to the Public Utilities Commission Motor Carrier Fund No. 4-4318, under and pursuant to the provisions of the Public Utilities Law.

2. In which event, if said full payment be made, and the 1971 Annual Report filed as Ordered, the said revocation and cancellation of said authority shall be null and void and of no effect, and said authority shall be fully operative.

3. That this Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is entered as of the date hereinabove set out.

4. As provided by Section 115-6-9 (2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who

may file exceptions thereto; but if no exceptions are filed within twenty days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of Section 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Examiner av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 5362	)	CASE NO. 245-AR
)	
BY: LEE BROS. ASH & TRASH DISPOSAL)	
2829 HARRISON STREET	)	RECOMMENDED DECISION OF
DENVER, CO 80205	)	THOMAS M. McCaffrey,
	)	EXAMINER
Respondent)	

- - - - -
July 13, 1972
- - - - -

Appearances: Ralph H. Knull, Denver, Colorado,
of the Staff of the Commission.

PROCEDURE AND RECORD

As required by the Statutes of the State of Colorado (Chapter 115, CRS 1963, as amended) and the Rules and Regulations of this Commission: Rule 26 of Rules and Regulations Governing Common Carriers by Motor Vehicle, Annual Reports are to be filed with this Commission, not later than three months after the close of the calendar year.

The Respondent did not file an Annual Report with this Commission for the calendar year 1971 by June 12, 1972.

The Commission, by Decision No. 80454, dated June 12, 1972, ordered Respondent to appear before the Commission on July 13, 1972, in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 5362.

The Commission, pursuant to law, designated Thomas M. McCaffrey as an Examiner for the purpose of conducting the hearing in the above-entitled matter.

The hearing was held at the aforesaid time and place.

Harold L. Lootens testified for and on behalf of the Staff of the Commission.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Thomas M. McCaffrey now transmits herewith to the Commission the record and exhibits of this proceeding, together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact:

1. This is a proceeding by the Commission against Respondent to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 5362;
2. Respondent, Lee Bros. Ash & Trash Disposal, is a common carrier by motor vehicle, and a public utility in the meaning of the Public Utilities Law of the State of Colorado;
3. This Commission has jurisdiction over said Respondent and the subject matter of these proceedings;
4. Annual Report Forms were mailed to Respondent on January 10, 1972;
5. On May 17, 1972, Respondent was notified and required to file an Annual Report for the calendar year 1971 within twenty-one (21) days from the date of said notice;
6. The files and records of the Commission disclose that Respondent has violated the law and the rules and regulations of the Commission by failing to file the required 1971 Annual Report within the time specified by this Commission;
7. The Commission, by Decision No. 80454, dated June 12, 1972, Case No. 245-AR, issued an Order to show cause and Notice of Hearing to Respondent;
8. Hearing was held on July 13, 1972;
9. Respondent failed to appear before the Commission as directed by Decision No. 80454, dated June 12, 1972.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded that:

1. The authority of Respondent, being Certificate No. 5362, be revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent may pay the sum of Fifty Dollars (\$50) to the Public Utilities Commission, and in addition file its 1971 Annual Report with this Commission, on or before August 20, 1972, as an alternative penalty assessed for the violation of the Public Utilities Law of the State of Colorado and the rules and regulations of this Commission.
2. Pursuant to 115-6-9(2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following Order.

O R D E R

THE COMMISSION ORDERS THAT:

1. The authority of Respondent, being Certificate No. 5362, be, and the same hereby is, revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent:
 - a. File its 1971 Annual Report with this Commission on or before August 20, 1972;
 - b. In addition pay the sum of Fifty Dollars (\$50) to the Public Utilities Commission, on or before August 20, 1972, to be deposited to the Public Utilities Commission Motor Carrier Fund No. 4-4318, under and pursuant to the provisions of the Public Utilities Law.
2. In which event, if said full payment be made, and the 1971 Annual Report filed as ordered, the said revocation and cancellation of said authority shall be null and void and of no effect, and said authority shall be fully operative.
3. This Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is entered as of the date hereinabove set out.

4. As provided by 115-6-9(2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who may file exceptions thereto; but if no exceptions are filed within twenty days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Thomas M. McCallister
Examiner

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

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)
)
)
)
)

AUTHORITY NO. 2360-I

CASE NO. 3630-H-Ins.

NATIONAL AEROSPACE FREIGHT LINES
INC.

P. O. BOX 822
DOVER, DELAWARE 19901

- - - - -
17 July 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 12, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

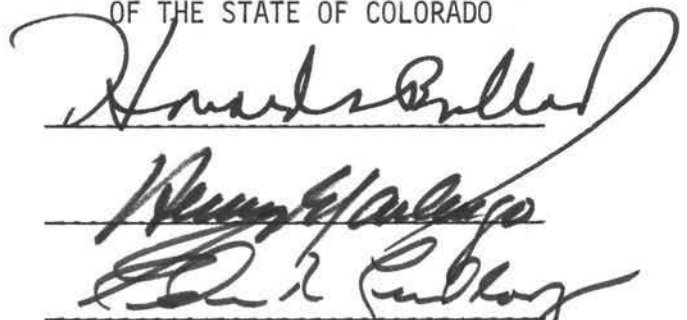
The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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 17th day of July 1972

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF

IRA T. KEMPTON
HARVEY ELY DBA
AMERICAN WHOLESALE P. O. BOX 55
320 CONCHO ST.
SAFFORD, ARIZONA 85546

AUTHORITY NO. 8164-I

CASE NO. 3686-H-Ins.

17 July 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 26, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

ORDER

THE COMMISSION ORDERS:

That the herein 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

OF THE STATE OF COLORADO

Harold S. Buller

Reuben S. Buller

E. L. Buller

Commissioners

Dated at Denver, Colorado,
this 17th day of July 1972

mkh

(Decision No. 80855)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RAYMOND A. NAUTA AND SAMMIE C. NAUTA,)
DOING BUSINESS AS "NAUTA TRUCKING,")
P. O. BOX 405, FORT COLLINS, COLO-)
RADO, FOR AUTHORITY TO TRANSFER ALL)
RIGHT, TITLE, AND INTEREST IN AND TO)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY PUC NO. 518 AND PUC)
NO 518-I TO L. M. JOHNSON, DOING)
BUSINESS AS "JOHNSON LIVESTOCK)
TRUCKING," 121 JOHN DEERE LANE,)
FORT COLLINS, COLORADO.)

APPLICATION NO. 25687-Transfer
ORDER OF THE COMMISSION

- - - - -
July 18, 1972
- - - - -

Appearances: Melvin Dinner, Esq., Greeley,
Colorado, for Applicants.

It appearing, That by Order of the Commission dated April 24, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicants in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants approval of the transfer as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That the financial standing of the Transferee has been satisfactorily established and that the transfer is compatible with the public interest;

And we further find, That Transferee is fit, willing and able properly to engage in bona fide motor carrier operations under the authority to be transferred and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Raymond A. Nauta and Sammie C. Nauta, doing business as "Nauta Trucking," P. O. Box 405, Fort Collins, Colorado, be, and are hereby, authorized to transfer all right, title and interest in and to Certificate of Public Convenience and Necessity PUC No. 518 and PUC No. 518-I to L. M. Johnson, doing business as "Johnson Livestock Trucking," 121 John Deere Lane, Fort Collins, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

It is further ordered, That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 518 and PUC No. 518-I shall read and be as follows, to wit:

"Transportation -- on call and demand -- of

(1) Livestock

Between all points located within a twenty-five (25) mile radius of Greeley, Colorado, and between said points on the one hand, and all points located within the State of Colorado, on the other hand.

(2) Livestock

Between all points within the following-described area lying outside a twenty-five (25) mile radius of Greeley, Colorado: Commencing at a point on Colorado Highway No. 14 one (1) mile east of Briggsdale, Colorado; thence south along a line a distance of thirty-five (35) miles to a point; thence

west along a line a distance of thirty (30) miles to a point; thence north along a line a distance of thirty-seven (37) miles to a point; thence east thirty (30) miles to a point; thence south a distance of two (2) miles to the point of beginning; and between said points on the one hand, and all points within the State of Colorado, on the other hand.

(3) Beet pulp

From Brighton, Colorado, and Ovid, Colorado, to farms, ranches, feed lots, and feed yards located within a twenty-five (25) mile radius of Greeley, Colorado.

RESTRICTION: The holder or operator herein is prohibited, without further order from this Commission, from establishing an office in any other cities or towns than Greeley, Colorado, for the solicitation of business.

(4) Authority to use equipment in the State of Colorado as a Common Interstate Carrier between all points in the State of 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."

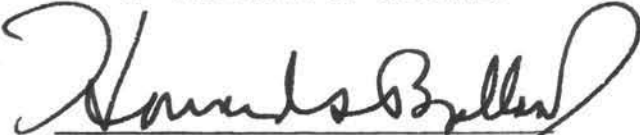
It is further ordered, That said transfer shall become effective only if and when, but not before, said Transferors and Transferee, in writing, have advised the Commission that said Certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions 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 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.

It is further ordered, That 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.

It is further ordered, That the right of Transferee to operate under this Order shall be dependent upon 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.

And it is further ordered, That this Order shall become effective
twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 18th day of July, 1972.

dd

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

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)
)
)
)
)
)

AUTHORITY NO. 7529-I

CASE NO. 3541-H-Ins.

JOY C. KEENER
495 E. STREET
PHILLIPSBURG, KANSAS 67661

- - - - -
_ 17 July 1972 _ - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On April 10, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

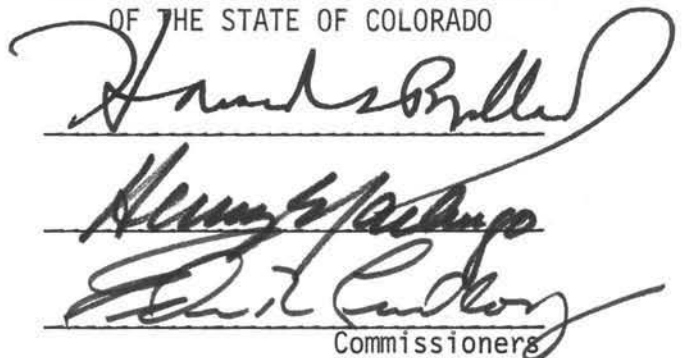
The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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 17th day of July 1972

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RAYMOND A. NAUTA, DOING BUSINESS AS)
"NAUTA TRUCKING SERVICE," P. O. BOX)
405, FORT COLLINS, COLORADO FOR)
AUTHORITY TO TRANSFER ALL RIGHT,)
TITLE, AND INTEREST IN AND TO)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY PUC NO. 1472 AND)
PUC NO. 1472-I TO L. M. JOHNSON,)
DOING BUSINESS AS "JOHNSON LIVE-)
STOCK TRUCKING," 121 JOHN DEERE LANE,)
FORT COLLINS, COLORADO.)

APPLICATION NO. 25690-Transfer

RE: MOTOR VEHICLE OPERATIONS OF)
L. M. JOHNSON, DOING BUSINESS AS)
"JOHNSON LIVESTOCK TRUCKING," 121)
JOHN DEERE LANE, FORT COLLINS,)
COLORADO.)

PUC NO. 793 AND PUC NO. 793-I

ORDER OF THE COMMISSION

July 18, 1972

Appearances: Melvin Dinner, Esq., Greeley,
Colorado, for Applicants.

It appearing, That by Order of the Commission dated April 24, 1972,
notice of the filing of the above-entitled application was given to all
interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to
intervene or otherwise participate in the proceeding has been filed by any
person within the time prescribed by the Commission in said Order, and that
the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5), the
herein matter is one which may properly be determined without the necessity
of a formal oral hearing, and that the taking of evidence in this proceeding
should be by reference to the verified application as filed with the

Commission together with such additional information or data as may have been required of Applicants in connection with said filing, and the files and records of the Commission; that on August 8, 1968, by Decision No. 79691, Transferee herein acquired ownership of Certificate of Public Convenience and Necessity PUC No. 793, which authority overlaps and duplicates a portion of the Certificate of Public Convenience and Necessity PUC No. 1472 and PUC No. 1472-I herein sought to be transferred. Applicants herein have requested that Certificate of Public Convenience and Necessity PUC No. 1472 and PUC No. 1472-I be consolidated with Certificate of Public Convenience and Necessity PUC No. 793.

And it further appearing, That the evidence thus submitted amply warrants approval of the transfer as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That the financial standing of the Transferee has been satisfactorily established and that the transfer is compatible with the public interest; and that in view of the aforementioned duplication of authority and the request to consolidate said authorities, that portion of Certificate of Public Convenience and Necessity PUC No. 1472 and PUC No. 1472-I which overlaps Certificate of Public Convenience and Necessity PUC No. 793 and PUC No. 793-I should be revoked and the remaining portion of said Certificate written into and made a part of Certificate of Public Convenience and Necessity PUC No. 793 and PUC No. 793-I as set forth in the order following.

