

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RAILWAY EXPRESS AGENCY, INCORPORATED,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY FOR THE OPERATION)
OF COMMON CARRIER MOTOR TRUCK SERVICE)
OVER PUBLIC HIGHWAYS WITHIN VARIOUS)
AREAS IN THE STATE OF COLORADO.)

APPLICATION NO. 5901-B

May 31, 1956

S T A T E M E N T

By the Commission:

On March 31, 1944, in the above numbered application, by Decision No. 22128, the Commission issued its order granting the Railway Express Agency, Inc., a Corporation, a certificate of public convenience and necessity for:

1. Pick-up and delivery in intrastate and interstate commerce of express shipments involving a prior or subsequent rail or air movement on Railway Express Agency, Inc., billing, in the territory described in its tariff, Colorado P.U.C. No. 3, 11th Revision, and amendments thereto, including airports at the points mentioned therein if and when there are airports at such points.

2. Pick-up and delivery in intrastate commerce of freight or express which does not involve a prior or subsequent rail or air movement, within the terminal limits of:

Colorado Springs and five-mile radius from the city limits and to include Manitou.

Denver and five-mile radius from the city limits and to include Buckley Field.

Durango, corporate limits.

Lamar, corporate limits, and the Frink Creamery, Lamar Milling and Elevator Company, and Lamar Light and Power Company.

Leadville, corporate limits, and the following additional territory beyond the corporate limits: From intersection of corporate limits and East 5th Street south to East 3rd Street; west on East 3rd Street to corporate limits; from intersection of Spruce Street and corporate limits at West 11th Street; north on Spruce Street to 15th Street; east on 15th Street to Alder Street; south on Alder Street to corporate limits at East 12th Street.

Pueblo, corporate limits and contiguous communities and industries, and the airport.

Rocky Ford, corporate limits.

Salida, corporate limits.

Trinidad, corporate limits and one mile radius from city limits.

3. Pick-up and delivery of freight which involves a prior or subsequent shipment by rail in intrastate and interstate commerce for railroad companies within the terminal limits of the towns and cities as extended and described in paragraph numbered "2" immediately preceding.

* * * - Balance of order not involved herein.

On March 16, 1956, T. T. Moore, Superintendent, Railway Express Agency, Incorporated, Intermountain Division, Denver, Colorado, filed with the Commission a request for a modification of the Commission's order under Decision No. 22128, as follows:

"The public convenience and necessity requires motor vehicle transportation service not on schedule of the Railway Express Agency, Inc., a corporation, for pick-up and delivery in intrastate and interstate commerce of express shipments, both rail and air (See Note) on Railway Express Agency, Inc., billing in the territory described in its tariff Colorado P.U.C. No. 3, 29th Revision, and amendments thereto, including airports at points mentioned therein if and when there are airports at such points."

Note - The term rail as used herein means either rail or motor.

In support of the suggested modification the request states:

"The Agency at this time does not engage in the pick-up and delivery of freight for the railroads and has not for some period of time.

"The pick-up and delivery service in the five-mile radius of Colorado Springs and Denver, and the one-mile radius of Trinidad, is practically an impossibility."

The tariff (Colorado P.U.C. No. 3, 29th Revision) referred to by Mr. Moore sets out specifically by streets and highways the limits of the Agency Pick-up and Delivery Services in some forty-five cities or towns in the state of Colorado.

As circumstances and conditions in the various places arise the publication is amended to reflect the changes in the pick-up and delivery services. For examples, on April 1, 1956, the town of Brush, Colorado, was added. On April 16, 1956, Atomic Energy Commission Security Building, Rocky Flats, was added. On April 30, 1956, the territory in Boulder, Colorado, was extended and on May 4, 1956, the territory in Denver was extended.

As we view the situation the proposed modification will result in a much more satisfactory operation by the Agency and will tend to reduce complaints by the public using the services of the said Agency.

F I N D I N G S

THE COMMISSION FINDS, That:

1. Application No. 5901-B should be reopened.
2. The order entered in said application dated March 31, 1944 (Decision No. 22128) should be modified by deleting paragraphs 1, 2 and 3.
3. In lieu of the deletion of paragraphs 1, 2 and 3, the following should apply, viz:

The public convenience and necessity require motor vehicle transportation service, not on schedule, of the Railway Express Agency, Inc., a Corporation, for pick-up and delivery in intrastate and interstate commerce of express shipments, both rail and air (See Note) on Railway Express Agency, Inc., billing in the territory described in its tariff Colorado P.U.C. No. 3, 29th Revision, and amendments thereto, or reissues thereof, including airports at points mentioned in said tariff if and when there are airports at such points.

Note - The term rail as used herein means either rail or motor.

4. Except as modified herein, the order entered on March 31, 1944 (Decision No. 22128) should remain in force and effect.

O R D E R

THE COMMISSION ORDERS, That:

1. Application No. 5901-B, be, and the same is hereby reopened.
2. The order entered in said application dated March 31, 1944 (Decision No. 22128) be and the same is hereby modified by deleting therefrom paragraphs 1, 2 and 3.

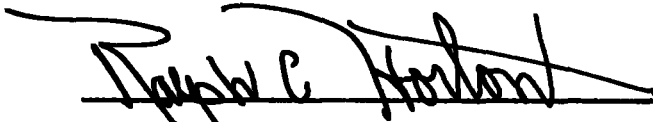


3. In lieu of the deletion of paragraphs 1, 2 and 3 of said Decision No. 22128, the following shall apply, viz:

The public convenience and necessity required motor vehicle transportation service, not on schedule, of the Railway Express Agency, Inc., a Corporation, for pick-up and delivery in intrastate and interstate commerce of express shipments, both rail and air (See Note) on Railway Express Agency, Inc., billing in the territory described in its tariff Colorado P.U.C. No. 3, 29th Revision, and amendments thereto, or reissues thereof, including airports at points mentioned in said tariff if and when there are airports at such points.

Note - The term rail as used herein means either rail or motor.

4. Except as modified herein, the order entered on March 31, 1944 (Decision No. 22128) shall remain in force and effect.
5. This order shall become effective forthwith.
6. The statement and findings are hereby made a part hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 31st day of May, 1956.

mem

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
PAUL RODRIGUEZ, DOING BUSINESS AS)	
"PAUL'S EXPRESS," 2812 UMATILLA)	
STREET, DENVER, COLORADO, FOR AUTH-)	
ORITY TO OPERATE AS A CLASS "B")	APPLICATION NO. 14383-PP
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

June 4, 1956

Appearances: Paul Rodriguez, Denver,
Colorado, pro se;
H. D. Hicks, Denver,
Colorado, for Weicker
Transfer and Storage
Company;
Harold D. Torgan, Esq.,
Denver, Colorado, for
Buehler Transfer Company;
Duffy Storage and Moving
Company; Johnson Storage
and Moving Company, Inc.;
Bekins Van and Storage Co.;
Kenneth Williamson, Golden,
Colorado, for Westway
Motor Freight.

S T A T E M E N T

By the Commission:

By application filed March 20, 1956, the applicant seeks authority to operate as a Class "B" private carrier by motor vehicle for the transportation of:

furniture, household appliances, and all commodities handled by Warehouse Disposal, Chevron Distributing, Moore Furniture, Sleep Shop, Maupin Associates, Inc., and Interior Designs, from and to points within a radius of 25 miles of Denver, and between points within the City and County of Denver.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 25, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He stated that he commenced operating in March 1955, and operates his office at 2812 Umatilla Street in Denver. All of the customers he would serve are retail furniture stores; his duties have consisted of carrying beds, sofas, etc., but no heavy appliances, such as refrigerators, from the retail store to the customer who has purchased the furniture. He is no longer serving Maupin Associates, Inc., and asked that this name be stricken from his application. In doing this work, which has consisted of small orders only, he has used and is now using a one-half ton pick-up truck with stake body. When the work requires two people, he employs his uncle as a helper. His entire equipment consists of the one-half ton truck. He has no equipment for the movement of heavy appliances and has made no delivery outside Denver at any time. His net worth is approximately \$500. He wishes only to engage in this small volume of delivery. This type of work is a full time occupation for him.

He produced no shipper witnesses to testify that they need or want his service, nor that the existing service of common carriers in Denver is inadequate in any respect. He started his operation after January 1, 1955, and therefore has no "grandfather rights" to operate within the City and County of Denver. In the ordinary course of events, therefore, the application would routinely have been denied.

The protesting carriers, however, stated that they did not particularly wish to keep this individual from earning a living in this trade, if he would be willing to keep his operation as a very small one-man operation, such as it has been thus far, and one which, because of its small size, would not make heavy inroads into their established service. They were willing to withdraw their objection and consent to the granting of the application, if he would agree voluntarily to limit his service to only the customers named, using only one vehicle and that a truck having

a manufacturer's rated capacity not exceeding one-half ton, and would limit his service entirely to the corporate limits of the City and County of Denver. On any other basis than this, the protesting carriers stated that they would have to press their protest of the application.

After some deliberation, the applicant voluntarily accepted all of these restrictions. On this basis the application will be granted, as limited in the following Order.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

That Paul Rodriguez, doing business as "Paul's Express," Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the delivery of goods sold at retail to the purchasers thereof for the following customers only: Warehouse Disposal, Chevron Distributing, Moore Furniture, Sleep Shop, and Interior Designs, and only for delivery within the corporate limits of the City and County of Denver; provided that in the operation of this permit the holder thereof shall be limited to the use of but one motor vehicle and that a vehicle having manufacturer's rated capacity not greater than one-half ton.

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


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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Ralph C. Horton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

ea

original

(Decision No. 45897)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
WARREN DORRANCE, 7373 KIPLING)	
STREET, ARVADA, COLORADO, FOR AUTH-)	
ORITY TO EXTEND OPERATIONS UNDER)	APPLICATION NO. 14417-PP-Extension.
PERMIT NO. B-4869.)	
-----)	

June 4, 1956

Appearances: George M. Graber, Esq.,
Arvada, Colorado,
for Applicant;
H. D. Hicks, Denver,
Colorado, for Weicker
Transfer and Storage
Company;
Kenneth Williamson, Golden,
Colorado, for Westway
Motor Freight;
H. D. Torgan, Esq., Denver,
Colorado, for Duffy
Storage and Moving Company.

S T A T E M E N T

By the Commission:

The applicant is presently authorized under Permit No.
B-4869 to operate as a private carrier by motor vehicle for
the transportation of:

sheet rock, a building material, and of an
occasional small quantity of nails, cement,
and tape for use in putting the sheet rock
in place, only from rail cars situated
either in Jefferson or Boulder County, or
within a radius of twenty miles of the
intersection of Colfax and Broadway in
Denver, to building construction jobs
within the same counties or radius; and
only for Denver Wood Products Company and
Pyramid Lumber and Building Supply Company.
Said operation to be conducted under the
individual name of the applicant only.

By the present application filed April 12, 1956, he
seeks to have this authority extended to permit him to haul
lumber and building materials for the Denver Wood Products Company
within the same territorial area as his present permit authorizes.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 25, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

This is the second time Mr. Dorrance has been before us seeking broad commodity authority in the building materials field. In the last case, which was concluded by our Decision No. 44415, dated July 15, 1955, he failed to produce any customer witnesses demonstrating any need for his service, but by successively excluding this commodity and service, or that commodity and service, from his application, arrived at the point where his present authority was issued to him uncontested, notwithstanding his failure to show need for his service by shipper testimony. That application sought authority to transport "building materials, new and used." By the present application, the applicant is back seeking authority to haul "lumber and building materials." Again, he has produced no shipper witnesses to testify that they need or want his service, nor that the existing service is inadequate in any respect. Again, the same process of attempting to bring the matter to an uncontested status was followed by offering to strike this and that from his proposed additional authority.

We have no credible evidence before us in this matter that the Denver Wood Products Company, or the Pyramid Lumber and Building Supply Company needs or wants the additional service at all. If it be assumed, however, that it does want or need the service, then presumably it needs a service which will take care of all of its needs, and not a service which has been arrived at by bargaining away various parts of the service until the remainder stands unopposed by existing common carriers. This bargaining takes no account of the needs of the shipper for service, but only tests how far the applicant can get without producing shipper witnesses who want his service. It would appear to the Commission,

as it surely must to the applicant, upon mature consideration of the matter, that if the customer needs and wants the applicant's service, it should appear and tell the Commission the service it needs and wants. If this service is not available, or is inadequately provided by existing common carriers, then the Commission can provide the customer's carrier with the authority it needs to satisfy the customer's requirements.

In the present state of the evidence, and the absence of any independent showing of need for the service and the inadequacy of existing service, however, the application must be denied.

F I N D I N G S

THE COMMISSION FINDS:

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

That the instant application should be denied.

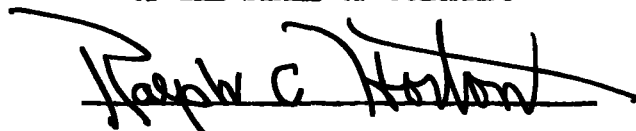

O R D E R

THE COMMISSION ORDERS:

That the instant application be, and the same hereby is, denied.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.
ea

original

(Decision No. 45898)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
A-1 DELIVERY COMPANY, 2535 CURTIS)	
STREET, DENVER, COLORADO, FOR A)	
CERTIFICATE OF PUBLIC CONVENIENCE)	APPLICATION NO. 14414-Amended
AND NECESSITY TO OPERATE AS A COM-)	
MON CARRIER BY MOTOR VEHICLE FOR)	
HIRE.)	
-----)	

June 4, 1956

Appearances: Robert D. Means, Esq.,
Denver, Colorado,
for Applicant;
Harold D. Torgan, Esq.,
Denver, Colorado, for
Duffy Storage and
Moving Company;
H. D. Hicks, Denver,
Colorado, for Weicker
Transfer and Storage
Company.

S T A T E M E N T

By the Commission:

By application filed July 20, 1955, as amended May 11, 1956, and as orally explained at the hearing thereof, the applicant seeks to obtain recognition of his "Grandfather Rights" as a common carrier of freight from point to point within the corporate limits of Denver, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 25, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

This is an application to establish "Grandfather Rights" to do business as a motor carrier within Denver's corporate limits.

Mr. Ernest V. Brame, an officer and one of the principal

stockholders of the applicant Colorado corporation, testified in support of the application. He stated that the operation commenced with the incorporation in 1954 and that the Company has engaged in the transportation business within the corporate limits of Denver pursuant to licenses issued by the Denver Police authorities since early summer 1954. The vehicles used consist of a motorcycle and two Willys Jeep Station wagons, one of 1947 vintage, the other 1950.

The volume of business has expanded steadily since the Company was organized in 1954 and now involves perhaps 50 to 60 deliveries per day. These deliveries consist of various packages, which can properly be handled in a vehicle of this type, and includes lead to be used or which has been used by the printing trade. The applicant had no specific recollection of any packages (other than packages of lead) which exceeded 100 lbs. in weight and which were carried by his Company during the interval preceding January 1, 1955, when his Company acquired whatever "Grandfather Rights" it has. He thought it would be convenient, however, to have the weight limit on any packages carried by at least 150 lbs. and preferably 200 lbs. He did not carry regularly for anyone who ordinarily had packages exceeding 100 lbs. in weight, except the lead packages, during the crucial period. He has not engaged in a general cartage business, but only in a package delivery service. It must be obvious that no large or bulky commodities could have been carried during the crucial period in the equipment the applicant had and has available. We find no positive or convincing evidence of any transportation of packages exceeding 100 lbs. in weight during the crucial period, other than the packages consisting of lead.

Several carriers appeared of record, but did not offer any evidence in protest of the application as clarified by their cross-examination. It appears to us that the applicant can do

all he actually did do during the period prior to January 1, 1955, if he is granted a 100-pound package delivery authority, and is granted in addition authority to transport lead, either in bulk or after it has been processed in printing plants. An Order will be entered accordingly.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require the proposed common carrier motor vehicle, call and demand service of A-1 Delivery Company, Denver, Colorado, for the transportation of packages not exceeding 100 lbs. in weight, and in addition, lead, either in bulk or after it has been processed in printing plants, from point to point within the corporate limits of Denver, Colorado, and this order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

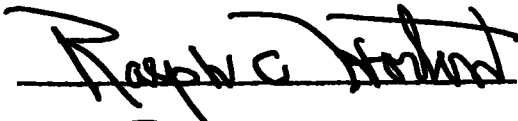

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

ea

Original

(Decision No. 45899)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
MICHAEL J. JASKIEL, DOING BUSINESS
AS "MIKE'S EXPRESS," 3331 SOUTH
FAIRFAX STREET, DENVER, COLORADO,
FOR A CERTIFICATE OF PUBLIC CONVEN-
IENCE AND NECESSITY TO OPERATE AS A
COMMON CARRIER BY MOTOR VEHICLE FOR
HIRE.

APPLICATION NO. 14317

June 4, 1956

Appearances: Michael J. Jaskiel, Denver,
Colorado, pro se;
Harold D. Torgan, Esq., Den-
ver, Colorado, for Duffy
Storage and Moving Com-
pany, Johnson Storage and
Moving Company;
H. D. Hicks, Denver, Colo-
rado, for Weicker Transfer
and Storage Company.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, to engage in the business of transportation of printed matter, publications and general hauling of miscellaneous merchandise, in all territory within the City Limits of the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, April 24, 1956, at 10:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 23, 1956, the Commission, as provided by law, designated Louis J. Garter, an employee of the Commission, to conduct the hearing on said application.

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

Report of the Examiner indicates that at the hearing, applicant testified that he is the owner of Mike's Express, and that he has been in the transportation business since 1952; that he is transporting for printers and publishers in the City and County of Denver; that such transportation consists of printed matter, publications, mail, equipment and supplies; that he has limited his transportation to this type of business; that he is the owner of a three-quarters-ton G.M.C. Truck.

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by his application; that said applicant has been engaged in the transportation of printed matter, publications, mail, equipment and supplies for printers and publishers in the City and County of Denver since 1952, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers in home-rule cities, thereby establishing "Grandfather Rights;" that applicant failed to produce any evidence for other authority sought by his application.

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

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

Report of the Examiner recommends that certificate of public convenience and necessity issue to applicant herein, as set forth in the following Order.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Michael J. Jaskiel, doing business as "Mike's Express," Denver, Colorado, for the transportation of printed matter, publications, mail, equipment, and supplies moving to and from printers and publishers, between points within the City and County of Denver, State of Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

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

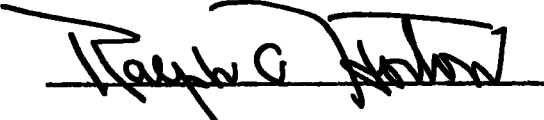
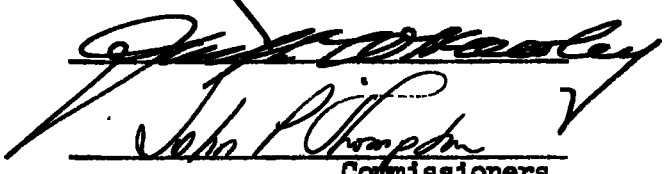
That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PAUL A. ROYAL, DOING BUSINESS AS)
"ACCURATE DELIVERY SERVICE," 4684)
EAST YALE AVENUE, DENVER, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 14415

June 4, 1956

Appearances: Jack D. Henderson, Esq.,
Denver, Colorado, for
Applicant;
Harold D. Torgan, Esq.,
Denver, Colorado, for
Package Delivery Ser-
vice, Inc., and Acme
Delivery Service, Inc.
H. D. Hicks, Denver, Colo-
rado, for Weicker Trans-
fer and Storage Co.

S T A T E M E N T

By the Commission:

By the present application filed April 25, 1956, the applicant seeks recognition of his "Grandfather Rights" to engage as a common carrier by motor vehicle in the transportation of packages within the corporate limits of the City and County of Denver, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 25, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He said that he operates as a sole proprietor out of an office at 4684

East Yale, and has been continuously engaged in this business since 1945. His operation has consisted of carrying packages weighing 100 lbs. and less throughout the City upon call and demand. He has moved no household goods nor engaged in any general hauling, except insofar as package delivery is concerned. He has three employees who serve about 35 accounts at the present time, some of them on an emergency basis, some on regular same-day deliveries, and some on next-day deliveries.

Mr. Donald Pecknam, an officer of Denver Stationery Company, testified that his company has used the applicant's service continuously since 1951 for the pick up and delivery of packages.

Although several protestants appeared of record, none of them offered any evidence in protest of the application, and no reason appears why the same should not be granted.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

C R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of Paul A. Royal, doing business as "Accurate Delivery Service," Denver, Colorado, for the transportation of packages within the corporate limits of the City and County of Denver, Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

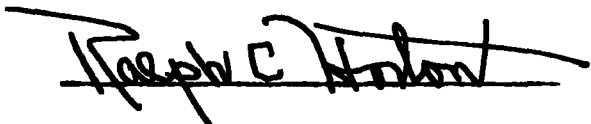

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

mls

(Decision No. 45901)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
EDWARD E. JOHNSON AND ERNEST L.
JOHNSON, CO-PARTNERS; DOING BUSI-
NESS AS "JOHNSON & JOHNSON TIMBER
COMPANY," FRASER, COLORADO, FOR A
CLASS "B" PERMIT TO OPERATE AS A
PRIVATE CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 14275-PP

June 4, 1956

Appearances: Edward E. Johnson,
Fraser, Colorado, and
Ernest L. Johnson,
Fraser, Colorado,
pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Edward E. Johnson and Ernest L. Johnson, co-partners, doing business as "Johnson & Johnson Timber Company," Fraser, Colorado, seek authority to operate as a private carrier by motor vehicle for hire, for the transportation of logs and barked poles, from forests in the State of Colorado, to sawmills and to railroad points within a radius of thirty miles of point of origin; lumber, from Fraser, Colorado, to Denver, Colorado.

Said application was regularly set for hearing before the Commission, at the Court House, Hot Sulphur Springs, Colorado, April 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 10, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner shows that in view of the fact that there were a number of applications for similar authority, it was agreed by all parties that all of the applications might be heard on a consolidated record.

Report of the Examiner indicates that at the hearing, Ed O'Neil, Jr. testified that he is in the lumber and timber business, as owner of a sawmill; that in order to operate this mill, he has to have haulers to transport logs and poles from forests to his sawmill, and lumber from his sawmill to Denver, and to points within a radius of ten miles of Denver; that the operation is a specialized one, and that he must have trucks available when the need for them arises, either day or night; that every sawmill operator in the vicinity of his mill needs the same type service; that he will use applicants' service, in the event authority herein sought is granted.

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

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

Report of the Examiner states that applicants are fit and proper persons, have sufficient equipment, and are financially able to perform the services sought by the instant application; that the efficiency of service rendered by any common carrier operating in the territory sought to be served by applicants herein will not be impaired by the granting of the authority herein sought.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That Edward E. Johnson and Ernest L. Johnson, co-partners, doing business as "Johnson & Johnson Timber Company," Fraser, Colorado, should be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs and poles, from forests to sawmills and railroad loading points within a radius of thirty miles of Fraser, Colorado, and lumber from sawmills within a radius of thirty miles of Fraser, Colorado, to Denver, Colorado, and to points within a radius of ten miles of Denver, Colorado.

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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
Joseph W. Kearney
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
G. HERBERT WINNER, ROUTE 2, ALAMOSA,)
COLORADO, FOR AUTHORITY TO EXTEND) APPLICATION NO. 14404-Extension
OPERATIONS UNDER PUC NO. 2325.)
-----)

June 4, 1956

Appearances: Henry Blickhahn, Esq.,
Alamosa, Colorado,
for Applicant;
Ralph South, Ordway,
Colorado, pro se.

S T A T E M E N T

By the Commission:

G. Herbert Winner, Alamosa, Colorado, is the owner of
PUC No. 2325, authorizing the transportation of houses and
buildings (including box cars), between points in the following
territory within the State of Colorado, to-wit:

The territory included in the following counties:
Costilla, Alamosa, Conejos, Rio Grande, Saguache,
Mineral, Archuleta and Hinsdale.

By the instant application, he seeks authority to
extend operations under said certificate by the addition of
Summit County Colorado, to the territory he is now authorized
to serve.

Said application, after appropriate notice to all
interested parties, was set for hearing on May 23, 1956, at
the Court House in Alamosa, Colorado, and then transferred to
the City Hall at Alamosa, where the matter was heard and taken
under advisement.

Applicant testified that he is engaged exclusively in
moving buildings and box cars within the eight counties he is
now authorized to serve. He is the owner of all necessary equip-
ment, including trucks, tractors, timbers, dollies, etc., to

move houses and buildings. It appeared from the evidence that he is well qualified by experience, and is financially able to carry on the proposed extended operation. It further appeared that no common carrier domiciled in Summit County is offering this type of service to the public, and that there is a demand by the public for his proposed extended service, he having received about fifteen requests for such service recently from residents of Summit County.

Ralph South, owner of PUC No. 2334, authorizing transportation of buildings, generally, excluding box cars, from point to point within all of the area of the State of Colorado lying west of the Continental Divide (with the exception of five counties) also appeared. He did not cross-examine applicant. He stated he was not sure that Summit County is in the area he is authorized to serve. He had received no demands for service, and performed no service in that area. It appears that he operates under two certificates, serving under one an area within a radius of 100 miles of Ordway, with headquarters at Ordway, and under the other, the area west of the Continental Divide, with headquarters at Grand Junction. So far as the evidence shows, he has no house moving equipment nearer to Summit County than the far distant points of Ordway and Grand Junction, and he made no effort to prove that he had equipment available for service in Summit County, or could adequately serve said county from either headquarters.

It is common knowledge that in the near future there will be increasing activity in Summit County, particularly in the vicinity of Dillon, in the moving of houses and other buildings. This operation requires specialized service and specialized equipment. Because of its nature, the Commission has never prescribed rates for the service, and if a territory is assigned to but one carrier, there is a natural tendency -- or at least a temptation -- to charge all the traffic will bear. The only way

to protect the public in this type of work is to provide competition so that a moving contract may be awarded on a bid basis. In the instant case, South is not satisfied that Dillon is in the area he is authorized to serve. There is no one else authorized to perform the service in Summit County. If South finds that he can serve this area under his present authority, it will be necessary that he move equipment either from Ordway or Grand Junction. Assuming that he can serve the area and is willing to do so, the Commission feels that it would be in the public interest to authorize another carrier to perform similar service, so that the competition thus afforded may result in reasonable rates for the service.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require, and will require, the extended service of G. Herbert Winner, Alamosa, Colorado, under PUC No. 2325, to include the transportation of houses and buildings, including box cars, between points in the County of Summit, State of Colorado, and from and to points in Summit County to and from points in the Counties of Costilla, Alamosa, Conejos, Rio Grande, Saguache, Mineral, Archuleta and Hinsdale, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

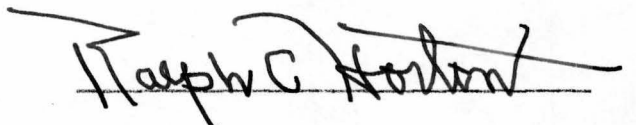
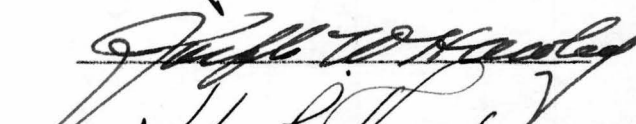

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate his carrier system according to the schedule filed except when prevented by Act of God, the public enemy or extreme conditions.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

ea.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
EDNA RUTH MC CORMICK, WIDOW OF
WILLIAM GORDON MC CORMICK, DECEASED,
FOR AUTHORITY TO TRANSFER ALL RIGHT,
TITLE AND INTEREST IN AND TO PERMIT
NO. B-963 TO SAID EDNA RUTH MC CORMICK,
DOING BUSINESS AS "SAGUACHE TRUCK
LINE."