And we further find, That Transferee is fit, willing and able properly to engage in bona fide motor carrier operations under the authority to be transferred and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Raymond A. Nauta, doing business as "Nauta Trucking Service," P. O. Box 405, Fort Collins, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Certificate of Public Convenience and Necessity PUC No. 1472 and PUC No. 1472-I to L. M. Johnson, doing business as "Johnson Livestock Trucking," 121 John Deere Lane, Fort Collins, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

It is further ordered, That upon acceptance in the manner as hereinafter provided, authority under Certificate of Public Convenience and Necessity PUC No. 1472 and PUC No. 1472-I be, and hereby is, consolidated with Certificate of Public Convenience and Necessity PUC No. 793 and PUC No. 793-I and Certificate of Public Convenience and Necessity PUC No. 1472 and PUC No. 1472-I be, and hereby is, cancelled.

It is further ordered, That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 793 and PUC No. 793-I shall read and be as follows, to wit:

"(1) Transportation -- on call and demand -- of

Farm products (including livestock, farm supplies, and equipment)

Between all points located within the following described area: Commencing at the intersection of East boundary line of Larimer County with the Colorado-Wyoming State line; thence South along the East boundary line of Larimer County a distance of 37 miles; thence West to the West county line of Larimer County; thence Northwesterly along the West boundary line of Larimer County to the Colorado-Wyoming State line; thence East along the Colorado-Wyoming State line to the point of beginning, and between said points on the one hand and all points located within the State of Colorado on the other hand.

- (2) Transportation -- on call and demand -- of
Livestock

Between all points located within the County of Jackson, State of Colorado, on the one hand and Denver, Colorado, on the other hand.

- (3) Authority to use equipment in the State of Colorado as a Common Interstate Carrier between all points in the State of 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."

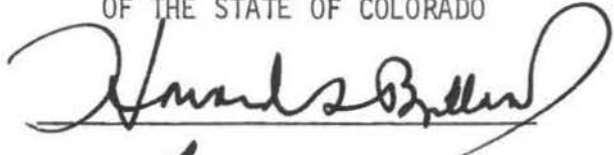

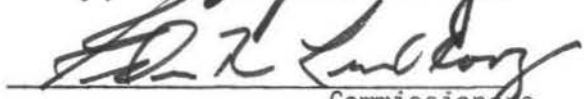
It is further ordered, That said transfer shall become effective only if and when, but not before, said Transferor and Transferee, in writing, have advised the Commission that said Certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions 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.

It is further ordered, That 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.

It is further ordered, That the right of Transferee to operate under this Order shall be dependent upon compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by Transferee of delinquent reports, if any, covering operations under said Certificate up to the time of transfer of said Certificate.

And it is further ordered, That this Order shall become effective
twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
18th day of July, 1972.
js

(Decision No. 80859)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 7930	)	CASE NO. 247-AR
)	
BETTER MAINTENANCE SERVICE, INC.	)	RECOMMENDED DECISION OF
P.O. BOX 925	)	THOMAS M. McCaffrey,
BOULDER, CO 80302	)	EXAMINER
)	
Respondent	)	DISMISSING CASE

- - - - -
July 13, 1972
- - - - -

Appearances: Ralph H. Knull, Denver,
Colorado, of the Staff
of the Commission.

PROCEDURE AND RECORD

By Decision No. 80456, dated June 12, 1972, the Commission found as fact that Respondent was in violation of the Public Utilities Law of the State of Colorado having failed to submit an Annual Report on its operations in the calendar year 1971 as required by the law and the rules and regulations of this Commission and ordered said Respondent to appear before the Commission on Thursday, July 13, 1972, at 10 a.m., in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, to show cause why the Commission should not take such action and enter such order or penalty as may be appropriate, including, but not limited to, an order canceling Respondent's Certificate of Public Convenience and Necessity PUC No. 7930.

The Commission assigned Docket No. 247-AR to the case. Pursuant to law, the Commission assigned the case to Thomas M. McCaffrey, Examiner, for the purpose of conducting a hearing on the subject matter. The hearing was held at the said time and place.

Respondent failed to appear at the hearing as directed.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Thomas M. McCaffrey now transmits herewith to the Commission the record and exhibits of this proceeding together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact that:

1. Certificate of Public Convenience and Necessity PUC No. 7930 is presently held by Better Maintenance Service, Inc., a Colorado corporation.
2. On the date of the hearing after the within matter had been taken under advisement by the Examiner and the hearing concluded, one Gordon S. McKeeta, president of Better Maintenance Service, Inc., appeared in the Commission office with a completed Annual Report and informed the Staff that he had, in good faith, planned to appear at the Commission's office at the time of the hearing but had been unavoidably detained. Said Gordon S. McKeeta filed the 1971 Annual Report as of July 13, 1972.
3. It is found as a fact that the Respondent herein has now complied with Commission Order, Decision No. 80456, by filing said Annual Report as required by the Public Utilities Law of this State and the rules and regulations of this Commission.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded that:

1. The above-entitled and numbered case be dismissed as of the day and date hereof.
2. Pursuant to 115-6-9(2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following Order.

O R D E R

THE COMMISSION ORDERS THAT:

1. Case No. 247-AR be, and the same hereby is, dismissed.
2. This Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is entered as of the date hereinabove set out.
3. As provided by 115-6-9(2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who may file exceptions thereto; but if no exceptions are filed within twenty (20) days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Examiner

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF

CITY TRANSFER COMPANY
1712 SOUTH CENTRAL AVENUE
PHOENIX, ARIZONA 85004

AUTHORITY NO. 7881-I

CASE NO. 3646-H-Ins.

17 July 1972 - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 12, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

ORDER

THE COMMISSION ORDERS:

That the herein 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

OF THE STATE OF COLORADO

Kenneth B. Bullen

Henry G. Hall

Ed E. Lindsey

Commissioners

Dated at Denver, Colorado,
this 17th day of July 1972

mkh

(Decision No. 80861)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

)
)
)
)
)
)
)

AUTHORITY NO. B-7241

CASE NO. 3698-H-Ins.

WILLIAM D. WALKER
BOX 366
DOLORES, COLORADO 81323

- - - - -
- 17 July 1972 - - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 26, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

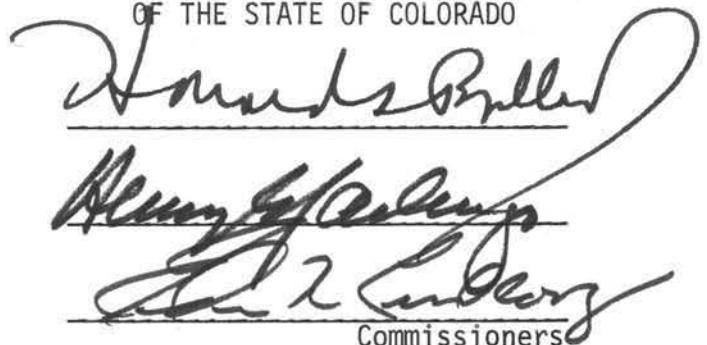
The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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 17th day of July 1972

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
LEE JOHNSON, DOING BUSINESS AS)
"JOHNSON'S TRUCKING," BOX 393,)
ROUTE 4, FORT COLLINS, COLORADO,)
80521.)

PUC NO. 793 & I

July 18, 1972

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 its name to L. M. Johnson, doing business as "Johnson Livestock Trucking", in the conduct of operations under PUC No. 793 & I.

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.

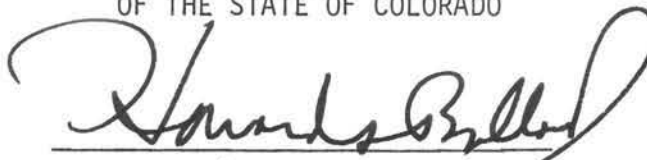


O R D E R

THE COMMISSION ORDERS:

That Lee Johnson, doing business as "Johnson's Trucking," be, and hereby is, authorized to change its name to L. M. Johnson, doing business as "Johnson Livestock Trucking," in the conduct of operations under PUC No. 793 & I, and that the Secretary of the Commission be, and hereby is, directed to change the records of the Commission to reflect the same.

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 18th day of July, 1972.
dd

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
RICHARD STANGER, DOING BUSINESS AS
"SUNSHINE TRASH SERVICE," GENERAL
DELIVERY, NEDERLAND, COLORADO, FOR
TEMPORARY AUTHORITY TO EXTEND
OPERATIONS UNDER CERTIFICATE OF
PUBLIC CONVENIENCE AND NECESSITY
PUC NO. 3491.

APPLICATION NO. 25850-Extension-TA

ORDER DENYING TEMPORARY AUTHORITY

July 19, 1972

The above-entitled application under CRS 1963, 115-6-20 (1),
being under consideration, and

It appearing, That the Applicant has not shown that there is an immediate and urgent need for the relief herein sought.

It is ordered, That the application for temporary authority be,
and is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Frank B. Ballou
Newspapers
Ed. J. L. Loring
Commissioners

Dated at Denver, Colorado,
this 19th day of July, 1972.

(Decision No. 80864)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
NORMAN W. COYLE, DOING BUSINESS AS
"CAPITAL CITY DISPOSAL," 2300 JOLIET,
AURORA, COLORADO, FOR TEMPORARY
AUTHORITY TO EXTEND OPERATIONS
UNDER CERTIFICATE OF PUBLIC CONVEN-
IENCE AND NECESSITY PUC NO. 3317.

APPLICATION NO. 25822-Extension-TA
ORDER DENYING TEMPORARY AUTHORITY

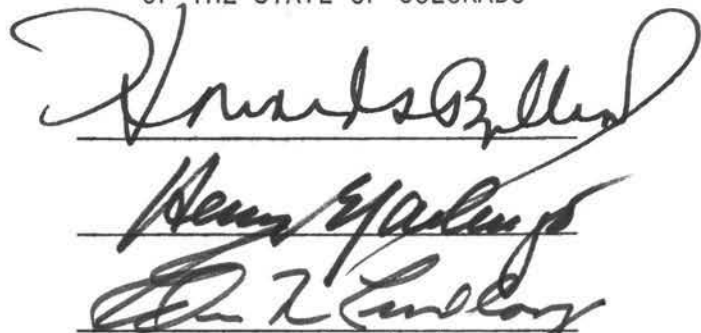
- - - - -
July 18, 1972

The above-entitled application under CRS 1963, 115-6-20 (1), being
under consideration, and

It appearing, That the Applicant has not shown that there is an
immediate and urgent need for the relief herein sought.

It is ordered, That the application for temporary authority be,
and is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 18th day of July, 1972.
dd

(Decision No. 80865)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BILLIE J. REED AND MARGARET A. CORNELL,)
DOING BUSINESS AS "GRUNDOON BLACK FOR-)
EST SERVICE," 14150 BLACK FOREST ROAD,)
COLORADO SPRINGS, COLORADO, FOR TEMPO-)
RARY AUTHORITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25864-TA
ORDER DENYING TEMPORARY AUTHORITY

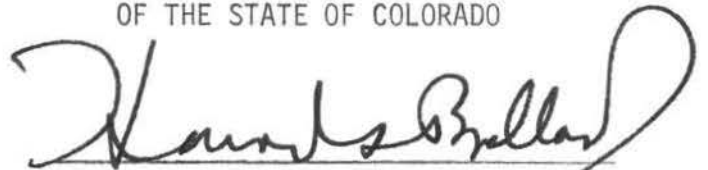

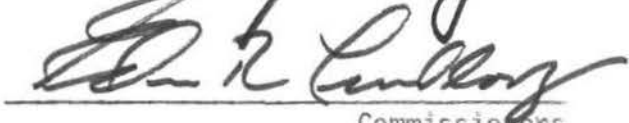
July 18, 1972

The above-entitled application under CRS 1963, 115-6-20 (1)
being under consideration, and

It appearing, That the Applicants have not shown that there
is an immediate and urgent need for the relief herein sought.

It is ordered, That the application for temporary authority
be, and is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 18th day of July, 1972.
hbp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
K-BAR LIVESTOCK TRANSPORT, INC.,)	
ROUTE 2, BOX 209, GREELEY, COLORADO,)	APPLICATION NO. 25870-Transfer-TA
FOR TEMPORARY APPROVAL TO CONDUCT)	
OPERATIONS UNDER CERTIFICATE OF)	ORDER DENYING TEMPORARY APPROVAL
PUBLIC CONVENIENCE AND NECESSITY)	
PUC NO. 519 AND PUC NO. 519-I)	
PENDING THE DETERMINATION OF THE)	
APPLICATION TO ACQUIRE SAID CERTI-)	
FICATE.)	

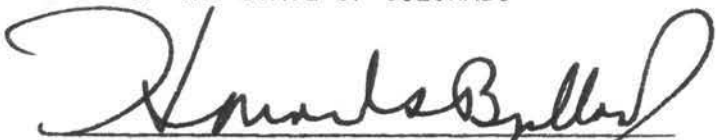
July 18, 1972


The above-entitled application under CRS 1963, 115-6-20 (2),
being under consideration, and

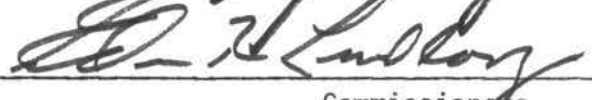
It appearing, That the Applicant has not shown that there is
an immediate and urgent need for the relief herein sought.