APPLICATION NO. 14403-PP-Transfer

June 4, 1956

Appearances: William R. Bartlett, Esq.,
Center, Colorado,
for Applicant.

S T A T E M E N T

By the Commission:

Gordon McCormick is the record owner of Private Carrier
Permit No. B-963, authorizing:

Transportation of livestock, potatoes and
coal from point to point within a radius of
25 miles of Center, Colorado, and from and
to said points to and from Walsenburg, Pueblo,
and Denver, without the right to render
point-to-point service between Walsenburg
and Denver and intermediate points; and for
the transportation of livestock, feed, and
prepared feeds to and from Clarence Stone's
Feed Store located in Monte Vista, to and
from all points in the State of Colorado.

By the instant application, Edna Ruth McCormick, as
widow of the deceased permit-holder, seeks authority to transfer
operating rights under said permit to Edna Ruth McCormick, doing
business as "Saguache Truck Line."

The matter was set for hearing at the Court House in
Alamosa, Colorado, on May 23, 1956, with due notice to all
interested parties; the hearing then being transferred to the
City Hall at Alamosa, where the application was heard and taken
under advisement.

Applicant testified that Gordon McCormick, former holder and operator of said permit, is now deceased. His estate is pending in the County Court of Saguache County. On February 8, 1956, an order was entered by said Court awarding said permit to her under her Widow's Partial Selection of Allowance as her sole and separate property. A certified copy of said order was offered as Exhibit No. 1. Her financial stability was shown to the satisfaction of the Commission. Applicant will use, in operations under the permit, the same equipment used by her husband, reference being made to the equipment list on file with the Commission, and she will continue operations as they have been conducted in the past. She was associated with her husband in these operations for eight years. There is no indebtedness against the permit or operations thereunder.

No one appeared in opposition, and the Commission is satisfied as to the financial stability of applicant and her experience in the transportation field.

F I N D I N G S

THE COMMISSION FINDS:

That the proposed transfer is compatible with the public interest, and should be authorized.

O R D E R

THE COMMISSION ORDERS:


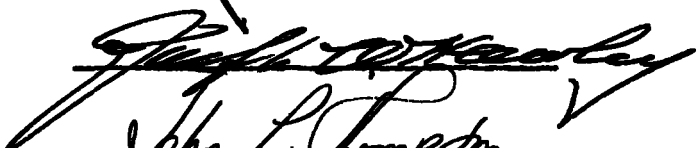

That Edna Ruth McCormick, widow of William Gordon McCormick, Deceased, Center, Colorado, should be, and hereby is, authorized to transfer all right, title and interest in and to Permit No. B-963 -- being the operating rights set forth in the preceding Statement which, by reference, is made a part hereof -- to the said Edna Ruth McCormick, doing business as "Saguache Truck Line," Center, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

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

This order is made a part of the permit authorized to be transferred, and shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

ea

equal

(Decision No. 45904)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM A. SHEEHAN, 1891 SOUTH)
JULIAN STREET, DENVER, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CON-)
VENIENCE AND NECESSITY TO OPERATE)
AS A COMMON CARRIER BY MOTOR VE-)
HICLE FOR HIRE.)
-----)

APPLICATION NO. 14031
SUPPLEMENTAL ORDER

June 4, 1956

Appearances: Clarence Werthan, Esq.,
Denver, Colorado, for
Applicant.

S T A T E M E N T

By the Commission:

By application filed with the Commission on December 2, 1955, the above-styled applicant sought a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the transportation of ashes and trash, from point to point within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 18, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On January 16, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

In accordance with said Report of said Examiner, granting to applicant herein a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire:

"for the transportation of ashes, trash, and other refuse in that part of Denver bounded on the west by Sheridan Boulevard, on the north by Eighth Avenue, on the east by Zuni Street, and on the south by Bayaud Street, in the City and County of Denver, and from said described area, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado."

On February 15, 1956, petition for rehearing was filed by applicant herein, by his attorney, Clarence Werthan, stating applicant did not understand he was entitled under his Grandfather Rights to engage in the business specified within the Limits of the City and County of Denver, and, by error, set out specific street boundaries.

On February 21, 1956, the Commission entered its Decision No. 45362, granting applicant's petition for rehearing.

Said application was regularly set for rehearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, April 24, 1956, at 10:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 23, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the rehearing on said application.

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

Report of said Examiner indicates that at the rehearing, applicant testified that he is now engaged in the transportation of ashes, trash and other refuse, between points in the City and County of Denver; that he has been so engaged since September,

1954; that he is the owner of a 1950 Dodge one-half-ton truck, and has a net worth of \$16,000; that he will obey the laws, rules, and regulations of this Commission governing common carriers, should authority herein sought be granted; that he has many calls for this service.

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

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

Report of the Examiner further states that applicant is a fit and proper person, and has sufficient equipment to render the service sought to be performed under the instant application, and that he is financially able to do so; that applicant has proven he was engaged as a common carrier by motor vehicle, in the same kind and type of transportation he seeks by his present application, at the time, and prior to, the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over public utilities in home-rule cities, and has continued to render such service since that time, thereby establishing "Grandfather Rights."

Report of the Examiner recommends that certificate of public convenience and necessity issue to applicant herein, as set forth in the Order following.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

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

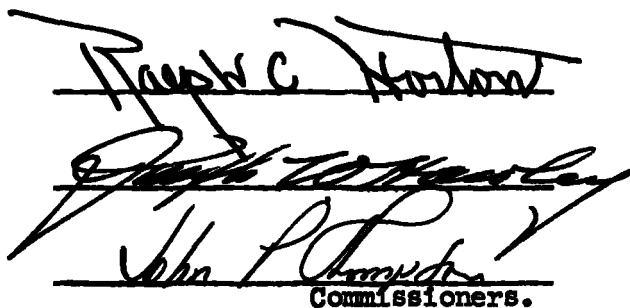
That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

ea

original

(Decision No. 45905)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN C. MURPHY, DOING BUSINESS AS)
"MURPH'S EXPRESS," 1001 BANNOCK)
STREET, DENVER, COLORADO, FOR A) APPLICATION NO. 14318
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A COM-)
MON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)
- - - - -)

- - - - -
June 4, 1956
- - - - -

Appearances: Harold D. Torgan, Esq.,
Denver, Colorado,
for Applicant;
H. D. Hicks, Denver,
Colorado, for Weicker
Transfer and Storage
Company.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the conduct of a transfer, moving and general cartage business, including the transportation of household goods, between all points within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, April 24, 1956, at 10:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 23, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

Said hearing was held at the time and place designated in the Notice of Hearing, with Louis J. Carter, as Examiner,

conducting the hearing, he thereafter submitting a report of said proceedings to the Commission.

Report of said Examiner indicates that at the hearing applicant testified he is the owner of Murph's Express; that he is in the business of transporting general commodities between points in the City and County of Denver, and that he has been so engaged since 1944; that his business is a general cartage business, except that he does not transport heavy commodities; that he has two van-type trucks and six stake-body trucks, three of which are equipped with hydraulic lifts; that his net worth is \$125,000, and he employs sixteen persons; that he is the owner of Permit No. B-3669, with authority to transport appliances within a radius of fifteen miles of Denver.

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

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

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the service sought by the instant application; that he has been engaged in the transportation of general commodities, except heavy commodities, between points in the City and County of Denver since 1944, and that he was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over public utilities in home-rule cities, thereby establishing "Grandfather Rights."

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein, as set forth in the Order following.

F I N D I N G S

THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a

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

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

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of John C. Murphy, doing business as "Murph's Express," Denver, Colorado, for the transportation of general commodities, except commodities which, because of their size or weight, require special equipment, between points in the City and County of Denver, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

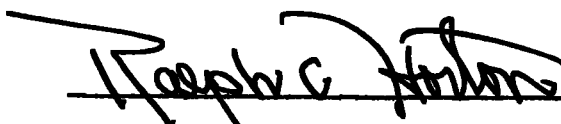
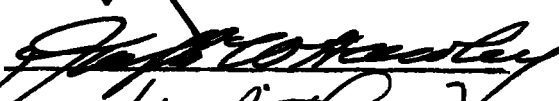

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

ea

original

(Decision No. 45906)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JOHN I. GONZALES, 3615 WILLIAMS)
STREET, DENVER, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)
	APPLICATION NO. 14323-PP

June 4, 1956

Appearances: John I. Gonzales,
Denver, Colorado,
pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; coal, from Northern Colorado coal fields, to Denver, and to points within a radius of fifteen miles of Denver; also, to Valmont Plant of Public Service Company near Boulder, Colorado; to Great Western Sugar Company and Kurer-Empson Company Plants within a radius of fifty miles of Denver, and to Rocky Mountain Arsenal,

located northeast of Denver, Colorado.

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

On April 26, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the said hearing.

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

Report of said Examiner indicates that at the hearing, applicant testified that he was engaged in transporting dirt and rock in Larimer County; that he has had requests for service to transport sand and gravel from pits and supply points, to road jobs, construction jobs, and mixer plants; that he also has had requests to transport coal from the Northern Colorado coal fields to Denver and to points within a radius of fifteen miles thereof, as well as to the Rocky Mountain Arsenal, Public Service Company, and Great Western Sugar Company; that he is also the owner of a two-ton 1950 Chevrolet Dump Truck, and his net worth is \$6,000.00.

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

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That John I. Gonzales, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; coal, from Northern Colorado coal fields, to Denver, and to points within a radius of fifteen miles of Denver; also, to Valmont Plant of Public Service Company near Boulder, Colorado; to Great Western Sugar Company and Kumer-Empson Company Plants within a radius of fifty miles of

Denver, and to Rocky Mountain Arsenal, located northeast of Denver, Colorado.

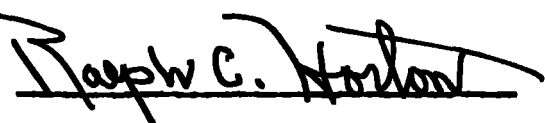

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
PASCHAL J. DIPILLA, DOING BUSINESS)	
AS "SUPERIOR TRANSFER COMPANY,")	
4506 BEACH COURT, DENVER, COLORADO,)	
FOR A CERTIFICATE OF PUBLIC CONVEN-)	APPLICATION NO. 14320
IENCE AND NECESSITY TO OPERATE AS A)	
COMMON CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
- - - - -)	

- - - - -
June 4, 1956
- - - - -

Appearances: John J. Gaudio, Esq.,
Denver, Colorado, for
Applicant;
Harold D. Torgan, Esq.,
Denver, Colorado, for
Duffy Storage and Moving
Company, Johnson Storage
and Moving Company;
H. D. Hicks, Denver, Colo-
rado, for Weicker Transfer
and Storage Company.

S T A T E M E N T

By the Commission:

Applicant, by the above-styled application, seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the transportation of general commodities, from any point in the City and County of Denver, to any other point in the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, April 24, 1956, at 10:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 23, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of the said Examiner indicates that at the hearing applicant testified that he is the owner of Superior Transfer Company, and that he has been engaged in the transportation of general commodities in the City and County of Denver since 1930; that such transportation included heavy equipment; that he is the owner of five pieces of equipment, which include a flat-bed and van-type trailer, and that he also owns a removable "A" frame, which can be used in movement of heavy equipment; that his net worth is \$25,000.

Lawrence Rankin, Manager of Central States Freight Service, and Robert M. Wonder, of Pacific-Intermountain Express, testified that their companies had used applicant's services in the pick-up and delivery of interstate freight.

Ralph E. Wilson, of American Manganese Steel, testified that applicant had transported commodities for his company, including castings up to 14,000 pounds in weight.

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

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

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by the instant application; that he has been engaged in transportation of general commodities in the City and County of Denver since 1930, and was so engaged on January 1, 1955, being the effective date of the Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over public utilities in home-rule cities, thereby establishing "Grandfather Rights."

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein, as set forth in the Order following.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Paschal J. DiPilla, doing business as "Superior Transfer Company," Denver, Colorado, for the transportation of general commodities, between points in the City and County of Denver, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.


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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Ralph C. Norton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 4th day of June, 1956.

ea

original

(Decision No. 45908)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
FRANK C. HEITMAN, 4601 WEST ALAMEDA
AVENUE, DENVER, COLORADO, FOR AUTH-
ORITY TO EXTEND OPERATIONS UNDER
PERMIT NO. B-4043.

APPLICATION NO. 14274-PP-Extension

June 5, 1956

Appearances: Frank C. Heitman, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Frank C. Heitman, Denver, Colorado, seeks authority to extend operations under Permit No. B-4043, to include the right to transport forest and sawmill products, including logs and timber, from Granby, Colorado, and Dillon, Colorado, and from points within a radius of five miles of each of said towns, to Denver, Colorado.

Said application was regularly set for hearing before the Commission, at the Court House, Hot Sulphur Springs, Colorado, April 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 10, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner shows that in view of the fact that

there were a number of applications for similar authority, it was agreed by all parties that all of the applications might be heard on a consolidated record.

Report of the Examiner further indicates that at the hearing, applicant testified that he is hauling lumber from the territory sought in his application, to Denver and to points within a radius of ten miles of Denver; that he is picking up in Granby at the present time; that he is the owner of the type of motor vehicle equipment necessary to transport lumber; that the demand for transportation of lumber is such that all applicants' services could be used.

Report of the Examiner further states that at the hearing, Ed O'Neal, Jr., testified that he is in the lumber and timber business, as owner of a sawmill; that in order to operate this mill, he has to have haulers to transport logs and poles from forests to his sawmill, and lumber from his sawmill to Denver and to points within a radius of ten miles of Denver; that the operation is a specialized one, and that he must have trucks when the need for them arises, either day or night; that every sawmill operator in the vicinity of his mill needs the same type service; that he will use applicant's service, in the event authority herein sought is granted.

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

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

Report of the Examiner states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services sought by the instant application; that the efficiency of service rendered by any common carrier operating in the territory sought to be served by applicant herein will not be impaired by the granting of authority herein sought.

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

F I N D I N G S

THE COMMISSION FINDS:

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

That applicant herein should be authorized to extend operations, as set forth in the Order following.

O R D E R

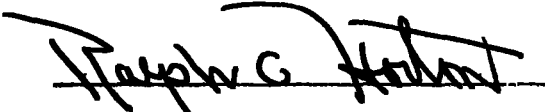
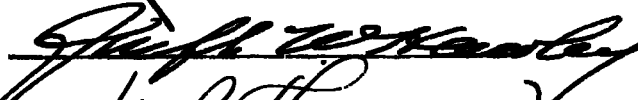

THE COMMISSION ORDERS:

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

That Frank C. Heitman, Denver, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-4043 to include the right to transport forest and sawmill products, including logs and timber, from points within a radius of thirty miles of Granby, Colorado, and a five-mile radius of Dillon, Colorado, to Denver, Colorado, and to points within a radius of ten miles of Denver, Colorado.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

mls

original

(Decision No. 45909)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ORVILLE SISCO, JR., DOING BUSINESS)
AS "A-ONE EXPRESS SERVICE," 1171)
SOUTH RALEIGH STREET, DENVER, COLO-)
RADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO OPERATE)
AS A COMMON CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 14313

June 5, 1956

Appearances: Brian H. Gorel, Esq., Denver,
Colorado, for Applicant;
Harold D. Torgan, Esq., Den-
ver, Colorado, for Duffy
Storage and Moving Company,
Johnson Storage and Moving
Company;
H. D. Hicks, Denver, Colorado,
for Weicker Transfer and
Storage Company.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the conduct of a light freight and household goods hauling service, including all types of kitchen appliances and pianos, within the City and County of Denver, State of Colorado.

Said application was regularly set for hearing at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, April 24, 1956, at 10:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 23, 1956, as provided by law, the Commission designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of the Examiner indicates that at the hearing applicant herein testified that he is the owner of "A-One Express Service," and has been in the express and transfer business in the City and County of Denver, for the past three and one-half years, transporting general commodities, including household goods, new and used furniture, and household appliances; that he has been engaged in delivery service for two stores; that he has not moved any heavy commodities; that he is the owner of one truck and one covered van, and has a net worth of \$12,000.

A. J. Barnum testified that he is the service man for Ironite Company; that applicant is transporting commodities for his company, and that services rendered are good.

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

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

Report of the Examiner further indicates that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by his application; that he has been engaged in the transportation of general commodities, except heavy commodities, in the City and County of Denver for the past three and one-half years; that he was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers in home-rule cities, thereby establishing "Grandfather Rights."

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

forth in the Order following.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Orville Sisco, Jr., doing business as "A-One Express Service," Denver, Colorado, for the transportation of general commodities, except commodities which, because of size or weight, require special equipment, from point to point within the City and County of Denver, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

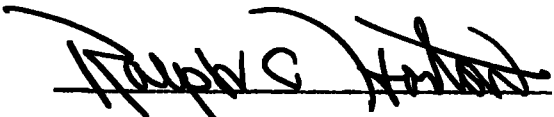

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners,

Dated at Denver, Colorado,
this 5th day of June, 1956.

mls

original

(Decision No. 45910)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BACEL J. TELLIER, JR., STAR ROUTE,)
GRANBY, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 14278-PP

June 5, 1956

Appearances: Bacel J. Tellier, Jr.,
Granby, Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Bacel J. Tellier, Jr., Granby, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, lumber, and timber products, from forests and sawmills in the State of Colorado within a radius of one hundred miles of Granby, Colorado, to points within said area.

Said application was regularly set for hearing before the Commission, at the Court House, Hot Sulphur Springs, Colorado, April 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 10, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner shows that in view of the fact that there were a number of applications for similar authority, it was

agreed by all parties that all of the applications might be heard on a consolidated record.

Report of the Examiner further states that at the hearing, Ed O'Neil, Jr., testified that he is in the lumber and timber business, as owner of a sawmill; that in order to operate this mill, he has to have haulers to transport logs and poles from forests to his sawmill, and lumber from his sawmill to Denver and to points within a radius of ten miles thereof; that the operation is a specialized one, and that he must have trucks when the need for them arises, either day or night; that every sawmill operator in the vicinity of his mill needs the same type service; that he will use applicant's service, if authority herein sought is granted.

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

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

Report of the Examiner states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services sought by the instant application; that the efficiency of the service rendered by any common carrier operating in the territory sought to be served by applicant herein will not be impaired by the granting of authority sought herein.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

the Order following.

O R D E R

THE COMMISSION ORDERS:

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

That Bacel J. Tellier, Jr., Granby, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs and poles, from forests to sawmills and railroad loading points within a radius of thirty-five miles of Granby, Colorado; lumber, from sawmills within a radius of thirty-five miles of Granby, to Denver, and to points within a radius of ten miles of Denver, Colorado.

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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Joseph C. Harkness
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

mls

(Decision No. 45911)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
JOHN W. KAMP, DOING BUSINESS AS
"KAMP MOVING AND STORAGE COMPANY,"
2223 SOUTH DOWNING STREET, DENVER,
COLORADO, FOR A CERTIFICATE OF PUB-
LIC CONVENIENCE AND NECESSITY TO
OPERATE AS A COMMON CARRIER BY
MOTOR VEHICLE FOR HIRE.

APPLICATION NO. 14316

June 5, 1956

Appearances: Arthur M. Schwartz, Esq.,
Denver, Colorado, for
Applicant;
Harold D. Torgan, Esq.,
Denver, Colorado, for
Duffy Storage and Mov-
ing, Johnson Storage
and Moving Company;
H. D. Hicks, Denver, Colo-
rado, for Weicker Trans-
fer and Storage Company.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the conduct of a transfer, moving, and storage business, within the corporate limits of the City and County of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, April 24, 1956, at 10:30 o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 23, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of the Examiner indicates that at the hearing John W. Kamp, applicant herein, testified that he is the owner of Kamp Moving and Storage Company; that he or his father had operated this business since 1910; that he is transporting general commodities, including household furniture, and unloading pool cars, between points in the City and County of Denver; that he is not engaged in movement of heavy commodities; that he is the owner of two stake-bodied trucks, and three van-type motor vehicles; that his net worth is \$25,000.00; that he is the owner of Permit No. B-4601, under which he performs service outside the City and County of Denver, limited to one customer.

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by the instant application; that he has been engaged in transportation of general commodities, except heavy commodities, in the City and County of Denver, together with his father, since 1910, and that he was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers in home-rule cities, thereby establishing "Grandfather Rights."

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of John W. Kamp, doing business as "Kamp Moving and Storage Company," Denver, Colorado, for the transportation of general commodities, except commodities which, because of size or weight, require special equipment, between points within the City and County of Denver, State of Colorado, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

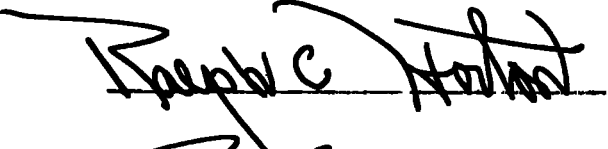
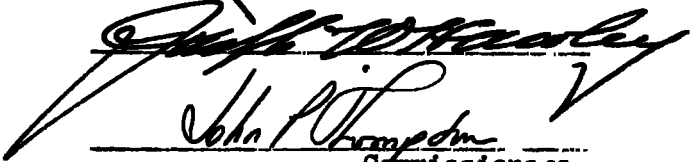

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

mls

(Decision No. 45912)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
GEORGE HEINRICH, 4551 BRYANT STREET,
DENVER, COLORADO, FOR AUTHORITY TO
EXTEND OPERATIONS UNDER PERMIT NO.
B-2721.

APPLICATION NO. 14324-PP-Extension

June 5, 1956

Appearances: Mrs. Mary Heinrich, Denver,
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to extend operations under Permit No. B-2721 to include the right to transport sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

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

On April 26, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the

hearing on said application.

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

Report of the Examiner indicates that at the hearing, Mary Heinrich, wife of applicant herein, testified that her husband was at work, transporting sand and gravel, and could not get to the hearing; that she had authority to represent him; that her husband was the owner of Permit No. B-2721; that they had had requests for the services sought in the instant application; that her husband is the owner of two trucks, and that his net worth is \$17,000.

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

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That applicant herein should be authorized to extend opera-

tions under Permit No. B-2721, as set forth in the Order following.

O R D E R

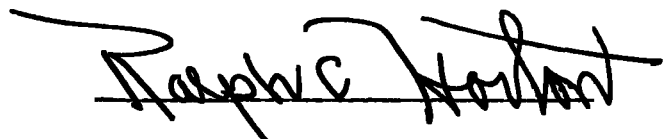
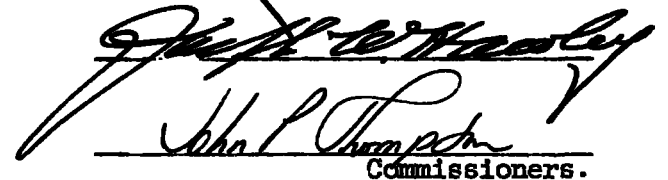
THE COMMISSION ORDERS:

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

That George Heinrich, Denver, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-2721 to include the right to transport sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
ALBERT L. HEYVAERT, 3461 SOUTH
ELIOT STREET, DENVER, COLORADO, FOR
A CLASS "B" PERMIT TO OPERATE AS A
PRIVATE CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 14325-PP

June 5, 1956

Appearances: Albert L. Heyvaert, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials, from pits and supply points in the State of Colorado, to road and building construction jobs within a radius of fifty miles of said pits and supply points, excluding service in Boulder, Clear Creek, and Gilpin Counties; coal, from mines in the Northern Colorado coal fields to Denver, Colorado.

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

On April 26, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of the Examiner indicates that at the hearing applicant testified that he is engaged in the transportation of sand and gravel and coal, as set forth in his application; that he has had many requests for such service; that he owns a two-ton Chevrolet Truck, and has a net worth of \$7,000.00; that he was formerly the owner of Permit No. B-4129, and requests that in the event authority herein sought is granted, the same number be assigned to him.

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

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That permit should issue to applicant herein, said operating rights to bear the number "B-4129," being the number of a permit formerly held by applicant.

O R D E R

THE COMMISSION ORDERS:

That the Report of the Examiner referred to in the above

and foregoing Findings should be, and the same hereby is, approved.

That Albert L. Heyvaert, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials, from pits and supply points in the State of Colorado, to road and building construction jobs within a radius of fifty miles of said pits and supply points, excluding service in Boulder, Clear Creek, and Gilpin Counties; coal from mines in the Northern Colorado coal fields to Denver, Colorado.

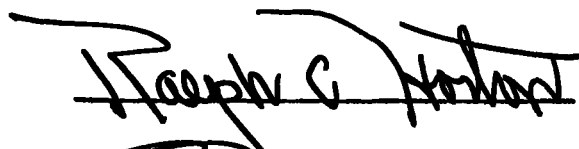
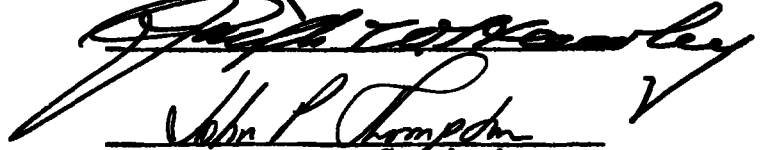
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

mls

original

(Decision No. 45914)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ARNOLD T. MYERS AND BERNDEAN V.)	
MYERS, CO-PARTNERS, 3426 OSCEOLA)	
STREET, DENVER, COLORADO, FOR A)	<u>APPLICATION NO. 14327-PP</u>
CLASS "B" PERMIT TO OPERATE AS A)	
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

June 5, 1956

Appearances: Arnold T. Myers, Denver,
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

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

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

On April 26, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of the Examiner indicates that at the hearing, Arnold T. Myers, one of applicants herein, testified that Berndean V. Myers is his wife; that they are now engaged in the transportation of sand, gravel, and insulrock, as set out in their application; that they have had many requests for this type of service; that they are the owners of a 1956 two-ton Ford truck, and have a net worth of \$18,000.

Report of the Examiner further states that applicants are fit and proper persons, have sufficient equipment, and are financially able to render the service sought to be performed by the instant application; that there is a present need for their service, and that the granting of the authority herein sought will not impair the efficient public service of any common carrier authorized to serve in said area.

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

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

Report of the Examiner recommends that authority sought should issue to applicants herein.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That Arnold T. Myers and Berndean V. Myers, co-partners, Denver, Colorado, should be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

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

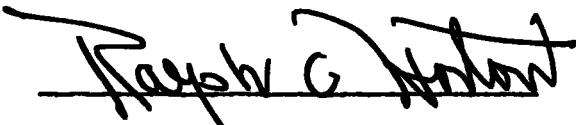
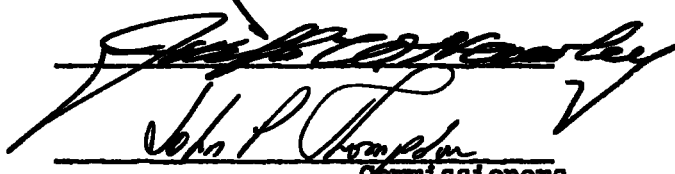
That this order is the permit herein provided for, but it shall not become effective until applicants have filed a statement of their customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and have secured identification cards.

That the right of applicants to operate hereunder shall depend upon their compliance with all present and future laws

and rules and regulations of the Commission.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

ea

(Decision No. 45915)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
NATHAN GOLDSTEIN, DOING BUSINESS AS)
"NATE'S TRUCK LINE," 3434 WALNUT)
STREET, DENVER, COLORADO, FOR AUTH-) PERMIT NO. A-855-I-Transfer.
ORITY TO TRANSFER INTERSTATE OPERA-)
TING RIGHTS TO NATE'S TRUCK LINE,)
INC., 3434 WALNUT STREET, DENVER,)
COLORADO.)
-----)

June 5, 1956

Appearances: Julius I. Ginsberg, Esq.,
Denver, Colorado, for
Applicants.