It is ordered, That the application for temporary approval be,
and is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 18th day of July, 1972.
hbp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 7858)
BY: EVERETT KRAFT)
ROUTE 2, BOX 181)
PUEBLO, COLORADO 81004)
----- Respondent -----)

CASE NO. 251-AR

RECOMMENDED DECISION OF
THOMAS M. McCaffrey
EXAMINER

July 18, 1972

Appearances: Ralph H. Knull, Denver, Colorado
of the Staff of the Commission

PROCEDURE AND RECORD

As required by the Statutes of the State of Colorado (Chapter 115, CRS 1963, as amended) and the Rules and Regulations of this Commission: Rule 26 of Rules and Regulations Governing Common Carriers by Motor Vehicle, Annual Reports are to be filed with this Commission not later than three months after the close of the calendar year.

The Respondent did not file an Annual Report with this Commission for the calendar year 1971 by June 12, 1972.

The Commission, by Decision No. 80460, dated June 12, 1972, ordered Respondent to appear before the Commission on July 13, 1972, in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 7858.

The Commission, pursuant to law, designated Thomas M. McCaffrey as an Examiner for the purpose of conducting the hearing in the above-entitled matter.

The Hearing was held at the aforesaid time and place.

Harold L. Lootens testified for and on behalf of the Staff of the Commission.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Thomas M. McCaffrey now transmits herewith to the Commission the record and exhibits of this proceeding, together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact:

1. This is a proceeding by the Commission against Respondent to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 7858;
2. Respondent, Everett Kraft, is a common carrier by motor vehicle, and a public utility in the meaning of the Public Utilities Law of the State of Colorado;
3. This Commission has jurisdiction over said Respondent and the subject matter of these proceedings;
4. Annual Report Forms were mailed to Respondent on January 7, 1972;
5. On May 5, 1972, Respondent was notified and required to file an Annual Report for the calendar year 1971 within twenty-one (21) days from the date of said notice;
6. The files and records of the Commission disclose that Respondent has violated the law and the rules and regulations of the Commission by failing to file the required 1971 Annual Report within the time specified by this Commission;
7. The Commission, by Decision No. 80460, dated June 12, 1972, Case No. 251-AR, issued an Order to show cause and Notice of Hearing to Respondent;
8. Hearing was held on July 13, 1972;
9. Respondent failed to appear before the Commission as directed by Decision No. 80460, dated June 12, 1972.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded, that:

1. The authority of Respondent, being Certificate No. 7858, be revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent may pay the sum of Fifty Dollars (\$50.00) to the Public Utilities Commission, and in addition file its 1971 Annual Report with this Commission, on or before August 20, 1972, as an alternative penalty assessed for the violation of the Public Utilities Law of the State of Colorado and the rules and regulations of this Commission.

2. Pursuant to 115-6-9 (2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following

O R D E R

THE COMMISSION ORDERS:

1. That the authority of Respondent, being Certificate No. 7858, be, and the same hereby is, revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent:

a. File its 1971 Annual Report with this Commission on or before August 20, 1972;

b. In addition, pay the sum of Fifty (\$50.00) Dollars to the Public Utilities Commission, on or before August 20, 1972, to be deposited to the Public Utilities Commission Motor Carrier Fund No. 4-4318, under and pursuant to the provisions of the Public Utilities Law.


2. In which event, if said full payment be made, and the 1971 Annual Report filed as Ordered, the said revocation and cancellation of said authority shall be null and void and of no effect, and said authority shall be fully operative.

3. That this Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is entered as of the date hereinabove set out.

4. As provided by Section 115-6-9 (2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who

may file exceptions thereto; but if no exceptions are filed within twenty days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of Section 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Examiner
av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 8068)
BY: LAVERNE JENKINS TRUCKING)
CAMPO, COLORADO 81029)
Respondent)
-----)

CASE NO. 252-AR

RECOMMENDED DECISION OF
THOMAS M. McCaffrey
EXAMINER

July 18, 1972

Appearances: Ralph H. Knull, Denver, Colorado,
of the Staff of the Commission

PROCEDURE AND RECORD

As required by the Statutes of the State of Colorado (Chapter 115, CRS 1963, as amended) and the Rules and Regulations of this Commission: Rule 26 of Rules and Regulations Governing Common Carriers by Motor Vehicle, Annual Reports are to be filed with this Commission not later than three months after the close of the calendar year.

The Respondent did not file an Annual Report with this Commission for the calendar year 1971 by June 12, 1972.

The Commission, by Decision No. 80461, dated June 12, 1972, ordered Respondent to appear before the Commission on July 13, 1972, in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 8068.

The Commission, pursuant to law, designated Thomas M. McCaffrey as an Examiner for the purpose of conducting the hearing in the above-entitled matter.

The Hearing was held at the aforesaid time and place.

Harold L. Lootens testified for and on behalf of the Staff of the Commission.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Thomas M. McCaffrey now transmits herewith to the Commission the record and exhibits of this proceeding, together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact:

1. This is a proceeding by the Commission against Respondent to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 8068;
2. Respondent, Laverne Jenkins Trucking, is a common carrier by motor vehicle, and a public utility in the meaning of the Public Utilities Law of the State of Colorado;
3. This Commission has jurisdiction over said Respondent and the subject matter of these proceedings;
4. Annual Report Forms were mailed to Respondent on January 7, 1972;
5. On May 5, 1972, Respondent was notified and required to file an Annual Report for the calendar year 1971 within twenty-one (21) days from the date of said notice;
6. The files and records of the Commission disclose that Respondent has violated the law and the rules and regulations of the Commission by failing to file the required 1971 Annual Report within the time specified by this Commission;
7. The Commission, by Decision No. 80461, dated June 12, 1972, Case No. 252-AR, issued an Order to show cause and Notice of Hearing to Respondent;
8. Hearing was held on July 13, 1972;
9. Respondent failed to appear before the Commission as directed by Decision No. 80461, dated June 12, 1972;

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded, that:

1. The authority of Respondent, being Certificate No. 8068, be revoked and cancelled as of August 20, 1972, provided, that in lieu of said revocation and cancellation, Respondent may pay the sum of Fifty Dollars (\$50.00) to the Public Utilities Commission, and in addition, file its 1971 Annual Report with this Commission, on or before August 20, 1972, as an alternative penalty assessed for the violation of the Public Utilities Law of the State of Colorado and the rules and regulations of this Commission.

2. Pursuant to 115-6-9 (2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following

O R D E R

THE COMMISSION ORDERS:

1. That the authority of Respondent, being Certificate No. 8068, be, and the same hereby is, revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent:

a. File its 1971 Annual Report with this Commission on or before August 20, 1972;

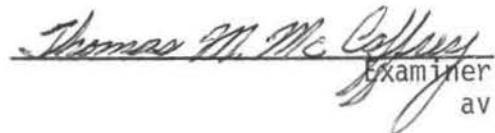
b. In addition pay the sum of Fifty (\$50.00) Dollars to the Public Utilities Commission, on or before August 20, 1972, to be deposited to the Public Utilities Commission Motor Carrier Fund No. 4-4318, under and pursuant to the provisions of the Public Utilities Law.

2. In which event, if said full payment be made, and the 1971 Annual Report filed as Ordered, the said revocation and cancellation of said authority shall be null and void and of no effect, and said authority shall be fully operative.

3. That this Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is entered as of the date hereinabove set out.

4. As provided by Section 115-6-9 (2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who may file exceptions thereto; but if no exceptions are filed within twenty days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of Section 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Examiner
av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 1229 & I)
BY: H. W. BILLINGS)
601 West Sixth)
Springfield, Colorado 81073)
Respondent)
-----)

CASE NO. 258-AR

RECOMMENDED DECISION OF
THOMAS M. McCaffrey
EXAMINER

July 18, 1972

Appearances: Ralph H. Knull, Denver, Colorado
of the Staff of the Commission

PROCEDURE AND RECORD

As required by the Statutes of the State of Colorado (Chapter 115, CRS 1963, as amended) and the Rules and Regulations of this Commission: Rule 26 of Rules and Regulations Governing Common Carriers by Motor Vehicle, Annual Reports are to be filed with this Commission not later than three months after the close of the calendar year.

The Respondent did not file an Annual Report with this Commission for the calendar year 1971 by June 12, 1972.

The Commission, by Decision No. 80467, dated June 12, 1972, ordered Respondent to appear before the Commission on July 13, 1972, in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order cancelling the Respondent's Certificate No. 1229 & I.

The Commission, pursuant to law, designated Thomas M. McCaffrey as an Examiner for the purpose of conducting the hearing in the above-entitled matter.

The Hearing was held at the aforesaid time and place.

Harold L. Lootens testified for and on behalf of the Staff of the Commission.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Thomas M. McCaffrey now transmits herewith to the Commission the record and exhibits of this proceeding, together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact:

1. This is a proceeding by the Commission against Respondent to show cause why the Commission should not take such action and enter such Order as may be appropriate, including but not limited to, an Order cancelling the Respondent's Certificate No. 1229 & I;
2. Respondent, H. W. Billings, is a common carrier by motor vehicle, and a public utility in the meaning of the Public Utilities Law of the State of Colorado;
3. This Commission has jurisdiction over said Respondent and the subject matter of these proceedings;
4. Annual Report Forms were mailed to Respondent on January 7, 1972;
5. On May 10, 1972, Respondent was notified and required to file an Annual Report for the calendar year 1971 within twenty-one (21) days from the date of said notice;
6. The files and records of the Commission disclose that Respondent has violated the law and the rules and regulations of the Commission by failing to file the required 1971 Annual Report within the time specified by this Commission;
7. The Commission, by Decision No. 80467, dated June 12, 1972, Case No. 258-AR, issued an Order to show cause and Notice of Hearing to Respondent;
8. Hearing was held on July 13, 1972;
9. Respondent failed to appear before the Commission as directed by Decision No. 80467, dated June 12, 1972.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded, that:

1. The authority of Respondent, being Certificate No. 1229 & I, be revoked and cancelled as of August 20, 1972, provided, that in lieu of said revocation and cancellation, Respondent may pay the sum of Fifty Dollars (\$50.00) to the Public Utilities Commission, and in addition file its 1971 Annual Report with this Commission, on or before August 20, 1972, as an alternative penalty assessed for the violation of the Public Utilities Law of the State of Colorado and the rules and regulations of this Commission.

2. Pursuant to 115-6-9 (2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following

O R D E R

THE COMMISSION ORDERS:

1. That the authority of Respondent, being Certificate No. 1229 & I, be, and the same hereby is, revoked and cancelled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent:

a. File its 1971 Annual Report with this Commission on or before August 20, 1972;

b. In addition, pay the sum of Fifty (\$50.00) Dollars to the Public Utilities Commission, on or before August 20, 1972, to be deposited to the Public Utilities Commission Motor Carrier Fund No. 4-4318, under and pursuant to the provisions of the Public Utilities Law.

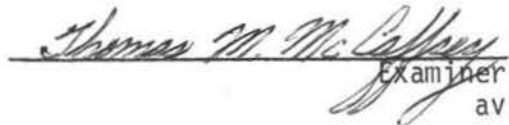
2. In which event, if said full payment be made, and the 1971 Annual Report filed as ordered, the said revocation and cancellation of said authority shall be null and void and of no effect, and said authority shall be fully operative.

3. That this Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is

entered as of the date hereinabove set out.

4. As provided by Section 115-6-9 (2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who may file exceptions thereto; but if no exceptions are filed within twenty days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of Section 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Examiner
av

(Decision No. 80870)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

JEFF McCALL DBA)
McCALLS TOWING)
517 28th Street)
Denver, Colorado 80205)

AUTHORITY NO. T 57

CASE NO. 14-T-Ins.

July 18, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 12, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

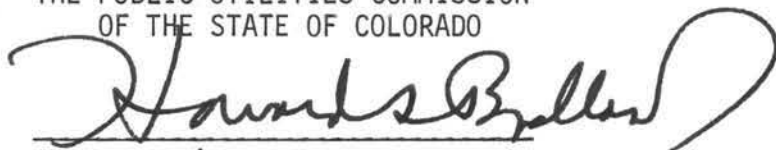
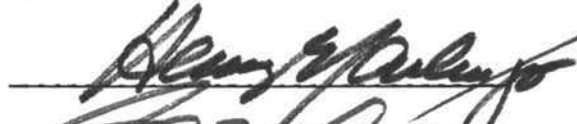
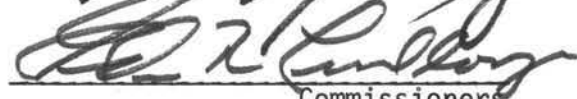
The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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 18th day of July, 1972

(Decision No. 80871)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
COLORADO DISPOSAL, INC., 1900 WEST)
HAMPDEN, ENGLEWOOD, COLORADO, FOR)
TEMPORARY AUTHORITY TO OPERATE AS A)
CLASS "B" CONTRACT CARRIER BY MOTOR)
VEHICLE.)