S T A T E M E N T

By the Commission:

Heretofore, Nathan Goldstein, doing business as
Nate's Truck Line," Denver, Colorado, was authorized, subject
to the provisions of the Federal Motor Carrier act of 1935,
as amended, to operate as a private carrier by motor vehicle
for hire, in interstate commerce, and Permit No. A-855-I
issued to him.

Said permit-holder now seeks authority to transfer
said operating rights to Nate's Truck Line, Inc., Denver, Colorado.

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

F I N D I N G S

THE COMMISSION FINDS:

That said transfer is in the public interest, and should
be authorized, subject to payment of outstanding indebtedness
against said operation, if any there be.

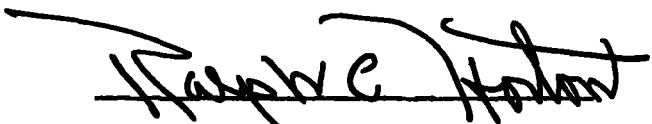
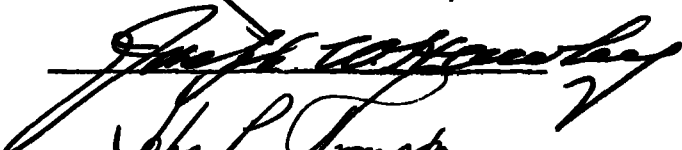
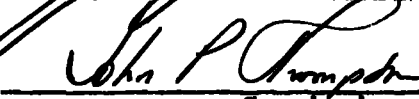
O R D E R

THE COMMISSION ORDERS:

That Nathan Goldstein, doing business as "Nate's Truck Line," Denver, Colorado, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to Permit No. A-855-I to Nate's Truck Line, Inc., Denver, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured, and subject to the terms of the Federal Motor Carrier Act of 1935, as amended.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

ea

original

(Decision No. 45916)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) HAROLD MILLER, JR., KREMMLING, COLO-) RADO, FOR A CLASS "B" PERMIT TO) OPERATE AS A PRIVATE CARRIER BY) MOTOR VEHICLE FOR HIRE.) - - - - -)	APPLICATION NO. 13741-PP-Amended
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- - - - -
June 5, 1956
- - - - -

Appearances: Harold Miller, Jr.,
Kremmling, Colorado,
pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Harold Miller, Jr., Kremmling, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs and poles, within the State of Colorado, from forest, to sawmills and railroad loading points within a radius of thirty miles of said forests.

Said application was regularly set for hearing before the Commission, at the Court House, Hot Sulphur Springs, Colorado, April 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 10, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner shows that in view of the fact that there were a number of applications for similar authority, it was agreed by all parties that all of the applications might be heard on a consolidated record.

The Examiner's Report further indicates that at the hearing applicant herein testified that he is engaged in the transportation of logs and poles, from forests to sawmills and railroad loading points, and transportation of lumber, from sawmills and delivery points as set out in his application; that there are several sawmills in this territory which have requested service; that service required is a specialized service, and equipment must be such as is designed for this work; that he is the owner of sufficient equipment, and is financially able to obtain additional equipment, if necessary.

The Examiner's Report further states that at the hearing, Ed O'Neil, Jr., testified that he is in the lumber and timber business, as owner of a sawmill; that in order to operate this mill, he has to have haulers to transport logs and poles from forests to his sawmill, and lumber from his sawmill to Denver and points within a radius of ten miles thereof; that the operation is a specialized one, and that he must have trucks when the need for them arises, either day or night; that every sawmill operator in the vicinity of his mill needs the same type service; that he will use applicant's services, if authority herein sought is granted.

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

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

Report of the Examiner states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services sought by the instant

application; that the efficiency of service rendered by any common carrier operating in the territory sought to be served by applicant herein will not be impaired by the granting of authority herein sought.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That Harold Miller, Jr., Kremmling, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs and poles, from forests in the State of Colorado, to sawmills and railroad loading points within a radius of thirty miles of such forests.

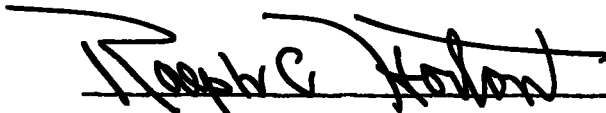
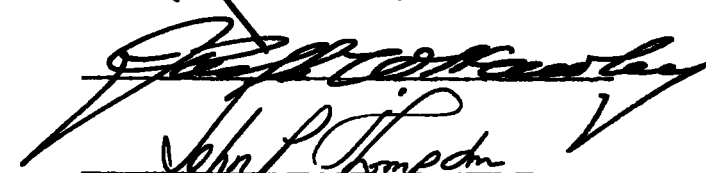

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

ca

(Decision No. 45917)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
DONALD RAY BAKER, FRASER, COLORADO, }
FOR A CLASS "B" PERMIT TO OPERATE }
AS A PRIVATE CARRIER BY MOTOR VE- }
HICLE FOR HIRE. }

APPLICATION NO. 13718-PP

June 5, 1956

Appearances: Donald Ray Baker, Fraser,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Donald Ray Baker, Fraser, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of rough lumber, from Fraser, Colorado, to Denver, Colorado, and to points within a radius of ten miles of Denver, Colorado; logs and poles, from forests near Fraser, Colorado, to sawmills and rail points within a radius of thirty miles of point of origin.

Said application was regularly set for hearing before the Commission, at the Court House, Hot Sulphur Springs, Colorado, April 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 10, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner shows that in view of the fact that there were a number of applications for similar authority, it was agreed by all parties that all of the applications might be heard on a consolidated record.

The Examiner's Report further indicates that at the hearing Ed O'Neil, Jr., testified that he is in the lumber and timber business, as an owner of a sawmill; that in order to operate his mill he has to have haulers to transport logs and poles from forests to his sawmills and lumber from his sawmill to Denver and a ten-mile radius thereof; that the operation is a specialized one, and that he must have trucks when the need for them arises, either day or night; that every sawmill operating in the vicinity of his mill needs the same service; that he will use applicant's services, if authority herein sought is granted.

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

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

Report of the Examiner states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services sought by the instant application; that the efficiency of service rendered by any common carrier operating in the territory sought to be served by applicant herein will not be impaired by the granting of authority sought.

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

F I N D I N G S

THE COMMISSION FINDS:

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

That applicant herein should be authorized to operate as a

Class "B" private carrier by motor vehicle for hire, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

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

That Donald Ray Baker, Fraser, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs and poles, from forests to sawmills and railroad loading points within a radius of thirty miles of Fraser, Colorado, and lumber, from sawmills within a radius of thirty miles of Fraser, Colorado, to Denver, Colorado, and to points within a radius of ten miles of Denver, Colorado.

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

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

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

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

Dated at Denver, Colorado,
this 5th day of June, 1956.

mls

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horvath
John P. Thompson
Commissioners.

original

APPLICATION NO. 13725-PP

June 5, 1956

S T A T E M E N T

By the above-styled application, Charles R. Bridge, Fraser, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of poles, logs, and lumber, from forests near Fraser, Colorado, to sawmills and rail points within a radius of thirty miles of point of origin; lumber, from Fraser to Denver, Colorado, and to points within a radius of ten miles of Denver, Colorado.

On April 10, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner shows that in view of the fact that there were a number of applications for similar authority, it was agreed by all parties that all of the applications might be heard on a consolidated record.

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

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

Report of the Examiner states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services sought by the instant application; that the efficiency of service rendered by any common carrier operating in the territory sought to be served by applicant will not be impaired by the granting of authority herein sought.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That Charles R. Bridge, Fraser, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs and poles, from

forests to sawmills and railroad loading points within a thirty-mile radius of Fraser, Colorado, and lumber from sawmills within a thirty-mile radius of Fraser, Colorado, to Denver, Colorado, and a ten-mile radius thereof.

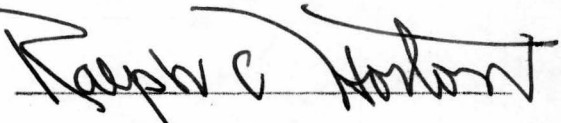
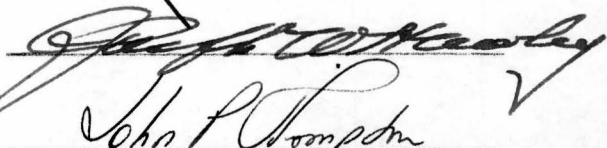
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
WILLIAM G. BROWN, 138 SOUTH MEADE }
STREET, DENVER, COLORADO, FOR A }
CLASS "B" PERMIT TO OPERATE AS A }
PRIVATE CARRIER BY MOTOR VEHICLE }
FOR HIRE. }

APPLICATION NO. 13727-PP

June 5, 1956

Appearances: William G. Brown, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, William G. Brown, Denver, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of lumber, from forests and sawmills within a radius of fifty miles of Fraser, Colorado, to points within a radius of ten miles of Denver, Colorado.

Said application was regularly set for hearing before the Commission, at the Court House, Hot Sulphur Springs, Colorado, April 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 10, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner shows that in view of the fact that there were a number of applications for similar authority, it was

agreed by all parties that all of the applications might be heard on a consolidated record.

The Examiner's Report further indicates that at the hearing Ed O'Neil, Jr., testified that he is in the lumber and timber business, as an owner of a sawmill; that in order to operate this mill, he has to have haulers to transport logs and poles from forests to his sawmill and lumber from his sawmill to Denver and a ten-mile radius thereof; that the operation is a specialized one, and that he must have trucks when the need for them arises, either day or night; that every sawmill operating in the vicinity of his mill needs the same service; that he will use applicant's services, if authority herein sought is granted.

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

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

Report of the Examiner states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services sought by the instant application; that the efficiency of service rendered by any common carrier operating in the territory sought to be served by applicant herein will not be impaired by the granting of authority herein sought.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

the Order following.

O R D E R

THE COMMISSION ORDERS:

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

That William G. Brown, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of lumber, from saw-mills within a radius of thirty miles of Fraser, Colorado, to Denver, Colorado, and to points within a radius of ten miles of Denver, Colorado.

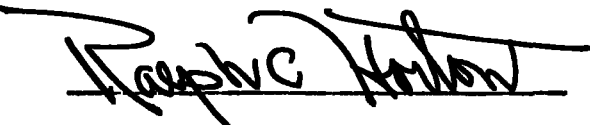
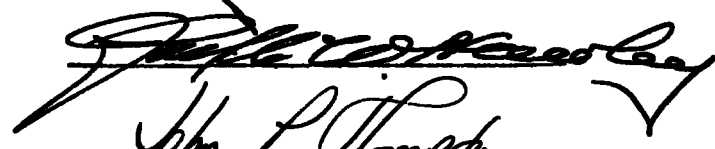
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 5th day of June, 1956.

mls

original

(Decision No. 45920)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
KENNETH J. STREBEL, DOING BUSINESS }
AS "ROCKY MOUNTAIN TRANSPORT," 4648 }
WEST TENNESSEE STREET, DENVER, COLO- }
RADO, FOR A CLASS "B" PERMIT TO OP- }
ERATE AS A PRIVATE CARRIER BY MOTOR }
VEHICLE FOR HIRE. }

APPLICATION NO. 14182-PP

June 6, 1956

Appearances: Barry and Hupp, Esqs., Denver,
Colorado, by John R. Barry,
Esq., for Applicant;
W. L. Peck, Denver, Colorado,
for Colorado and Southern
Railway Co., and Union
Pacific Railroad Co.;
H. D. Hicks, Denver, Colorado,
for Weicker Transfer and
Storage Company;
J. R. Arnold, Denver, Colorado,
for North Eastern Motor
Freight, Inc.;
Earl Harris, Denver, Colorado,
for North Park Transportation.

S T A T E M E N T

By the Commission:

By the present application filed October 10, 1955, as volun-
tarily restricted at the hearing of the matter, the applicant seeks
authority to operate as a Class "B" private carrier by motor vehicle
for hire for the transportation of wallboard and lumber to and from
points in Denver, from and to points within a 15-mile radius of the
intersection of Colfax and Broadway in Denver and between points with-
in Denver, Colorado.

After some difficulty in settling upon a hearing date satis-
factory to the applicant, the matter was finally, upon due notice to
all parties in interest, set for hearing and heard May 29, 1956, at

the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado.

The applicant appeared in support of his application. He asked that the proposed service territory be restricted to the area within a radius of 15-miles of Colfax and Broadway in Denver, Colorado. No objection was entered and the application was restricted accordingly, whereupon certain of the protestants withdrew their protest. The applicant then stated that by the term "wallboard" he means plaster board bound together by paper in strips 4 ft. by 12 ft., two to the bundle. He proposes to haul this commodity only from lumber yards and only to building construction projects where the commodity is used in "dry wall" construction, in lieu of lath and plaster. Because of the size, weight and construction of wallboard, it requires special handling to avoid cracking and other similar damage. It is also necessary that the wallboard be placed in the building which is being constructed in such manner that it is not damaged and also in such manner that it can conveniently be used. The handling of this commodity therefore requires special skill. The commodity is now being carried by the lumber yards in their own trucks, but certain yards wish to hire this work, instead of doing it themselves. The transportation would consist entirely of deliveries originating in lumber yards and terminating at construction jobs.

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

Mr. Charles W. McDougal, Yard Superintendent for University Park Lumber Company; Mr. Corban S. Pratt, Vice President and General Manager of Santa Fe Lumber Company; and Mr. Lloyd C. Steinmann, Purchasing Agent for Barr Lumber Company, all of Denver, all testified in support of the application. The substance of their testimony, which was all of a kind, was that plaster board is the only commodity they need to have transported, except for perhaps an occasional "few sticks"

of lumber which might be laid on top of the plaster board, in an emergency, to save sending the Company truck to the job with only a few odd pieces of wood. They do not seek a regular delivery service, nor the transportation of lumber, except as indicated above. The principal service they seek is the movement of plaster board, as distinguished from the generic term "wallboard." Plaster board is being used in large quantities, particularly in house construction. It is easily breakable, and experience in handling the material is therefore necessary. They further testified that heretofore these lumber companies have employed their own drivers and used their own trucks. However, they have found that the work fluctuates a great deal and they wish to shift the burden of this irregular work to some one else in order to make more efficient use of their own funds and personnel. Wallboard sells to the contractor at substantially a uniform price; the difference between successful and unsuccessful selling is the efficiency of the delivery service given. In view of the special handling, special training and special service required, none of the prospective customers felt that common carrier service would be adequate. None of them knew of any common carrier now rendering the service in this area.