APPLICATION NO. 25876-PP-TA

ORDER GRANTING
TEMPORARY AUTHORITY

July 19, 1972

The above-entitled application under CRS 1963, 115-6-20 (1),
being under consideration, and

It appearing, That there is an immediate and urgent need for the
motor carrier service described in the appendix attached hereto, and that
there is no carrier service available capable of meeting such need.

It is ordered, That Applicant be, and is hereby, granted temporary
authority, conditioned upon full compliance with all applicable statutory
and Commission requirements, rules and regulations, to engage in the busi-
ness of transportation by motor vehicle to the extent and in the manner set
forth in the appendix attached hereto.

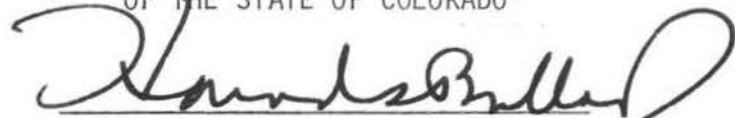


It is further ordered, That the service provided for in this
order shall not be commenced until all requirements have been met and Appli-
cant has received notice in writing from the Commission that compliance has
been effected and service may be instituted.

It is further ordered, That upon the authority herein granted
becoming effective, failure of the Applicant to maintain compliance with
statutory and Commission requirements shall constitute sufficient grounds
for suspension, change or revocation of the said authority.

It is further ordered, That if Applicant fails to comply with all applicable statutory and Commission requirements, rules and regulations within fifteen (15) days from the date hereof, this Order shall be of no further force and effect.

It is further ordered, That the authority herein granted shall create no presumption that corresponding permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
19th day of July, 1972.

hj

(Decision No. 80871)
July 19, 1972

APPENDIX

Application No. 25876-PP-TA

Colorado Disposal, Inc.
1900 W. Hampden
Englewood, Colorado

By Order of the Commission which this appendix is a part hereof, entered under the name and number shown above, Applicant, upon compliance with the conditions set forth therein and after receipt of notice in writing from the Commission that said conditions have been met, is authorized to engage in the business of transportation by motor vehicle as follows:

TIME FOR WHICH TEMPORARY AUTHORITY IS GRANTED - 180 days or until such time as the decision of the Commission on the corresponding permanent application of the Applicant becomes final, whichever occurs first.

TYPE OF CARRIER - Contract

SERVICE AUTHORIZED:

Temporary authority to operate as a class "B" contract carrier by motor vehicle with authority as follows:

"Transportation of

Cardboard

From King Sooper's Discount Stores located within the Counties of Jefferson, Adams, Arapahoe, Boulder, and Denver, to Friedman & Son, Inc., Denver, Colorado.

RESTRICTION: This temporary authority is restricted to rendering transportation service for only King Sooper's Discount Stores."

(Decision No. 80872)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
DAVID H. SMITH, DOING BUSINESS AS)	APPLICATION NO. 25821-TA
"GHOST TOWN JEEP TOURS," 8607 WYNLEA,)	
HOUSTON, TEXAS, FOR TEMPORARY AUTHOR-)	COMMISSION ORDER DENYING PETITION
ITY TO OPERATE AS A COMMON CARRIER BY)	TO RECONSIDER DECISION NO. 80697
MOTOR VEHICLE.)	

- - - - -
July 19, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 6, 1972, the Commission entered its Decision No. 80697 in the above-captioned matter.

On July 10, 1972, Applicant David H. Smith, doing business as "Ghost Town Jeep Tours," by his attorney Herbert M. Boyle, filed a Petition for Reconsideration of Decision No. 80697.

The Commission has carefully considered Petition for Reconsideration filed herein, and each and every allegation thereof, and is of the opinion and finds that said Petition should be denied.

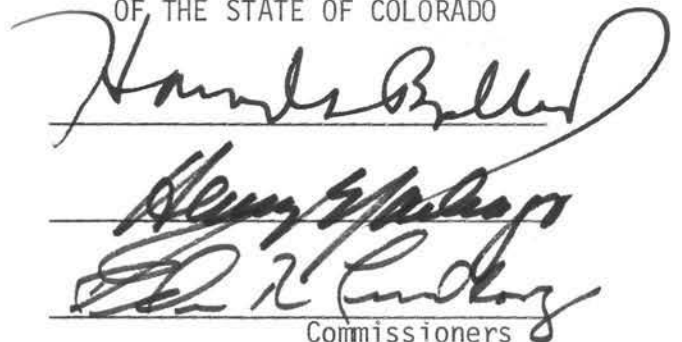
O R D E R

THE COMMISSION ORDERS THAT:

Petition for Reconsideration of Commission Decision No. 80697 filed on July 10, 1972, be, and hereby is, denied.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
19th day of July, 1972.

hj

(Decision No. 80873)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
WILLARD WINN, SR. AND WILLARD WINN,	)	APPLICATION NO. 25923-PP-ETA
JR., DOING BUSINESS AS "W. W. TRUCKING,")	
411 EAST FIRST, CORTEZ, COLORADO, FOR	)	ORDER GRANTING
EMERGENCY TEMPORARY AUTHORITY TO OPER-	)	EMERGENCY TEMPORARY AUTHORITY
ATE AS A CLASS "B" CONTRACT CARRIER BY)	
MOTOR VEHICLE.)	

- - - - -
July 19, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (4), being under consideration, and

It appearing, That appropriate application has been made to this Commission for permanent operating authority.

It further appearing, That there is an immediate and urgent need for the transportation service herein sought.

It further appearing, That failure to immediately grant emergency temporary authority may result in undue delay in availability of equipment to contractors for pending construction projects.

And it further appearing, That said circumstances constitute an emergency requiring the immediate issuance of temporary authority.

It is ordered, That Willard Winn, Sr. and Willard Winn, Jr., doing business as "W. W. Trucking," 411 East First, Cortez, Colorado, be, and are hereby, granted emergency temporary authority for a period of fifteen (15) days commencing July 19, 1972, as a class "B" contract carrier by motor vehicle, for the

"Transportation of

- (1) 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 fifty (150) miles of said pits and supply points;

(2) 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 one hundred fifty (150) miles of said pits and supply points;

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs, within a radius of one hundred fifty (150) miles of said pits and supply points;

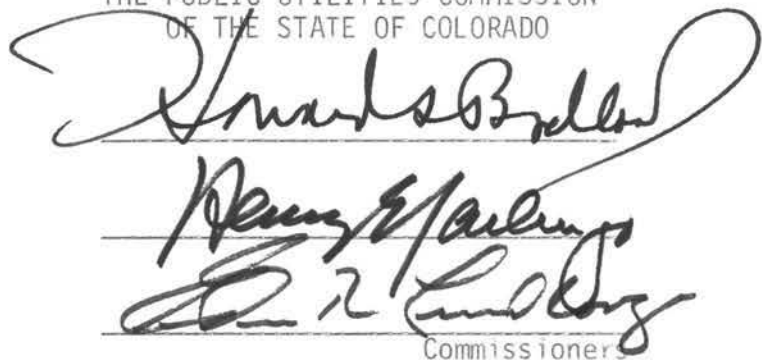
RESTRICTION: This emergency temporary authority is restricted against the use of tank vehicles when transporting road-surfacing materials";

conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicants have received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
19th day of July, 1972.

hj

(Decision No. 80874)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HARRY F. NIXON AND VIRGINIA J. NIXON,	)	APPLICATION NO. 25922-PP-ETA
3650 UPHAM, WHEATRIDGE, COLORADO, FOR)	
EMERGENCY TEMPORARY AUTHORITY TO	)	ORDER GRANTING
OPERATE AS A CLASS "B" CONTRACT CAR-	)	EMERGENCY TEMPORARY AUTHORITY
RIER BY MOTOR VEHICLE.)	

- - - - -
July 19, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (4), being under consideration, and

It appearing, That appropriate application has been made to this Commission for permanent operating authority.

It further appearing, That there is an immediate and urgent need for the transportation service herein sought.

It further appearing, That failure to immediately grant emergency temporary authority may result in undue delay in availability of equipment to contractors for pending construction projects.

And it further appearing, That said circumstances constitute an emergency requiring the immediate issuance of temporary authority.

It is ordered, That Harry F. Nixon and Virginia J. Nixon, 3650 Upham, Wheatridge, Colorado, be, and are hereby, granted emergency temporary authority for a period of fifteen (15) days commencing July 19, 1972, as a class "B" contract carrier by motor vehicle, for the

"Transportation of

- (1) 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 (50) miles of said pits and supply points;

(2) 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 (50) miles of said pits and supply points;

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs;

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs, within a radius of fifty (50) miles of said pits and supply points;

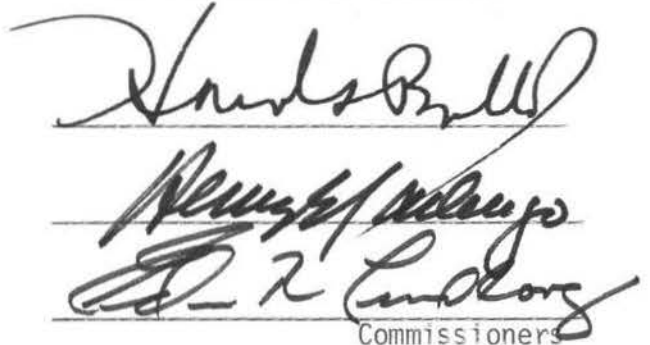
RESTRICTION: This emergency temporary authority is restricted against the use of tank vehicles when transporting road-surfacing materials";

conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicants have received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado this
19th day of July, 1972.

hj

(Decision No. 80875)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PHILIP L. SULLIVAN AND JAMES PRIESTLEY,)
DOING BUSINESS AS "CLOUD 9 JEEP TOURS,")
FOR A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY AUTHORIZING OPERATIONS AS)
A COMMON CARRIER OF PASSENGERS BY FOUR-)
WHEEL DRIVE MOTOR VEHICLE, IN CHARTER)
AND SIGHTSEEING SERVICE, FROM POINT TO)
POINT WITHIN A RADIUS OF FORTY MILES OF)
THE INTERSECTION OF COLORADO HIGHWAY)
82 AND MILL STREET, CITY OF ASPEN,)
COUNTY OF PITKIN, AND STATE OF COLORADO.)

APPLICATION NO. 25877

ORDER GRANTING MOTION

TO INTERVENE

July 19, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 11, 1972, Aspen Cab Service Company, by its attorney Stephen A. Ware, filed a Protest and Motion to Intervene in the above-captioned proceeding.

The Commission states and finds that Petitioner for Intervention, Aspen Cab Service 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 the intervention should be authorized.


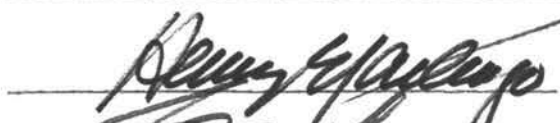

O R D E R

THE COMMISSION ORDERS THAT:

Aspen Cab Service Company be, and hereby is, granted leave to intervene as requested in the petition filed July 11, 1972.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 19th day of July, 1972.
hbp

(Decision No. 80876)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LLOYD E. GERBITZ, DOING BUSINESS AS)
"GERBITZ RUBBISH REMOVAL," P.O. BOX)
402, BOULDER, COLORADO 80302, FOR AN)
EXTENSION OF PUBLIC UTILITIES COM-)
MISSION CERTIFICATE NO 3411 FOR THE)
TRANSPORTATION OF ASHES, TRASH AND)
ALL OTHER KINDS OF REFUSE FROM POINTS)
TO POINTS WITHIN THE COUNTY OF BOULDER,)
TO SUCH LOCATIONS WHERE THE SAME MAY)
BE LAWFULLY DELIVERED OR DISPOSED OF.)

APPLICATION NO. 25841-Extension

July 19, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 7, 1972, Golden Transfer Company of Longmont, Colorado, by its attorney William T. Secor, filed a Petition to Intervene and Protest the above-captioned application.