Mr. H. D. Hicks, representing Weicker Transfer and Storage Company, a Denver-based common carrier, testified in protest. He had no record that his company served these particular customers, but was especially concerned with the scope of the application, which is so drawn that if granted the applicant would be able to serve any lumber yard without restriction and would thus be in a position to make inroads upon the present business of his company.

It appears that the nature of the transportation is such that it must be an especially skilled service offered on an individual and personalized basis to the lumber yards and the contractors. It is therefore by its very nature, according to the testimony, not suitable

to large scale operation. A restriction as to the number of customers the applicant may serve will therefore not only protect common carriers, but will be in keeping with the very nature of the service proposed. An Order will be entered accordingly.

F I N D I N G S

THE COMMISSION FINDS:

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

It did not appear that the proposed service of applicant will impair the efficiency of any common carrier service operating in the territory which applicant seeks to serve.

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

O R D E R

THE COMMISSION ORDERS:

That Kenneth J. Strebel, doing business as "Rocky Mountain Transport," Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of plaster board, together from time to time with a few pieces of lumber from lumber yards situated within a 15-mile radius of Colfax and Broadway in Denver, Colorado, and including the City and County of Denver, to building construction jobs within the same area, for the University Park Lumber Company, the Santa Fe Lumber Company, and the Barr Lumber Company, only.

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

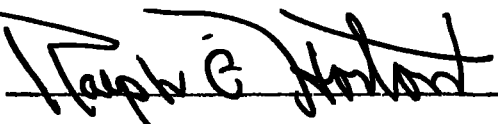
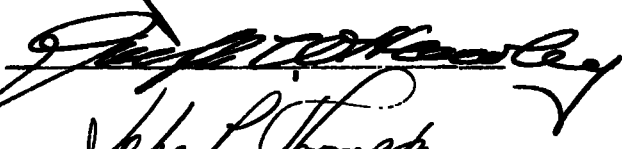

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured

identification cards.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

mls

(Decision No. 45921)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
TED FLOREY, DOING BUSINESS AS
"THORNTON CAB SERVICE," 1050 EAST
89TH AVENUE, THORNTON, COLORADO,
FOR A CERTIFICATE OF PUBLIC CONVEN-
IENCE AND NECESSITY TO OPERATE AS A
COMMON CARRIER BY MOTOR VEHICLE FOR
HIRE.

APPLICATION NO. 14335

June 6, 1956

Appearances: A. E. Small, Esq., Denver
Colorado, for Applicant;
Robert T. Burns, Esq., Den-
ver, Colorado, for Publix
Cab, Englewood Corpora-
tion, Aurora Transporta-
tion Company;
Harlan G. Balaban, Esq., Den-
ver, Colorado, for Yellow
Cab, Inc.;
Andrew Osteroro, Boulder,
Colorado, for Bill's City
Cab Company.

S T A T E M E N T

By the Commission:

On March 6, 1956, Ted Florey, doing business as "Thornton Cab Service," Thornton, Colorado, filed his application with the Commission for a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the conduct of a taxicab business, between points and places within a radius of twenty-five miles of Thornton, Colorado.

Said application was regularly set for hearing before the Commission, and heard, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 2, 1956, and at the conclusion of the hearing, the matter was taken under advisement.

At the hearing, applicant asked to amend his application, as follows:

"taxicab service within Thornton, Colorado, and between points and places within a five-mile radius of North Washington and 88th Street, in Thornton, Colorado, excluding points in the City and County of Denver, and between points and places in said five-mile radius, on the one hand, and, on the other, points and places within a radius of twenty-five miles of Thornton, Colorado."

Frank Ciancio, of 7800 York Street, stated in his testimony that he operates a general mercantile, cocktail, and restaurant business at the above-named location; that the Town of Welby has approximately six hundred families, and that he has many customers residing in Thornton who do not have transportation service between his place of business and their residences; that it is his opinion that the Town of Thornton, Welby, and the community of Western Hills need a locally-domiciled taxicab service.

Albert Feit, an insurance man, who resides in Thornton, Colorado, stated that he was appearing in support of the application; that the Town of Thornton has approximately 2300 homes, and the Denver taxicab service is too remote for the communities of Welby, Thornton, and Western Hills; that it is his opinion that a locally-domiciled taxicab service is needed in the Thornton area.

Roxy Brocure, who operates a filling station near Westminster, approximately two blocks from Western Hills, stated he has received many inquiries for local taxicab service -- especially for residents of Western Hills -- desiring to visit doctors and dentists in Thornton, Colorado.

Mrs. Eugenia Perrigo, housewife in Thornton, who has resided in Thornton since October, 1954, stated that it has been her experience, in calling taxicabs from Denver, that it takes an hour to get taxicab service; that she has made calls when she desired to go to Denver, and on one or two occasions, has made calls to points within a five-mile radius of Thornton. She contended that a locally-domiciled taxicab service is vitally needed in the Thornton area.

Mrs. V. Kay, of Denver, Colorado, also testified as to the need for a locally-domiciled taxicab service, stating that she has a daughter located in Thornton, and has had difficulty getting taxicab service to her home in Denver.

Ted Florey, applicant herein, stated that he has, for the past year, been a resident of Thornton, and has been employed as a taxicab driver for years, working in the City of Denver.

The evidence indicates that applicant has a net worth in excess of \$1,000, and has a 1952 four-door Buick Sedan, and a 1952 Plymouth Sedan that are presently available for immediate use in his proposed taxicab service.

Upon cross-examination by Bill's City Cab, of Boulder, applicant stated he was willing to further limit his authority by prohibiting pick-up of passengers in Boulder. Thereupon, Bill's City Taxicab Company, of Boulder, withdrew protest.

Applicant further testified that Thornton has a population of 9,000 and the five-mile radius of Thornton has a population of 14,000.

Protestants -- if they are protestants -- failed to produce testimony opposing the granting of the instant application. It therefore appears to the Commission that taxicab companies who entered their appearance and participated in this hearing feel that Thornton and the adjacent communities are not now receiving adequate service, leaving the Commission with no other alternative than to grant the instant application, as hereinafter restricted in the Order following.

F I N D I N G S

THE COMMISSION FINDS:

That public convenience and necessity require the motor vehicle common carrier service of applicant, as hereinafter set forth, and that certificate of public convenience and necessity should issue therefor.

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require the motor vehicle taxicab common carrier service of applicant herein, for the transportation of passengers and their baggage, in motor vehicles of capacity of not to exceed five passengers, between points and places within a five-mile radius of North Washington and 88th Street, in Thornton, Colorado, including the City of Thornton, Colorado, and between points and places in said five-mile radius, on the one hand, and, on the other, points and places within a radius of twenty-five miles of Thornton, said authority herein granted to be further restricted by not permitting pick-up of passengers in Boulder, Colorado, and the pick-up of passengers within the City and County of Denver, for delivery to points within the City and County of Denver, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

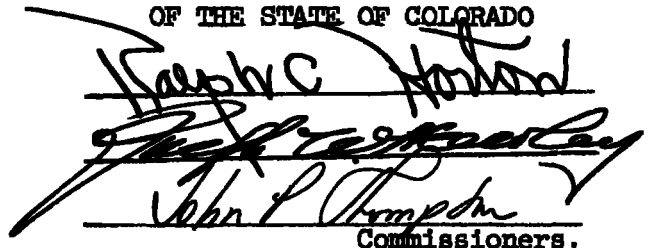
That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
PAUL G. GORDON, DOING BUSINESS AS }
"GORDON CARTAGE COMPANY," 610 CURTIS }
STREET, DENVER, COLORADO, FOR A }
CLASS "B" PERMIT TO OPERATE AS A }
PRIVATE CARRIER BY MOTOR VEHICLE FOR }
HIRE. }

APPLICATION NO. 14419-PP

June 6, 1956

Appearances: Barry and Hupp, Esqs., Den-
ver, Colorado, for Appli-
cant;
H. D. Hicks, Denver, Colo-
rado, for Weicker Transfer
and Storage Company;
Earl Harris, Denver, Colorado,
for North Park Transporta-
tion Co.;
Ross Collins, Denver, Colo-
rado, for North Eastern
Motor Freight, Inc.;
R. E. Turano, Denver, Colo-
rado, and
Ernest Porter, Esq., Denver,
Colorado, for Rio Grande
Motor Way, Inc.;
Cross and Christensen, Esqs.,
Loveland, Colorado, by
Robert C. Christensen, Esq.,
for Denver-Loveland Trans-
portation Co.;
Kenneth Williamson, Golden,
Colorado, for Westway Motor
Freight, Inc.

S T A T E M E N T

By the Commission:

By his application filed April 25, 1956, the applicant
seeks authority to operate as a Class "B" private carrier by motor
vehicle for the transportation of:

chemicals, roofing, siding, water proof-
ing materials, and allied coal, (sic),
tar and asphalt products; such products
to be transported for the following cus-

tomers: Certain-Teed Products Corporation, Denver, Colorado; Roofer's Mart, Inc., Colorado Springs, Colorado; and Crown Tar and Chemical Works, Inc., Denver, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 29, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant; Mr. Edwin A. Wilson, Vice-President of Roofer's Mart and of Crown Tar and Chemical Works, Inc.; and Michael F. McNulty, local representative for Certain-Teed Products Corporation, testified in support of the application.

It appears from their testimony that the three companies involved are engaged principally, so far as this matter is concerned, in supplying the roofing industry in the Denver and Colorado Springs areas. In addition, Crown Tar manufactures and distributes directly and through its subsidiary, Roofer's Mart, Inc., of Colorado Springs, certain products which are derivatives of coal tar and asphalt. The function of Certain-Teed in this activity is that it manufactures for Crown Tar certain roofing materials, which it labels as Crown Tar products. These products are then delivered by Certain-Teed to Crown Tar and by Crown Tar sold to its customers either directly or through Roofer's Mart, Inc. These labeled products arrive in Denver and Colorado Springs by rail directly from the middle west. The remaining products involved are all manufactured in Denver by Crown Tar. Crown Tar and Roofer's Mart also receive some supplies, such as, nails, used in their work. It was not shown that common carriers are unsuited to the work of delivering these materials to the companies.

In recent months, the roofing materials industry as a whole has changed the perspective of its pricing and service program, so that where formerly the customer bought f.o.b. at the warehouse or lumber

yard, it now buys at a price which includes delivery to the job site. As a result, apparently of common accord, each member of the industry has been instructed to divest itself of all of its delivery functions, and to hire this delivery work of common or private carriers. Agreeable to this industry policy, Crown Tar is therefore divesting itself of its transportation facilities and must obtain a hired transportation service, to provide delivery for not only its own products, but of the roofing material manufactured for it by Certain-Teed, which it formerly delivered in its own trucks. Certain-Teed has no interest in the matter, except to provide for delivery of the products it labels with Crown Tar's name.

It has been determined that a relative of one of the Directors of Crown Tar, that is, the applicant, should be the beneficiary of this hired work. The applicant therefore appears, supported by representative of Crown Tar and by a representative of Crown Tar's supplier, Certain-Teed, to testify as to the need for this service. The relationship between Crown Tar and the applicant colors the entire application, and the disposition we make of it.

It appears that these products are subject to damage if not handled by persons skilled in their handling. It also appears that the nature of housing construction at present, wherein the buyer selects his entire decorating scheme, requires that the carrier delivering the materials to the job site be familiar with the various color combinations offered by the company so that delivery can be made to the appropriate house within the construction project. These commodities sell at nearly uniform prices; competition therefore is largely confined to efficient and prompt delivery service to the job sites, so that the contractor does not have his capital tied up in inventory. The prospective customers for all these reasons feel that common carrier service is not suitable to the work.

It appears that the applicant will take over Crown Tar's pre-

sent vehicles at fairly liberal financing terms and will also hire Crown Tar's present drivers. A Crown Tar supervisor will be in direct charge of operations in Denver and a Roofer's Mart, Inc., supervisor in direct charge of operations in Colorado Springs. The applicant has never engaged in the trucking business; he has only the experience in trucking which a person would acquire casually in connection with the operation of any business office. It must be said that he does not possess the qualifications usually expected of a permittee. However, it must be recognized that this applicant was particularly selected by the customer for reasons sufficient to it. This circumstance, if the service can be rendered safely and without material injury to the common carrier industry, then it would appear in this particular case that the best interests of all concerned would be served by allowing the applicant to proceed.

No inadequacy was shown, however, as to existing common carrier service to on-highway points such as lumber yards. Existing line-haul common carriers, which must operate on regular schedule in all kinds of weather, regardless of the size of load they have, are essential to the efficient flow of commerce in this State. If they are to continue to operate, they need every bit of traffic which they are qualified to handle. Nothing in the evidence in this case indicates that they are not fully able to serve all of these prospective customers, so far as deliveries to lumber yards are concerned. The following Order will therefore restrict the operation of the applicant to prevent encroachment upon the revenues of line-haul common carriers.

Although several common carriers entered appearances in protest, the evidence was such that none of them apparently felt a protest would be worth while, since they probably could not get any of this business in any event. They therefore offered no testimony in protest.

As limited in the following Order, it appears that the proposed service will not materially injure any existing common carrier.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

1. That Paul G. Gordon, doing business as "Gordon Cartage Company," Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, to engage in the transportation of roofing, siding and water proofing materials manufactured by Crown Tar and Chemical Works, Inc., Denver, Colorado, or manufactured by Certain-Teed Products Corporation and bearing the label of Crown Tar and Chemical Works, Inc., from the offices and warehouses of Crown Tar and Chemical Works, Inc., and of Roofer's Mart, Inc., and from storage yards of the applicant, to building construction projects situated within 125 miles of Denver, Colorado, or within 125 miles of Colorado Springs, Colorado, subject to the restrictions contained in paragraph three hereof, and

2. Derivatives of coal tar and of asphalt, which derivatives have been manufactured by Crown Tar and Chemical Works, Inc., from offices and warehouses of that company to points within 125 miles of Denver, Colorado, for that company only, and subject to the restrictions contained in paragraph three hereof;

3. Provided, that, in rendering the foregoing service, the applicant shall make no deliveries to points in Colorado which are west of the Continental Divide; and shall make no deliveries within Jackson County, Grand County, nor to the cities and towns of Alamosa, Salida, Wiggins, Fort Morgan, Brush, or Sterling, Colorado, nor any shipment weighing less than 20,000 lbs. to any point within 5 miles

of the center of Loveland, Colorado, nor to any lumber yard located in a City or Town which is on the route of any scheduled line-haul common carrier.

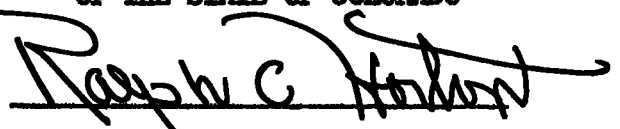
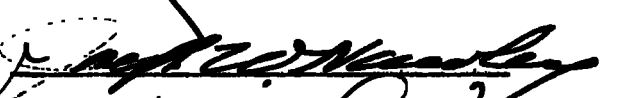

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

mls

original

(Decision No. 45923)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF JOHN OTTO, FRASER, COLORADO, FOR A CLASS "B" PERMIT TO OPERATE AS A PRIVATE CARRIER BY MOTOR VEHICLE FOR HIRE. -----	}	APPLICATION NO. 14276-PP
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June 6, 1956

Appearances: John Otto, Fraser,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, John Otto, Fraser, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs and poles, from forests to sawmills and rail points within a radius of thirty miles of points of origin; poles, logs, and lumber, from Fraser, Colorado, to Denver, Colorado, and to points within a radius of ten miles of Denver, Colorado.

Said application was regularly set for hearing before the Commission, at the Court House, Hot Sulphur Springs, Colorado, April 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 10, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner shows that in view of the fact that there were a number of applications for similar authority, it was agreed by all parties that all of the applications might be heard on a consolidated record.

Report of the Examiner indicates that at the hearing, Ed O'Neil, Jr. testified that he is in the lumber and timber business, as owner of a sawmill; that in order to operate this mill, he has to have haulers to transport logs and poles from forests to his sawmill, and lumber from his sawmill to Denver, and to points within a radius of ten miles of Denver; that the operation is a specialized one, and that he must have trucks available when the need for them arises, either day or night; that every sawmill operator in the vicinity of his mill needs the same type service; that he will use applicant's service, in the event authority herein sought is granted.

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

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

Report of the Examiner states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services sought by the instant application; that the efficiency of service rendered by any common carrier operating in the territory sought to be served by applicant herein will not be impaired by the granting of the authority sought.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That John Otto, Fraser, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs and poles, from forests to sawmills and railroad loading points within a thirty-mile radius of Fraser, Colorado, and lumber from sawmills within a radius of thirty miles of Fraser, Colorado, to Denver, Colorado, and to points within a radius of ten miles of Denver, Colorado.

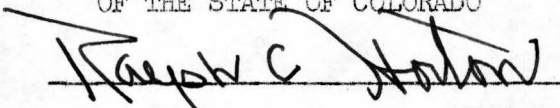
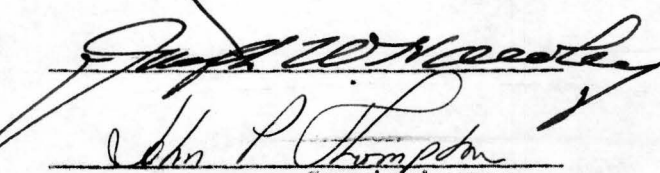
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

(Decision No. 45924)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
EDWARD F. MARTIN, DOING BUSINESS AS)	
"MARTIN EXPRESS," 1001 SOUTH WADS-)	
WORTH AVENUE, DENVER, COLORADO, FOR)	APPLICATION NO. 14379
A CERTIFICATE OF PUBLIC CONVENIENCE)	
AND NECESSITY TO OPERATE AS A COMMON)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	
- - - - -)	

- - - - -
June 6, 1956
- - - - -

Appearances: E. B. Evans, Esq., Denver,
Colorado, for Applicant;
H. D. Hicks, Denver, Colorado,
for Weicker Transfer and
Storage Company.

S T A T E M E N T

By the Commission:

The above-styled application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1945, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

By the above-styled application, Edward F. Martin, doing business as "Martin Express," Denver, Colorado, seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the transportation of general commodities, from point to point within the City

and County of Denver, State of Colorado.

Report of the Examiner indicates that at the hearing, the following stipulation was made by Applicant Martin:

"That it is the desire of Mr. Martin to ask that he be permitted to amend his application to exclude commodities requiring special equipment because of size or weight, and household goods requiring van service from house to house in the City of Denver."

Report of the Examiner further indicates that at the hearing, applicant testified that he has been engaged in transportation of general commodities in the City and County of Denver since February, 1951, picking up and delivering for milk lines, and serving the general public in a general transportation business; that he is the owner of a tractor-trailer and two trucks, with which he conducts his operations; that he has not hauled heavy commodities, and has only transported small furniture shipments, house to house; that he has filed a financial report with this Commission, which was made a part of the record.

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

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

Report of the Examiner states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services sought by his instant application; that he has been engaged in transportation of general commodities in the City and County of Denver for a period since February, 1951, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers by motor vehicle in home-rule cities, thereby establishing "Grandfather Rights."

Report of the Examiner recommends that applicant should be granted a certificate of public convenience and necessity.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Edward F. Martin, Denver, Colorado, for the transportation of general commodities, from point to point within the City Limits of the City and County of Denver, except those which, because of size or weight, require special equipment, and except transportation of household goods from house to house, when such transportation service would require van-type equipment, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
Paul W. [unclear]
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

ea

original

(Decision No. 45925)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JAMES WOODLEY, 1244 EAST COLFAX)	
AVENUE, DENVER, COLORADO, FOR A)	
CERTIFICATE OF PUBLIC CONVENIENCE)	APPLICATION NO. 14226-Amended
AND NECESSITY TO OPERATE AS A COMMON)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	
-----)	

June 6, 1956

Appearances: Henry S. Sherman, Esq.,
Denver, Colorado, for
Applicant;
Harold D. Torgan, Esq.,
Denver, Colorado, for
Johnson Storage and Moving
Company, Amick Transfer and
Storage Company, Bekins Van
and Storage Company;
H. D. Hicks, Denver, Colorado,
for Weicker Transfer and
Storage Company.

S T A T E M E N T

By the Commission:

The above-styled application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 9, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 8, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

By the above-styled application, applicant herein

seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the transportation of general commodities, within the City and County of Denver, State of Colorado.

Report of the Examiner indicates that at the hearing, applicant testified that he is the owner of an express business, which he started in August, 1955; that he conducts this business in the name of "Woodley Express and Light Hauling;" that he has had a constant demand for light hauling, and that much of this demand is from people who wish to move small parcels of furniture and personal effects, from apartment to apartment; that much of his work occurs after regular working hours; that he has had demands for transportation of stoves, refrigerators, and television sets, and that he makes deliveries from his father's hardware store to customers of the store; that he is the owner of a one-half-ton truck; that he is willing to limit the weight of any single item to be transported to three hundred pounds, the size of the vehicle to be used to a one-half-ton truck, and to maintain offices at 1244 East Colfax Avenue.

William Glenn McLaughlin testified that he is the caretaker of the Astoria Apartments, located in East Denver; that he has been so engaged for ten years; that the Astoria Apartments consist of fourteen units, and that the people who occupy these apartments are mostly working people, who generally desire to move after working hours, or on Sundays; that the large movers do not want this type of moving business; that there is a need for a small mover in the neighborhood of the Astoria Apartments.

William D. Rumple testified that he is in the real estate business, at 1238 East Colfax Avenue; that this is a neighborhood of apartments; that there is a need for a small mover in this district who will make after-working hours and Sunday deliveries.

Swen R. Hallen, manager of an apartment building at 1316 East Colfax Avenue, consisting of forty-seven units, was sworn, and it was stipulated that if he testified, his testimony would be substantially the same as that of Witnesses McLaughlin and Rumpke.

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

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

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services hereinafter described; that there is presently a need for his services as a common carrier; that public convenience and necessity require applicant's services.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of

James Woodley, doing business as "Woodley Express and Light Hauling," Denver, Colorado, for the transportation of general commodities, between points within the City and County of Denver, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor, subject to the following restrictions: equipment to be used in the conduct of the operation herein authorized shall consist of one one-half-ton truck, and no single item weighing more than three hundred pounds may be transported.

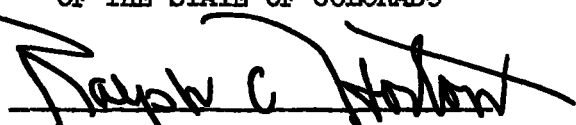
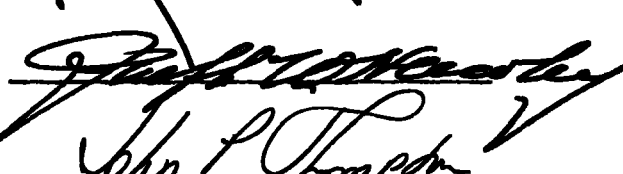
That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF	}	
HUGO L. WILLIS, GEORGE TOMASI,	}	
AND BEN J. BOMASI, CO-PARTNERS,	}	
DOING BUSINESS AS "WILLIS &	}	<u>PERMIT NO. B-2967</u>
TOMASI," SILVERTON, COLORADO.	}	
-----	}	

May 24, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittees, requesting that they be authorized to further suspend operations under Permit No. B-2967, they, heretofore, by Decision No. 44931, of date November 25, 1955, being authorized to suspend operations under said permit until May 24, 1956.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

O R D E R

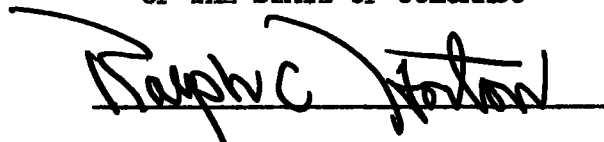
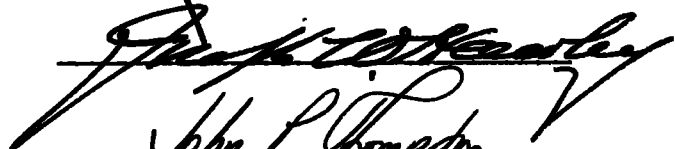

THE COMMISSION ORDERS:

That Hugo L. Willis, George Tomasi, and Ben J. Tomasi, co-partners, doing business as "Willis & Tomasi," Silverton, Colorado, should be, and they hereby are, authorized to further suspend operations under Permit No. B-2967, until November 24, 1956.

That unless said permit-holders shall, prior to the expiration of said suspension period, make a request, in writing, for the reinstatement of said permit, file insurance, and otherwise comply with all rules and regulations of the Commission applicable to private

carrier permits, said permit, without further action by the Commission,
shall stand revoked, without right to reinstate.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 24th day of May, 1956.

ca

original

(Decision No. 45927)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
TATE KETTLER, 208 SOUTH WASHINGTON)
AVENUE, LOVELAND, COLORADO, FOR AU-)
THORITY TO TRANSFER PUC NO. 538 TO) APPLICATION NO. 14365-Transfer
ORION M. SUTTON, 600 WEST 12TH)
STREET, LOVELAND, COLORADO.)
-----)

June 6, 1956

Appearances: Cross and Christensen, Esqs.,
Loveland, Colorado, by
John A. Cross, Esq., Loveland,
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

By the above-styled application, Tate Kettler, Loveland,
Colorado, owner and operator of PUC No. 538, seeks authority to
transfer said operating rights to Orion M. Sutton, Loveland,
Colorado, said PUC No. 538 being the right to operate as a
common carrier by motor vehicle for hire, for the transportation of:

freight, generally, from point to point within
the territory extending ten miles north of
Loveland, fifteen miles east, ten miles south,
and to the Larimer County Line on the west,
and between points within said territory and
other points within the State of Colorado,
subject to the following conditions: (a) For
the transportation of commodities other than
household goods between points served singly
or in combination by scheduled carriers, appli-
cant shall charge rates which, in all cases,
shall be at least twenty per cent in excess of
those charged by scheduled carriers; (b) Appli-
cant shall not operate on schedule between any
points; (c) Applicant shall not be permitted,
without further authority from the Commission,
to establish a branch office or to have any
agent employed in any other town or city than,
Loveland for the purpose of developing business.

Said application was regularly set for hearing before
the Commission, at the Hearing Room of the Commission, 330 State
Office Building, Denver, Colorado, May 14, 1956, at ten o'clock

A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner indicates that at the hearing, Tate Kettler, Loveland, Colorado, testified that he is the owner of PUC No. 538; that he was sixty-two years of age, and desired to quit the trucking business, and to transfer said operating rights to Orion M. Sutton; that he believes transferee will render excellent service to the public, if said transfer is authorized; that there are no outstanding unpaid operating obligations against said operating rights.

Report of the Examiner further indicates that Orion M. Sutton, Loveland, Colorado, testified at the hearing that he was transferee herein; that he has a contract with transferor to purchase PUC No. 538, and is financially able to carry out the terms of said contract; that he is the owner of a 1949 one and one-half-ton Studebaker Truck, which he will use in the conduct of said operation.

Earl Foster, Loveland, Colorado, also testified that he is in the insurance business in Loveland, and that he will write the insurance for transferee, if transfer herein sought is approved; that he considers said transferee honest and capable, having known him for about eight years.