The Commission states and finds that Petitioner for Intervention, Golden Transfer Company of Longmont, Colorado, 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 authorized,

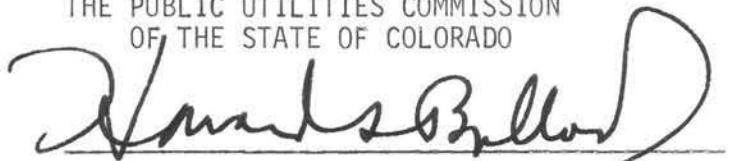

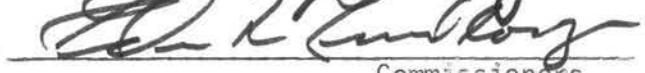
O R D E R

THE COMMISSION ORDERS THAT:

Golden Transfer Company of Longmont, Colorado, be, and hereby is, granted leave to intervene as requested in the petition filed July 7, 1972.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 19th day of July, 1972.
hbp

(Decision No. 80877)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	APPLICATION NO. 25863-Suspension
WILLIAM R. NEWKIRK, DOING BUSINESS AS)	
"DELTA TAXI SERVICE," 676 - 1575 ROAD,)	ORDER OF THE COMMISSION
DELTA, COLORADO, TO SUSPEND OPERATIONS)	NOTICE OF APPLICATION FILED
UNDER PUC NO. 1728 FOR A SIX-MONTH)	AND
PERIOD COMMENCING JULY 1, 1972.)	NOTICE OF HEARING

- - - - -
July 19, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 27, 1972, William R. Newkirk filed with the Public Utilities Commission the above-entitled application.

Upon consideration of the matter, the Commission on its own motion states and finds that good cause exists and the public interest and necessity require that less than thirty (30) days' notice be given of the filing of said Application No. 25863, as provided for in the Order herein. The Commission further finds that the above-entitled matter should be set for hearing as hereinafter set forth.

O R D E R

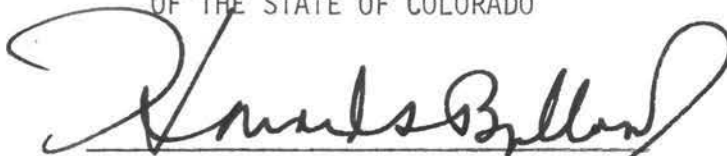
THE COMMISSION ORDERS THAT:

1. The above-entitled application be, and hereby is, set for hearing before the Commission on Monday, July 31, 1972, at 2 p.m. in the District Courthouse, Courtroom, Montrose, Colorado.
2. Any person desiring to file objection, intervene in or participate as a party herein shall file appropriate pleadings therefor prior to the hearing hereinabove set.

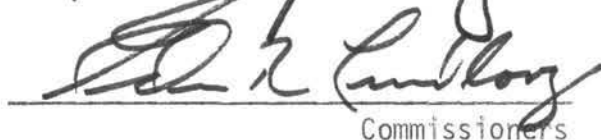
3. Notice be, and hereby is, given of the filing of the above-entitled application and the hearing thereon.

4. This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 19th day of July, 1972.
hbp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ALPINE AIRCRAFT CHARTERS, INC., 6200	)	APPLICATION NO. 25754
PLATEAU DRIVE, ENGLEWOOD, COLORADO, FOR)	
A CERTIFICATE OF PUBLIC CONVENIENCE AND	)	ORDER OF THOMAS M. McCAFFREY,
NECESSITY TO OPERATE AS A COMMON CARRIER	)	EXAMINER, SETTING APPLICATION
BY PURE JET AIRCRAFT FOR HIRE.	)	FOR ADDITIONAL HEARING

- - - - -
July 19, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE HEARING EXAMINER:

Pursuant to notice, hearing on the above-entitled application was concluded on the 14th day of July, 1972, at which time the matter was taken under advisement. Upon reviewing testimony and exhibits, it has been determined that Applicant presented no evidence to establish its financial responsibility, and no financial statement has been filed with the Commission. It has, therefore, been determined that an additional hearing should be held and that Applicant be given an opportunity to present whatever additional testimony and/or exhibits that would support its financial responsibility.

O R D E R

THE EXAMINER ORDERS THAT:

1. Application No. 25754 be, and hereby is, set for further hearing in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, on Monday, July 31, 1972, at 10 a.m., at which time Applicant will be given the opportunity to present oral testimony and exhibits with respect to financial responsibility, and Protestants may cross-examine and present such evidence as they might desire with respect to said matter.

2. This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Thomas M. McElroy
Examiner
rw/js

(Decision No. 80879)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RICHARD N. STATHAM, DOING BUSINESS)
AS "NATIONAL FOREST TOUR", BOX 1445,)
ESTES PARK, COLORADO, FOR AUTHORITY)
TO TRANSFER ALL RIGHT, TITLE, AND)
INTEREST IN AND TO CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY)
PUC NO. 3387 TO PETER VAN AUSSALL,)
DOING BUSINESS AS "NATIONAL FOREST)
TOUR," P. O. BOX 487, LUSK,)
WYOMING.)

APPLICATION NO. 25751-Transfer
ORDER OF THE COMMISSION

July 19, 1972

It appearing, That by Order of the Commission dated May 22, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicants in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants approval of the transfer as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That the financial standing of the Transferee has been satisfactorily established and that the transfer is compatible with the public interest;

And we further find, That Transferee is fit, willing and able properly to engage in bona fide motor carrier operations under the authority to be transferred and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Richard N. Statham, doing business as "National Forest Tour," Box 1445, Estes Park, Colorado, be, and is hereby, authorized to transfer all right, title and interest in and to Certificate of Public Convenience and Necessity PUC No. 3387 to Peter Van Ausdall, doing business as "National Forest Tour," P. O. Box 487, Lusk, Wyoming, subject to encumbrances, if any, against said authority approved by this Commission.

It is further ordered, That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 3387 shall read and be as follows, to wit:

"Transportation -- on schedule -- of
Passengers

Between Estes Park, Colorado, and Panorama Peak, in the Roosevelt National Forest, over the following routes, to wit:

Route No. 1: Beginning at East Riverside Avenue, in Estes Park, Colorado; thence east over State Highway No. 66 to the Pole Hill Road; thence over logging roads to the lookout point on Panorama Peak, with return over the same route;

Route No. 2: (Alternate Route); From terminal of National Forest Tour in Estes Park, Colorado, via U.S. Highway 34 (Big Thompson Canyon) for six miles, more or less, to junction U.S. Bureau of Reclamation Easement Road through Cooper Property (Solitude Creek Road); thence via U.S. Bureau of Reclamation Easement Road through Cooper Property (Solitude Creek Road), three-fourths of a mile to junction new road to be constructed (continuation of Solitude Creek Road); thence via new road to be constructed (continuation of Solitude Creek Road) for one and one-half miles to junction Solitude Creek Road and National Forest boundary; thence via National Forest Roads, including Free Wood Road, two and one-half miles to junction Panorama Peak Road; thence via Panorama Peak Road, one mile to summit Panorama Peak; and return over the same routes; all service to be round-trip service, originating and terminating at Estes Park, Colorado, with no service to intermediate points."

It is further ordered, 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.

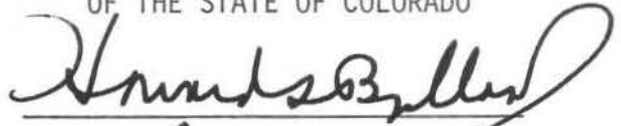


It is further ordered, That the tariff of rates, rules, and regulations of Transferor shall, upon proper adoption notice, become and remain those of Transferee until changed according to law and the rules and regulations of this Commission.

It is further ordered, That the right of Transferee to operate under this Order shall be dependent upon 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.

And it is further ordered, That this Order shall become effective twenty-one days from the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
19th day of July, 1972.
js

(Decision No. 80880)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

ASHTON SUPPLY COMPANY)
25 West Main Street)
Vernal, Utah 84078)

AUTHORITY NO. M 7591

CASE NO. 8278-M-Ins.

- - - - -
July 19, 1972 - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 10, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

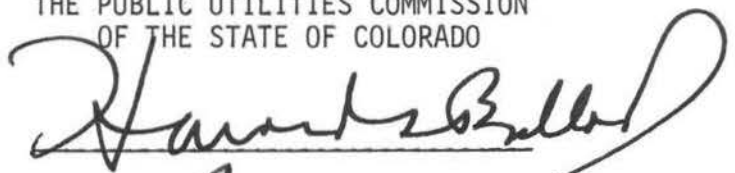
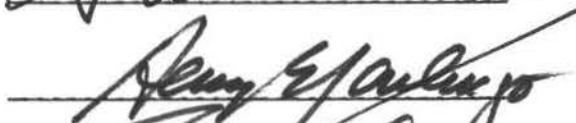

The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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 19th day of July, 1972

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

NORMAN F. ROWLEY DBA)
HOUSE BEAUTIFUL DECORATORS)
1342 Benton Street)
Denver, Colorado 80214)

AUTHORITY NO. M 5512

CASE NO. 8297-M-Ins.

- - - - -
July 19, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 26, 1972 , in the above-entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

The records of the Commission now disclose that proper insurance filing has been made.

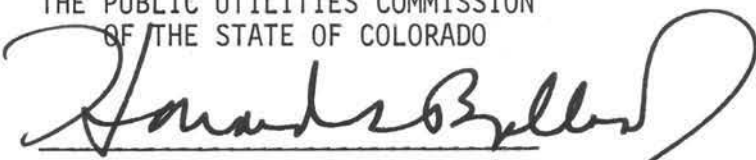


The Commission finds, in view of the above, that it would be in the public interest to restore the herein authority to active status.

O R D E R

THE COMMISSION ORDERS:

That the herein 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 19th day of July, 1972

(Decision No. 80882)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ALVIN L. FARMER, BOX 182, NUCLA,)	
COLORADO, FOR AUTHORITY TO OPERATE	)	APPLICATION NO. 25859-PP
AS A CLASS "B" CONTRACT CARRIER BY)	
MOTOR VEHICLE.	)	ORDER OF THE COMMISSION

- - - - -
July 20, 1972
- - - - -

It appearing, That by Order of the Commission dated July 3, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That there is a present and special need for Applicant's transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That Applicant is fit, willing and able properly to perform the service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Alvin L. Farmer, Box 182, Nucla, Colorado, be and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (100) miles of said pits and supply points;

- (2) 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 one hundred (100) miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone, and refuse

From and to building construction jobs, to and from points within a radius of one hundred (100) miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred (100) miles of said pits and supply points;

RESTRICTION: Items No. 1, 2, 3, and 4 of this Permit are restricted against the use of tank vehicles when transporting road-surfacing materials.

- (5) Logs, poles, and timber products

From forests to sawmills, places of storage and loading points within a radius of one hundred (100) miles of said forests;

- (6) Rough lumber

From sawmills within a one hundred (100) mile radius of forests to markets in the State of Colorado.

RESTRICTION: Items No. 5 and 6 of this Permit area restricted against town-to-town service."

and this Order shall be deemed to be, and be, a PERMIT therefor.

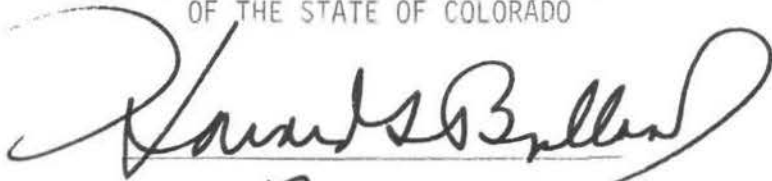
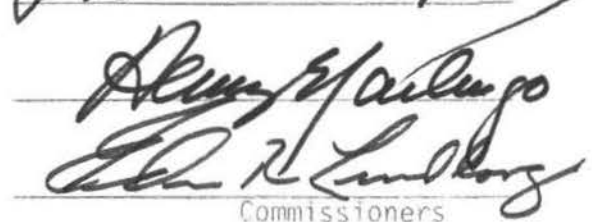

It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until Applicant has filed a statement of customers, the necessary tariffs, required insurance, and has secured authority sheets.

It is further ordered, That the right of Applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of July, 1972.
dd

(Decision No. 80883)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
DANIEL G. HILTON, DOING BUSINESS AS)	
"HILTON TRUCKING," 5110 AIRPORT ROAD,	)	APPLICATION NO. 25861-PP
COLORADO SPRINGS, COLORADO, FOR)	
AUTHORITY TO OPERATE AS A CLASS "B"	)	ORDER OF THE COMMISSION
CONTRACT CARRIER BY MOTOR VEHICLE.)	

- - - - -
July 20, 1972
- - - - -

It appearing, That by Order of the Commission dated July 3, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

We further find, That the grant of authority as hereinafter ordered should be identified and be known as "Permit No. B-7454," being the number of a permit formerly held by Applicant.

And we further find, That Applicant is fit, willing and able properly to perform the service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate Order should be entered; and

It is ordered, That Daniel G. Hilton, doing business as "Hilton Trucking," 5110 Airport Road, Colorado Springs, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (50) miles of said pits and supply points;

- (2) 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 (50) miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone, and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points;

RESTRICTION: This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials."

It is further ordered, That the above class "B" motor vehicle contract carrier operations shall be designated and assigned the number "B-7454," and this Order shall be deemed to be, and be, a PERMIT therefor.

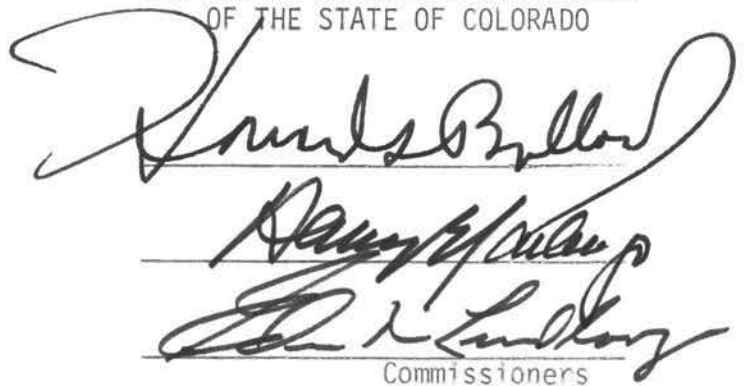
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until Applicant has filed a statement of customers, the necessary tariffs, required insurance, and has secured authority sheets.

It is further ordered, That the right of Applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 20th day of July, 1972.
dd

(Decision No. 80884)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
COLORADO-UTE ELECTRIC ASSOCIATION,
INC., MONTROSE, COLORADO, FOR A
CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY TO CONSTRUCT, OPERATE
AND MAINTAIN A STEAM ELECTRIC
GENERATING UNIT TO BE KNOWN AS
HAYDEN STATION UNIT 2, NEAR HAYDEN,
COLORADO.

APPLICATION NO. 25515

COMMISSION ORDER GRANTING EXTENSION
OF TIME IN WHICH TO FILE EXCEPTIONS
TO RECOMMENDED DECISION NO. 80691

- - - - -
July 19, 1972
- - - - -

Appearances: John J. Conway, Esq., Denver, Colorado,
and
John A. Hughes, Esq., Montrose, Colorado,
for Applicant;
Bryant O'Donnell, Esq., Denver, Colorado,
for Public Service Company of Colorado;
John R. Barry, Esq., Denver, Colorado,
and
Sidney Baucom, Esq., Salt Lake City, Utah,
for Western Colorado Power Company;
Peter H. Holme, Jr., Esq., Denver, Colorado,
Edgar A. Benton, Esq., Denver, Colorado,
and
LeRoy Michael, Esq., Phoenix, Arizona,
for Salt River Agricultural Improvement
and Power District;
Girts Krumins, Esq., Denver, Colorado,
for the Staff of the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 3, 1972, the Recommended Decision No. 80691 of Howard S. Bjelland, Hearing Commissioner, was entered and served upon the parties. Section 115-6-9 (2) CRS 1963, as amended, provides that exceptions shall be filed within twenty (20) days after service of the Recommended Decision upon the parties or within such extended period of time as the Commission may authorize in writing.

On July 17, 1972, Applicant, Colorado-Ute Electric Association, Inc., by its attorney John J. Conway, joined in by Salt River Project, filed with the Commission a Petition for Extension of Time to File Exceptions to the Recommended Decision of the Examiner until twenty (20) days after the certification of the transcript by the reporter.

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


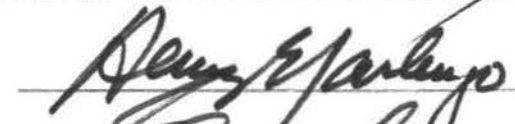

O R D E R

THE COMMISSION ORDERS THAT:

Colorado-Ute Electric Association, Inc., and Salt River Project, be, and hereby are, granted an extension of time within which to file exceptions to the said Recommended Decision of the Hearing Commissioner until twenty (20) days after the certification of the transcript of the proceedings by the official reporter.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 19th day of July, 1972.
dd

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: REQUEST TO PUBLISH ON LESS THAN)
STATUTORY NOTICE NEW (ADDITIONAL))
RATES APPLICABLE TO PASSENGER SERVICE)
VIA OLYMPIC WING & ROTOR, INC.)
-----)

APPLICATION NO. 25931

July 19, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 12, 1972, William R. Haight, Secretary-Treasurer, Olympic Wing and Rotor, Inc., filed its application dated July 12, 1972, requesting that it be permitted to publish and file with the Commission, to become effective three (3) days after the filing thereof, the changes set forth in Appendix "A" attached hereto.

The Petitioner states that it has deleted its Cessna 182 and 185, and has added the following aircraft in order to improve its service to the public:

Cherokee 180 Single Engine
Cherokee 235 Single Engine
Cherokee 300 Single Engine
Turbo Aztec Twin Engine

These airplanes represent a new line of equipment which will offer their customers a broader choice of air service. They are not replacements for the deleted Cessna's 182 or 185.

THE COMMISSION FINDS THAT:

1. The petitioner employs less-than sixty (60) employees and its employees are non-union; consequently this firm is not subject to the "Certification" required by the Federal Price Commission.
2. The expanded transportation service by aircraft will be in the public interest.
3. The petitioner has the new aircraft at its Steamboat Springs, Colorado, terminal and is ready and available for public service.

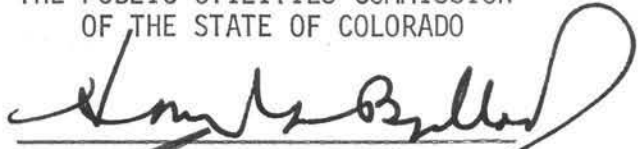

4. The petitioner will publish the changes in its Colorado PUC No. 1 (Lenn G. Kasdorf and Kenneth Espy, d/b/a Olympic Wing & Rotor, Series) by Supplement No. 2 operating under Certificate No. AC-53.

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings of Fact and Appendix "A" attached hereto, be, and the same are hereby made a part hereof.
2. That the Changes set forth in Appendix "A", be, and the same shall be permitted to become effective upon the proper filing with the Commission on three (3) days' notice to the Commission and to the general public.
3. That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Commissioner Henry E. Zarlengo
not participating.

Dated at Denver, Colorado, this
19th day of July, 1972. av

APPENDIX "A"

Application No. 25931
Decision No. 80885

Supplement No. 2
cancels
Supplement No. 1
(Olympic Wing & Rotor,
Series)

OLYMPIC WING AND ROTOR, INC.

PASSENGER AND CARGO TARIFF NO. 1

Cancels Page 3

Passenger rates and charges:

Cessna 182 (E)
Cessna 185 (E)
Cessna 207 #

Rates: 25 cents per mile, or for trips where exact mileage cannot be determined, \$40.00 per hour. Figured with the aircraft traveling 160 mph over the ground.

Cherokee 180 +

Rates: 23 cents per mile, or for trips where exact mileage cannot be determined, \$28.00 per hour, figured with the aircraft traveling 120 mph over the ground.

Cherokee 235 +

Rates: 25 cents per mile, or for trips where exact mileage cannot be determined, \$38.00 per hour, figured with the aircraft traveling 150 mph over the ground.

Cherokee 300 +

Rates: 28 cents per mile, or for trips where exact mileage cannot be determined, \$45.00 per hour, figured with the aircraft traveling 160 mph over the ground.

Turbo Aztec +

Rates: 50 cents per mile, or for trips where exact mileage cannot be determined, \$110.00 per hour, figured with the aircraft traveling 220 mph over the ground.

ISSUED: JULY 1972

EFFECTIVE: JULY 1972

(E) denotes elimination.
+ denotes addition.
Reissued without change.

Issued By: William R. Haight
Secretary-Treasurer
OLYMPIC WING AND ROTOR, INC.

(Decision No. 80886)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PHILIP L. SULLIVAN AND JAMES PRIESTLEY,)
DOING BUSINESS AS "CLOUD 9 JEEP TOURS,")
518 FRANCIS ST., BOX 344, ASPEN, COLO-)
RADO, FOR TEMPORARY AUTHORITY TO OPERATE)
AS A COMMON CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 25877-TA

ORDER DENYING TEMPORARY AUTHORITY

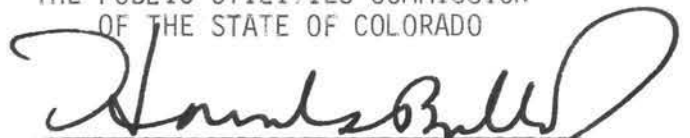

July 19, 1972

The above-entitled application under CRS 1963, 115-6-20 (1), being under consideration, and

It appearing, That the Applicants have not shown that there is an immediate and urgent need for the relief herein sought.

It is ordered, That the application for temporary authority be, and is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioner

COMMISSIONER HENRY E. ZARLENGO DISSENTING.

COMMISSIONER HENRY E. ZARLENGO DISSENTING:

I respectfully dissent.

The Applicant has filed an application for permanent authority and sufficient grounds have been presented for granting the temporary authority, especially in light of the fact that the operation is a very seasonal one.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioner

Dated at Denver, Colorado,
this 19th day of July, 1972.
hbp

(Decision No. 80887)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PHILIP L. SULLIVAN AND JAMES PRIESTLEY,)
DOING BUSINESS AS "CLOUD 9 JEEP TOURS,") APPLICATION NO. 25877-TA
FOR TEMPORARY AUTHORITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE.)

- - - - -
July 19, 1972
- - - - -

On July 11, 1972, Applicants, Philip L. Sullivan and James Priestley, doing business as "Cloud 9 Jeep Tours," by their attorney James J. Burke, Jr., filed with the Commission a Motion to Strike the Protests of Aspen Cab Service Company (Aspen Cab); Glen C. Brand, doing business as "Elk Mountain Tours" (Elk Mountain); and by Stanley D. McKay, Evelyn McKay and David S. McKay, doing business as "Crystal River Tours" (Crystal River), filed with the Commission in the above-captioned proceeding.

The Commission has carefully considered Motion to Strike 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:

Motion to Strike filed July 11, 1972, by Applicants Philip L. Sullivan and James Priestley, doing business as "Cloud 9 Jeep Tours," in the above-captioned proceeding, be, and hereby is, denied.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER HENRY E. ZARLENGO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 19th day of July, 1972.
hbp

(Decision No. 80888)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
DANIEL L. MARTINEZ, DOING BUSINESS)	APPLICATION NO. 25925-PP-ETA
AS "BAY LYNX CO.", 3616 MARIPOSA)	
STREET, DENVER, COLORADO, FOR)	ORDER GRANTING
EMERGENCY TEMPORARY AUTHORITY TO)	
OPERATE AS A CLASS "B" CONTRACT)	EMERGENCY TEMPORARY AUTHORITY
CARRIER BY MOTOR VEHICLE.)	

- - - - -
July 20, 1972
- - - - -

The above-entitled application under CRS 1963, 115-6-20 (4),
being under consideration, and

It appearing, That appropriate application has been made to
this Commission for permanent operating authority.

It further appearing, That there is an immediate and urgent
need for the transportation service herein sought.

It further appearing, That failure to immediately grant
emergency temporary authority may result in undue delay in availability
of equipment to contractors for pending construction projects.

And it further appearing, That said circumstances constitute
an emergency requiring the immediate issuance of temporary authority.

It is ordered, That Daniel L. Martinez, doing business as
"Bay Lynx Co.", 3616 Mariposa Street, Denver, Colorado, be, and is
hereby, granted emergency temporary authority for a period of fifteen
(15) days commencing July 20, 1972, as a class "B" contract carrier by
motor vehicle for the

"Transportation of

- (1) 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 twenty (120) miles of said pits and
supply points;

(2) 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 one hundred twenty (120) miles of said pits and supply points;

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of one hundred twenty (120) miles of said jobs;

(3) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred twenty (120) miles of said pits and supply points;

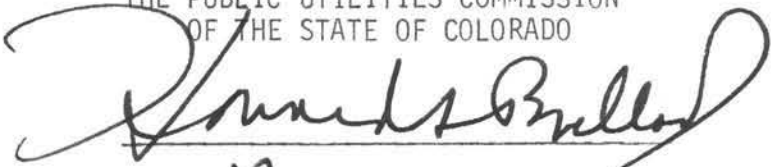
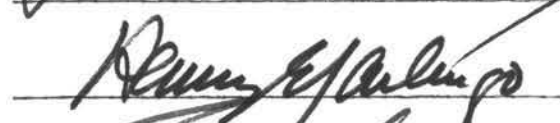
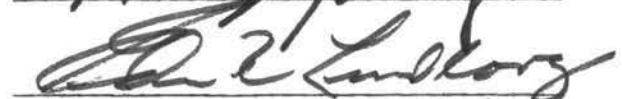
RESTRICTION: This emergency temporary authority is restricted against the use of tank vehicles when transporting road-surfacing materials";

conditioned upon full compliance with all applicable statutory and Commission requirements, rules and regulations.

It is further ordered, That the service provided for in this Order shall not be commenced until all requirements have been met and Applicant has received notice in writing from the Commission that compliance has been effected and service may be instituted.

And it is further ordered, That the authority herein granted shall create no presumption that corresponding temporary or permanent authority will be granted hereafter.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of July, 1972.
hbp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
AREND R. LENDERINK, JR. AND GARY L.
LENDERINK FOR AUTHORITY TO TRANSFER
46,372 SHARES, BEING ALL OF THE
OUTSTANDING SHARES OF THE CAPITAL
STOCK OF ENGLEWOOD-LITTLETON-ARAPAHOE
RUBBISH REMOVAL, INC., RECORD OWNER
OF PUC NO. 2042, TO WASTE MANAGEMENT,
INC., 900 JORIE BOULEVARD, OAK BROOK,
ILLINOIS.

APPLICATION NO. 25668-Stock Transfer

IN THE MATTER OF THE APPLICATION OF
AREND R. LENDERINK, JR. AND GARY L.
LENDERINK, FOR AUTHORITY TO TRANSFER
46,372 SHARES, BEING ALL OF THE
OUTSTANDING SHARES OF THE CAPITAL
STOCK OF ENGLEWOOD-LITTLETON-ARAPAHOE
RUBBISH REMOVAL, INC., RECORD OWNER
OF PERMIT NO. B-5856, TO WASTE
MANAGEMENT, INC., 900 JORIE BOULEVARD,
OAK BROOK, ILLINOIS.

APPLICATION NO. 25669-PP-Stock Transfer

July 20, 1972

Appearances: William A. Wilson, Esq.,
Denver, Colorado, and
Timothy R. Casgar, Esq.,
Chicago, Illinois,
for Applicants;
Jeffrey C. Pond, Esq.,
Denver, Colorado, for
Denver Cleanup Service
doing business as
"Waste Disposal," Protestant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 12, 1972, Protestant Denver Cleanup Service, Inc., by their attorney Jeffrey C. Pond, filed with the Commission a Request for Extension of Time for Filing of Transcript in the above-captioned proceeding.

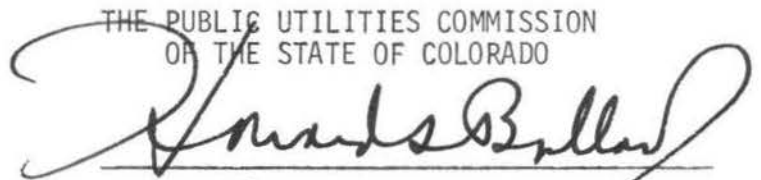
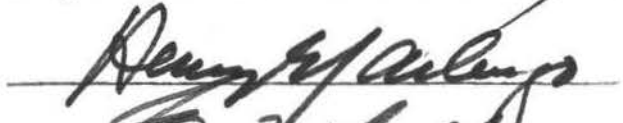
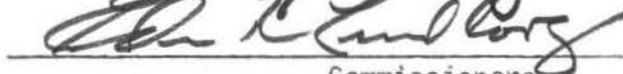
The Commission states and finds that said request is in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS THAT:

Protestant Denver Cleanup Service, Inc., be, and hereby is, granted an extension of time within which to file exceptions and a transcript of the within proceedings until twenty (20) days after the certification of the transcript of the proceedings by the official reporter.

This Order shall be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 20th day of July, 1972.
hbp

(Decision No. 80890)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 8194	)	CASE NO. 249-AR
)	
BY: DUFFY'S TRUCKING	)	RECOMMENDED DECISION OF
CHEYENNE WELLS, CO 80810	)	THOMAS M. McCaffrey,
	)	EXAMINER
Respondent)	

- - - - -
July 19, 1972
- - - - -

Appearances: Ralph H. Knull, Denver,
Colorado, of the Staff
of the Commission.

PROCEDURE AND RECORD

As required by the Statutes of the State of Colorado (Chapter 115, CRS 1963, as amended) and the Rules and Regulations of this Commission: Rule 26 of Rules and Regulations Governing Common Carriers by Motor Vehicle, and Administrative Ruling No. 2 concerning Annual Reports of Motor Vehicle Contract Carriers, Annual Reports are to be filed with this Commission, not later than three months after the close of the calendar year.

The Respondent did not file an Annual Report with this Commission for the calendar year 1971 by June 12, 1972.

The Commission, by Decision No. 80458, dated June 12, 1972, ordered Respondent to appear before the Commission on July 13, 1972, in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado, to show cause why the Commission should not take such action and enter such order as may be appropriate, including, but not limited to, an Order canceling the Respondent's Certificate No. 8194.

The Commission, pursuant to law, designated Thomas M. McCaffrey as an Examiner for the purpose of conducting the hearing in the above-entitled matter.

The hearing was held at the aforesaid time and place.

Harold L. Lootens testified for and on behalf of the Staff of the Commission.

At the conclusion of the hearing, the subject matter was taken under advisement.

Pursuant to the provisions of Chapter 115, Article 6, Colorado Revised Statutes (1963), as amended, Examiner Thomas M. McCaffrey now transmits herewith to the Commission the record and exhibits of this proceeding, together with a written recommended decision which contains his findings of fact and conclusions thereon, together with the recommended order or requirement.

FINDINGS OF FACT

Based upon all the evidence of record, the following is found as fact that:

1. This is a proceeding by the Commission against Respondent to show cause why the Commission should not take such action and enter such Order as may be appropriate, including, but not limited to, an Order canceling the Respondent's Certificate No. 8194;
2. Respondent, Duffy's Trucking, is a common carrier by motor vehicle, and a public utility in the meaning of the Public Utilities Law of the State of Colorado;
3. This Commission has jurisdiction over said Respondent and the subject matter of these proceedings;
4. Annual Report Forms were mailed to Respondent on January 7, 1972;
5. On May 5, 1972, Respondent was notified and required to file an Annual Report for the calendar year 1971 within twenty-one (21) days from the date of said notice;
6. The files and records of the Commission disclose that Respondent has violated the law and the rules and regulations of the Commission by failing to file the required 1971 Annual Report within the time specified by this Commission;
7. The Commission, by Decision No. 80458, dated June 12, 1972, Case No. 249-AR, issued an Order to show cause and Notice of Hearing to Respondent;
8. Hearing was held on July 13, 1972;
9. Respondent failed to appear before the Commission as directed by Decision No. 80458, dated June 12, 1972.

CONCLUSIONS ON FINDINGS OF FACT

Based on the aforesaid findings of fact, it is concluded that:

1. The authority of Respondent, being Certificate No. 8194, be revoked and canceled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent may pay the sum of Fifty Dollars (\$50) to the Public Utilities Commission, and in addition file its 1971 Annual Report with this Commission, on or before August 20, 1972, as an alternative penalty assessed for the violation of the Public Utilities Law of the State of Colorado and the rules and regulations of this Commission.

2. Pursuant to 115-6-9(2), CRS 1963, as amended, it is recommended by the Examiner that the Commission enter the following Order.

O R D E R

THE COMMISSION ORDERS THAT:

1. The authority of Respondent, being Certificate No. 8194, be, and the same hereby is, revoked and canceled as of August 20, 1972, provided, however, that in lieu of said revocation and cancellation, Respondent:

a. File its 1971 Annual Report with this Commission on or before August 20, 1972;

b. In addition pay the sum of Fifty Dollars (\$50) to the Public Utilities Commission, on or before August 20, 1972, to be deposited to the Public Utilities Commission Motor Carrier Fund No. 4-4318, under and pursuant to the provisions of the Public Utilities Law.

2. In which event, if said full payment be made, and the 1971 Annual Report filed as ordered, the said revocation and cancellation of said authority shall be null and void and of no effect, and said authority shall be fully operative.

3. This Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if such be the case, and is entered as of the date hereinabove set out.

4. As provided by 115-6-9(2), CRS 1963, as amended, copies of this Recommended Decision shall be served upon the parties, who may file exceptions thereto; but if no exceptions are filed within twenty days after service upon the parties or within such extended period of time as the Commission may authorize in writing (copies of any such extension to be served upon the parties), or unless such Decision is stayed within such time by the Commission upon its own motion, such Recommended Decision shall become the Decision of the Commission and subject to the provisions of 115-6-14, CRS 1963, as amended.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Thomas M. McElroy
Examiner

(Decision No. 80891)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
MEL PROVOST, ROUTE 1, BOX 27,)	APPLICATION NO. 25885-PP
AVONDALE, COLORADO, FOR AUTHORITY)	
TO OPERATE AS A CLASS "B" CONTRACT)	ORDER OF THE COMMISSION
CARRIER BY MOTOR VEHICLE.)	

- - - - -
July 20, 1972
- - - - -

It appearing, That by Order of the Commission dated July 3, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That there is a present and special need for Applicant's transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That Applicant is fit, willing and able properly to perform the service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That Mel Provost, Route 1, Box 27, Avondale, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (100) miles of said pits and supply points;

- (2) 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 one hundred (100) miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone, and refuse

From and to building construction jobs, to and from points within a radius of one hundred (100) miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred (100) miles of said pits and supply points;

RESTRICTION: Items No. 1, 2, 3, and 4 of this Permit are restricted against the use of tank vehicles when transporting road-surfacing materials.

(5) Farm products

Between all points located within an area comprised of the County of Pueblo, State of Colorado.

RESTRICTION: Item No. 5 of this Permit is restricted against the transportation of livestock, bulk milk, and dairy products."

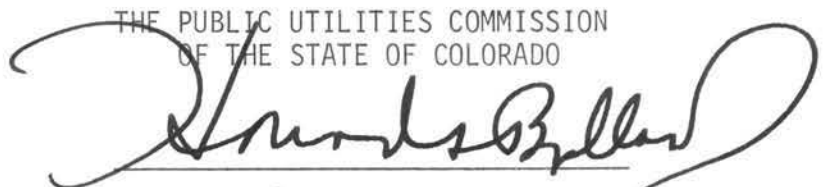


and this Order shall be deemed to be, and be, a PERMIT therefor.

It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until Applicant has filed a statement of customers, the necessary tariffs, required insurance, and has secured authority sheets.

It is further ordered, That the right of Applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
20th day of July, 1972.

js

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * * *

RE: MOTOR VEHICLE OPERATION)
OF DRISCOLL TRUCK LINE, INC.,)
P. O. BOX 635, BRUSH, COLORADO,)
OPERATING UNDER CERTIFICATES OF)
PUBLIC CONVENIENCE AND NECESSITY)
PUC NOS. 620 & I AND 622 AND)
CONTRACT CARRIER PERMITS NOS.)
A-18 AND B-5950.)

CASE NO. 5501

ORDER TO SHOW CAUSE
AND
NOTICE OF HEARING

- - - - -

- - - - -
July 20, 1972
- - - - -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, the above named Respondent, Driscoll Truck Line, Inc., was granted the above listed Certificates and Permits to conduct operations by motor vehicle for hire, within the State of Colorado.

The Staff of the Public Utilities Commission of the State of Colorado has conducted an investigation relating to the motor vehicle operations of Respondent, Driscoll Truck Line, Inc., Brush, Colorado. Said investigation discloses that Respondent has engaged in transportation practices which may be in violation of the Public Utilities Law and the Rules and Regulations of the Commission, to wit:

1. By charging rates other than or different than those on file with the Commission for such service as shown on their bill of lading, which apparently result in some cases in undercharges and in others, overcharges.

2. By failing to properly fill out certain bill of lading, which appear to violate the provisions of Informal Opinion No. 2-1969, which by reference became a part of 1969 Administrative Directive No. 1, dated November 17, 1969.

The freight bill numbers and dates of those shipments wherein there appear to be rate violations, and violations against 1969 Administrative Directive No. 1, are shown in Appendix "A".


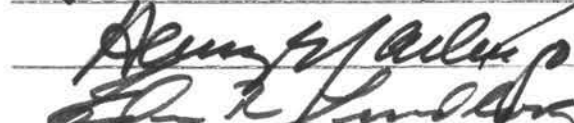

The Commission states and finds that sufficient cause exist for the holding of a hearing to determine the facts of said matter, to hear such arguments as may be material, and to determine what Order or Penalty, if any, should be made or imposed by the Commission.

O R D E R

THE COMMISSION ORDERS:

1. That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, 507 Columbine Building, 1845 Sherman Street, Denver, Colorado, 80203, at 10:00 o'clock AM on September 8, 1972, at which time and place such evidence as is proper may be introduced and such arguments as are material to the issue may be presented.

2. That Respondent, Driscoll Truck Line, Inc., be, and hereby is directed to appear before the Commission on September 8, 1972, as specifically set forth, to show cause why the Commission should not take such action and enter such Order or Penalty as may be appropriate, including, but not limited to a cease and desist Order, or, if warranted an Order cancelling and revoking the Certificates and Permits of Respondent.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
20th day of July, 1972.

dh

APPENDIX "A"

This is a list of freight bill numbers and dates under which shipments moved in Intrastate Commerce, wherein there appears to be violations of the Statute of this State and the Rules and Regulations of the Public Utilities Commission:

Alleged Rate Violations

<u>FREIGHT BILL NO.</u>	<u>DATE</u>
4181	December 1, 1971
4197	December 2, 1971
4200	December 3, 1971
4201	December 1, 1971
4205	December 3, 1971
4202	December 3, 1971
4206	December 4, 1971
4214	December 6, 1971
4215	December 6, 1971
4219	December 7, 1971
4221	December 10, 1971
4224	December 15, 1971
4225	December 20, 1971
4226	December 22, 1971
4228	December 22, 1971
4230	December 23, 1971
4235	December 28, 1971
4239	December 23, 1971
4242	December 29, 1971
4246	December 29, 1971
4247	December 29, 1971
4251	December 29, 1971
4253	December 29, 1971
4256	December 16, 1971
4257	December 18, 1971
4258	December 30, 1971
4261	December 7, 1971
4262	December 7, 1971
4263	December 7, 1971
4271	December 8, 1971
4286	December 10, 1971
4292	December 13, 1971
4304	December 14, 1971
4307	December 15, 1971
4308	December 15, 1971
4315	December 16, 1971
4320	December 18, 1971
4321	December 18, 1971
4332	December 30, 1971

Alleged Violations of 1969 Administrative Directive No. 1

4184	December 1, 1971
4185	December 1, 1971
4186	December 1, 1971
4187	December 2, 1971
4207	December 4, 1971
4259	December 7, 1971
4283	December 10, 1971
4294	December 13, 1971
4296	December 13, 1971
4297	December 13, 1971
4303	December 14, 1971
4314	December 16, 1971
4319	December 18, 1971
4322	December 18, 1971
4325	December 20, 1971
4330	December 22, 1971

(Decision No. 80893)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
WEATHER BROS. TRANSFER CO., INC.,
(OPERATING SWIFT VAN & STORAGE CO.)
2728 NORTHEAST FREEWAY, N. E.
ATLANTA, GEORGIA 30329.

PUC NO. 6971-I

July 20, 1972

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 its name to Weathers Bros. Transfer Co., Inc., in the conduct of operations under PUC No. 6971-I.

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

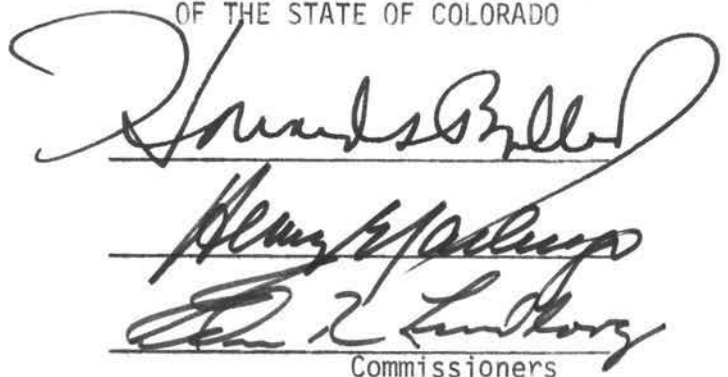
O R D E R

THE COMMISSION ORDERS:

That Weathers Bros. Transfer Co., Inc. (Operating Swift Van & Storage Co.) be, and hereby is, authorized to change its name to Weathers Bros. Transfer Co., Inc., in the conduct of operations under PUC No. 6971-I, and that the Secretary of the Commission be, and hereby is, directed to change the records of the Commission to reflect the same.

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 July, 1972.

dd

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: INCREASED RATES AND CHARGES)
APPLICABLE TO: (a) LOCAL CARTAGE)
WITHIN THE CITIES OF FORT COLLINS,)
GREELEY OR LOVELAND; (b) HOUSEHOLD)
GOODS, FURNITURE AND STORE FIXTURES)
BETWEEN POINTS WITHIN A THIRTY (30))
MILE RADIUS OF FORT COLLINS, GREELEY)
OR LOVELAND)
-----)

Investigation and Suspension
Docket No. 727

July 20, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On March 28, 1972, by Decision No. 79880, the Commission, upon its own motion and in conjunction with regulations of the Federal Price Commission, suspended the following tariff schedules: --

7th Revised Page 3-A, CMCA, Agent, Local Household Goods Tariff No. 1, Colo. PUC No. 9* (*The Motor Truck Common Carriers' Association, Agent, Series) eliminating the participation of Trans-Western Express, Ltd., in said tariff and referring to Trans-Western Express, Ltd., Local Cartage Tariff No. 3-A, Colo. PUC No. 3, for application thereof.

The above decision suspended tariff schedules for one hundred and twenty (120) days or until July 28, 1972, without setting the matter for hearing.

THE COMMISSION NOW FINDS THAT:

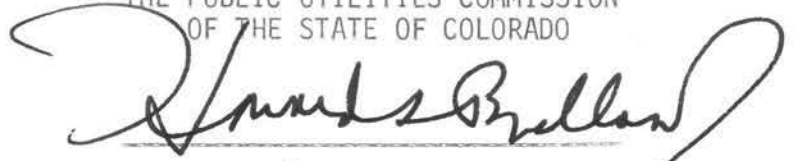


1. The suspension period should be extended an additional ninety (90) days, to and including October 26, 1972.
2. The matter shall be set for hearing on the 11th day of September, 1972.
3. The Respondent shall file the required exhibits 21 days prior to the hearing date in compliance with Rules 19 and 31 of the Rules of Practice and Procedure before this Commission. (Decision No. 80412 in Case No. 5409, covering Rule 31, is transmitted herewith to Respondent.)

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings be, and the same are hereby, made a part hereof.
2. That suspension period is extended to and including October 26, 1972.
3. That Investigation and Suspension Docket No. 727 is set for hearing on the 11th day of September, 1972, at 10 a.m., in the Hearing Room of the Commission, 500 Columbine Building, 1845 Sherman Street, Denver, Colorado 80203.
4. That Respondent shall file the required exhibits 21 days prior to the hearing date in compliance with Rules 19 and 31 of the Rules of Practice and Procedure before the Commission.
5. 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 July, 1972. av

(Decision No. 80895)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
LeROY O. VAN METER, 2615 GORE ROAD,)	
PUEBLO, COLORADO, FOR AUTHORITY TO	)	APPLICATION NO. 25857-PP
OPERATE AS A CLASS "B" CONTRACT)	
CARRIER BY MOTOR VEHICLE.	)	ORDER OF THE COMMISSION

July 20, 1972

It appearing, That by Order of the Commission dated July 3, 1972, notice of the filing of the above-entitled application was given to all interested persons, firms and corporations pursuant to CRS 1963, 115-6-8 (2);

It further appearing, That no protest, objection or petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed by the Commission in said Order, and that the herein proceeding is therefore noncontested and unopposed;

It further appearing, That pursuant to CRS 1963, 115-6-9 (5) the herein matter is one which may properly be determined without the necessity of a formal oral hearing and that the taking of evidence in this proceeding should be by reference to the verified application as filed with the Commission together with such additional information or data as may have been required of Applicant in connection with said filing, and the files and records of the Commission;

And it further appearing, That the evidence thus submitted amply warrants the grant of authority as hereinafter ordered;

Wherefore, and good cause appearing therefor:

We find, That there is a present and special need for Applicant's transportation services as hereinafter ordered;

We further find, That it does not appear that the grant of authority as hereinafter ordered will impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes;

And we further find, That Applicant is fit, willing and able properly to perform the service as hereinafter granted and to conform to the applicable statutory requirements and the Commission's rules and regulations thereunder, and that an appropriate order should be entered; and

It is ordered, That LeRoy O. Van Meter, 2615 Gore Road, Pueblo, Colorado, be, and is hereby, authorized to operate as a class "B" contract carrier by motor vehicle for hire for the following:

"Transportation of

- (1) 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 (50) miles of said pits and supply points;

- (2) 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 (50) miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone, and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points;

RESTRICTION: Items No. 1, 2, 3, and 4 of this Permit are restricted against the use of tank vehicles when transporting road-surfacing materials.

- (5) Farm products

Between all points located within the County of Pueblo, State of Colorado.

RESTRICTION: Item No. 5o of the Permit is restricted against transporting livestock, bulk milk, and dairy products."

and this Order shall be deemed to be, and be, a PERMIT therefor.

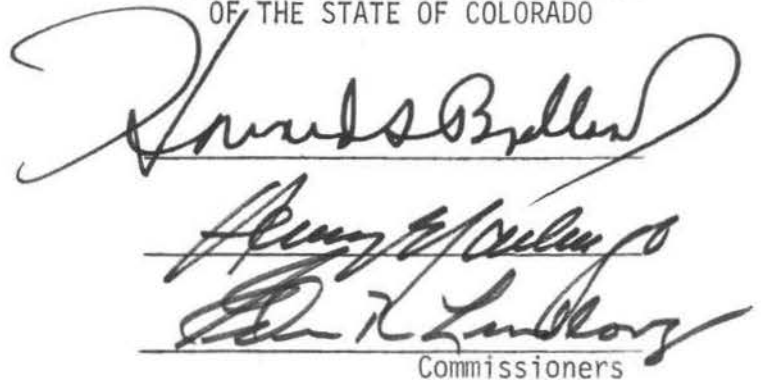
It is further ordered, That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this Permit as deemed advisable.

It is further ordered, That this Order is the Permit herein provided for, but it shall not become effective until Applicant has filed a statement of customers, the necessary tariffs, required insurance, and has secured authority sheets.

It is further ordered, That the right of Applicant to operate hereunder shall depend upon compliance with all present and future laws and rules and regulations of the Commission.

And it is further ordered, That this Order shall become effective as of the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 20th day of July, 1972.
dd

(Decision No. 80896)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
DENNIS D. SMITH, DBA)
SMITH TRUCK LINE) PERMIT NO. B-2209
2610 Fairmount)
Colorado Springs, Co. 80900)

July 20, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

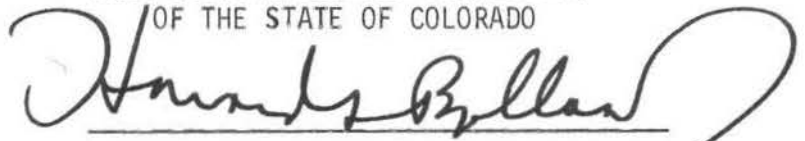
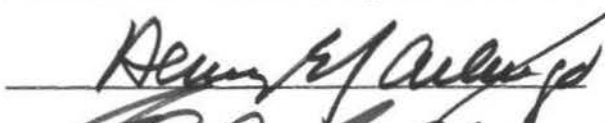

The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective July 17, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of July, 1972.
hj

(Decision No. 80897)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
NICK COCA)
Route 1, Box 125)
Rocky Ford, Colorado 81067)

PERMIT NO. B-5519

July 20, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

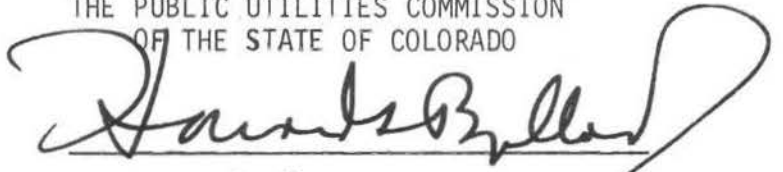


The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 27, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of July, 1972.
hj

(Decision No. 80898)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF }
BENANCIO RODRIGUEZ }
734 Madison }
Loveland, Colorado 80537 }

PERMIT NO. B-7324

July 20, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner of the above-entitled authority requesting that the same be suspended.

The Commission states and finds that to grant the herein request for suspension will be in the public interest and should be granted as set forth in the Order following.

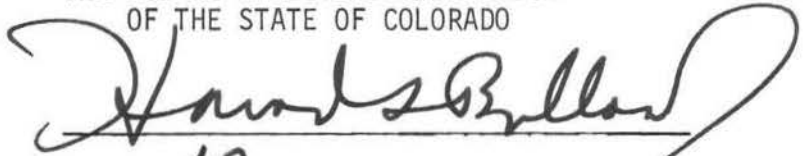
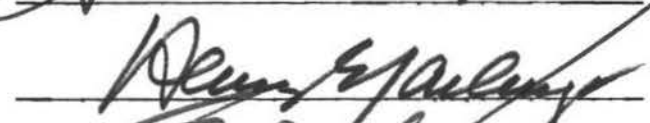

O R D E R

THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from June 17, 1972 to and including December 17, 1972.

That unless prior to the expiration of said suspension period, a request in writing for reinstatement thereof be made with the Commission, 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.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of July, 1972.

hj

(Decision No. 80899)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
RICHARD A. NOLDE, dba)
HAXTUN DRAY) PUC NO. 1969
RFD Route 1)
Fleming, Colorado 80728)

July 20, 1972

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a written request from the owner and operator of the above-entitled authority requesting that the same be cancelled.

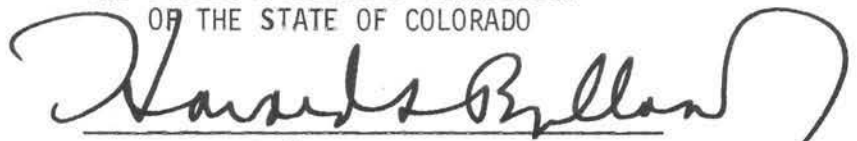
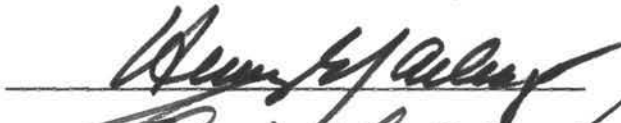

The Commission states and finds that to grant the herein request of cancellation will be in the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 21, 1972.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of July, 1972.
hj