C. C. Chaney, Loveland, Colorado, who is an automobile dealer, testified that he had known transferee for a period of ten years, and that he was capable and honest.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That Tate Kettler, Loveland, Colorado, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 538 -- with authority as set forth in the preceding Statement, which is made a part hereof, by reference -- to Orion M. Sutton, Loveland, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall

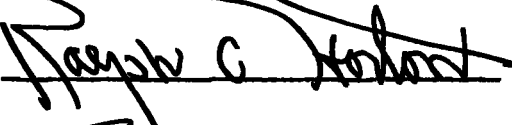
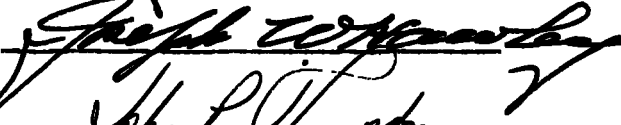
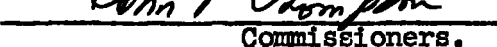
automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission upon proper application.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

ea

original

(Decision No. 45928)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BANKERS WAREHOUSE COMPANY, A COR-)
PORATION, 4303 BRIGHTON BOULEVARD,) APPLICATION NO. 14354-Extension
DENVER, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PUC NO. 3151)
- - - - -)

- - - - -
June 6, 1956
- - - - -

Appearances: A. B. Ferdon, Denver,
Colorado, for Applicant;
H. D. Hicks, Denver,
Colorado, for Weicker
Transfer and Storage
Company;
Harold D. Torgan, Esq.,
Denver, Colorado, for
Duffy Storage and Moving
Company, North Denver
Transfer and Storage
Company, United States
Transfer and Storage
Company.

S T A T E M E N T

By the Commission:

By the instant application, Bankers Warehouse Company,
a corporation, Denver, Colorado, owner and operator of PUC No.
3151, authorizing:

transportation of general commodities
originating at its warehouse, or warehouses,
in the City and County of Denver, Colorado,
to any point, or points, within the corpor-
ate limits of said City and County of Denver,
State of Colorado,

seeks authority to extend operations under said PUC No. 3151 to
serve the Metropolitan District of the City and County of Denver,
excepting Arvada and Littleton, Colorado.

Said application was regularly set for hearing before
the Commission, at the Hearing Room of the Commission, 330 State
Office Building, Denver, Colorado, May 9, 1956, at ten o'clock
A. M., due notice thereof being forwarded to all parties in
interest.

On May 8, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the Examiner indicates that at the hearing, A. B. Ferdon, Traffic Manager for applicant, testified that under PUC No. 3151, applicant can transport general commodities from and to its warehouses, to points within the City and County of Denver; that applicant has had many requests to extend this service to customers whose places of business are outside Denver, in the Metropolitan Area thereof; that these requests include fresh and smoked meats, which require immediate delivery; that the amount of freight which would be delivered outside the City of Denver would be very small -- about 5,000 to 10,000 pounds weekly; that the bulk of the traffic would be interstate, which can now be delivered by applicant; that applicant is in a competitive warehouse business, and it is imperative that it meet its competitors' services; that service sought is to be limited to its warehouse customers; that applicant operates eight one and one-half-ton trucks and one pick-up truck.

Report of the Examiner further indicates that at the hearing, J. D. Murray, Treasurer of North Denver Transfer and Storage Company, testified that his company can perform the services sought by the instant application; that his company maintains a warehouse, and is in competition with applicant in the warehouse business; that presently applicant is at a disadvantage, especially upon minimum charges.

Howard D. Hicks, Traffic Manager of Weicker Transfer and Storage Company, testified that his company could render the services sought by applicant; that he objected to granting

of any authority on Highway No. 85 that Weicker can serve as a line-haul common carrier; that Weicker has established line-haul scheduled service along Highway No. U. S. 85, north of the City Limits of Denver; that a five-mile radius of Denver would be sufficient.

Report of the Examiner further states that applicant has sufficient equipment, and is financially able to render the service sought by the instant application; that applicant is engaged in the warehouse business, and protestants herein are also engaged in said warehouse business; that applicant is a common carrier of general commodities between points in the City and County of Denver, especially restricted to commodities originating at its warehouse; that protestants are common carriers of general commodities, both in the City and County of Denver and in the territory sought to be served by applicant; that to deny the instant application would place applicant at a disadvantage in the warehouse business, and to grant said application could not materially affect operations of protestants; that while the amount of traffic that would be moved if the instant application were granted would be small, it appears that applicant's customers would be better served if it could perform services sought by the instant application; that public convenience and necessity require the extended motor vehicle common carrier service of applicant, as recommended; that the "Metropolitan Area," as set out in the application, is indefinite, and cannot be exactly described; that from the evidence, it appears that a radius of five miles of Denver would be definite, and would meet applicant's needs.

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

F I N D I N G S

THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a

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

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

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Bankers Warehouse Company, a corporation, Denver, Colorado, under PUC No. 3151, for the transportation of general commodities, originating at its warehouses, to points within a radius of five miles of the City Limits of the City and County of Denver, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

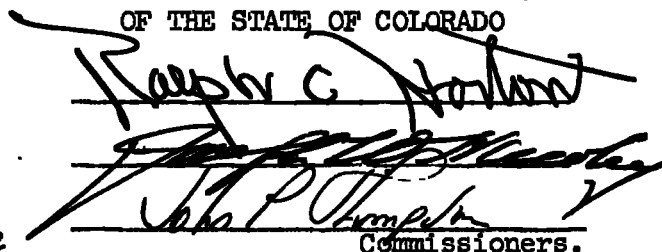
That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.
ea

original

(Decision No. 45929)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) FRED LEE COY, 224 SOUTH KING STREET,) DENVER, COLORADO, FOR A CERTIFICATE) OF PUBLIC CONVENIENCE AND NECESSITY) TO OPERATE AS A COMMON CARRIER BY) MOTOR VEHICLE FOR HIRE.) -----)	APPLICATION NO. 14355
--	-----------------------

June 6, 1956

Appearances: Fred Lee Coy, Denver,
Colorado, pro se;
Robert E. McLean, Esq.,
Denver, Colorado, for
Dick Akeman, Allspach
Brothers, Harry R. Ellis,
Ruben Graff, Weber Hauling
Service, George Flint;
George W. Harper, Esq.,
Denver, Colorado, for
Glen G. Huber;
Nick Keller, Golden, Colorado,
for Jefferson County
Disposal District.

S T A T E M E N T

By the Commission:

The above-styled application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 9, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 8, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

By the above-styled application, as amended at the hearing, applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, on call and demand, for the transportation of ashes, trash, dirt, fertilizer, and refuse, from point to point within the City and County of Denver, State of Colorado.

Report of the Examiner indicates that at the hearing, applicant testified that he has been engaged in the transportation of ashes, trash, and other refuse in the City and County of Denver since 1954; that he has also transported fertilizer for lawns in the City of Denver; that he is the owner of a one-half-ton Dodge Pick-up, and is financially able to continue said business.

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

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

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to perform the services recommended; that he has been engaged in transportation of fertilizer, ashes, trash, and refuse between points in the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers by motor vehicle in home-rule cities, thereby establishing "Grandfather Rights."

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein, as set forth in the Order following.

F I N D I N G S

THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a

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

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

O R D E R

THE COMMISSION ORDERS:

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

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

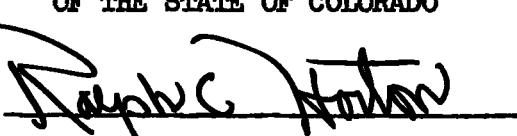
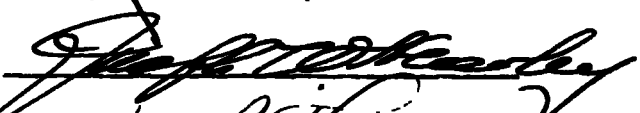

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
CHARLES T. HALL AND MILTON E. PARK-
ER, CO-PARTNERS, 5901 NORTH FEDERAL
BOULEVARD, DENVER, COLORADO, FOR
AUTHORITY TO TRANSFER PERMIT NO.
B-4951 TO CHARLES T. HALL, 5901
NORTH FEDERAL BOULEVARD, DENVER,
COLORADO.

APPLICATION NO. 14357-PP-Transfer

June 6, 1956

Appearances: Charles T. Hall, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Charles T. Hall and Milton E. Parker, co-partners, Denver, Colorado, owners and operators of Permit No. B-4951, seek authority to transfer said operating rights to Charles T. Hall, Denver, Colorado, said Milton E. Parker being desirous of withdrawing from said partnership. Permit No. B-4951 authorizes:

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

Said matter was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 9, 1956, at ten o'clock A. M., due notice thereof being for-

warded to all parties in interest.

On May 8, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of the Examiner indicates that at the hearing, Charles T. Hall testified that he is one of transferors, and transferee, herein; that he is the owner of a 1951 Ford Truck, and has a net worth of \$48,000; that the full purchase price for transfer has been paid, and that he would assume any outstanding indebtedness against Permit No. B-4951, if any there be.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That Charles T. Hall and Milton E. Parker, co-partners, Denver, Colorado, should be, and they hereby are, authorized to transfer all their right, title, and interest in and to Permit N . B-4951 -- with authority

as set forth in the preceding Statement, which is made a part hereof, by reference -- to Charles T. Hall, said Milton E. Parker being hereby authorized to withdraw from said partnership.

That transfer herein authorized is subject to payment of outstanding indebtedness against said permit, if any there be, whether secured or unsecured.

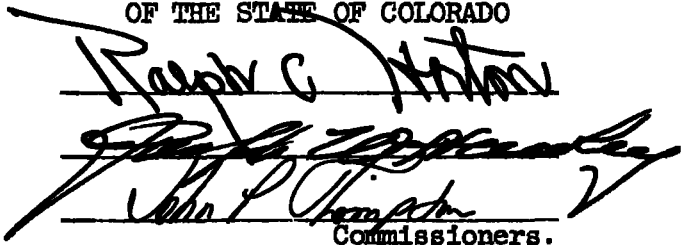
That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said permit has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

mls

original

(Decision No. 45931)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
CRISTOBAL VIGIL, DEL NORTE, COLO-
RADO, FOR A CLASS "B" PERMIT TO
OPERATE AS A PRIVATE CARRIER BY
MOTOR VEHICLE FOR HIRE.

APPLICATION NO. 14400-PP

June 6, 1956

Appearances: Conour and Conour, Esqs.,
Del Norte, Colorado,
for Applicant.

S T A T E M E N T

By the Commission:

By authority of Decision No. 35409, dated September 30, 1950,
Jasper Francisco and Vic Garcia, co-partners, doing business as "F and
G Haulers," Del Norte, Colorado, acquired by transfer from A. J. Ber-
wick, the original permit-holder, Private Permit No. B-1592, authoriz-
ing:

Transportation of milk and dairy products only
from point to point within a radius of 50 miles
of Del Norte, Colorado; farm products (exclud-
ing livestock), and farm supplies between farms
within a 25-mile radius of Del Norte, Colorado,
and shipping docks and storage at or near Del
Norte, Colorado; boxes, baskets, box shook,
hampers and other packing shed supplies, and
green vegetables, between packing sheds within
a radius of 50 miles of Del Norte, Colorado, and
box shook and other wooden shed supplies from
mill at La Veta to packing shed at Del Norte,
Colorado.

The permit was revoked on May 23, 1955, for failure of permit-
holders to keep effective insurance on file.

On November 9, 1955, there was filed with the Commission an
application of Jasper Francisco and Vic Garcia for authority to trans-
fer their operating rights under said permit to Jasper Francisco and
Cristobal Vigil, co-partners, which application was not set for hearing

because of the prior revocation of the permit. There is also of record, an assignment of his interest in the permit by Jasper Francisco to Cristobal Vigil. The Commission was also advised that Vic Garcia had withdrawn from the partnership with Jasper Francisco in 1954. Evidently, the entire equitable interest in the permit was presumed to vest in Cristobal Vigil at the time the permit was revoked.

By the instant application, the said Cristobal Vigil seeks authority to operate as a private carrier by motor vehicle for hire for the transportation of the same commodities described in the original permit, and in the same territory, with the exception that he has eliminated any request for authority to transport milk and dairy products. In effect - with the exception noted -- he seeks a re-issue of said Private Permit No. B 1592, the new permit to carry the same number as the old.

Said application was set for hearing at the Court House in Alamosa, Colorado, for May 23, 1956, and then transferred to the City Hall in Alamosa, where the matter was heard and taken under advisement.

At the outset of the hearing, counsel for applicant requested an amendment of the application to eliminate therefrom the words: "and box shock and other wooden shed supplies from mill at La Veta to packing shed at Del Norte, Colorado," which amendment was granted.

Applicant reviewed the history of the permit and explained that he had purchased the interest of Vic Garcia therein, and that the interest of Jasper Francisco had been assigned to him, as shown by the files of the Commission. He owns a 1948 Dodge truck, and his net worth is \$500. He has had little actual experience in the transportation business, except that he has assisted Garcia and Francisco in operations under the permit. He was corroborated by Jasper Francisco. Even though the permit had been revoked of record, operations thereunder have been continued and the same customers served as theretofore.

No one appeared in opposition to favorable action, and the Commission is satisfied from the evidence as to the financial stability and

experience of applicant, and that the granting of the application will not adversely affect the adequate service of common carriers operating in the territory.

F I N D I N G S

THE COMMISSION FINDS:

That the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

That Cristobal Vigil, Del Norte, Colorado, be, and he is hereby, authorized to operate as a private carrier by motor vehicle for hire for the transportation of farm products (except livestock) and farm supplies between farms within a radius of 25 miles of Del Norte, Colorado, and shipping docks and storage at or near Del Norte; boxes, baskets, box shoo, hampers, and other packing shed supplies, and green vegetables, between packing sheds within a radius of 50 miles of Del Norte, Colorado, said private carrier permit to bear the number "B-1592" under which number applicant has heretofore served the public.

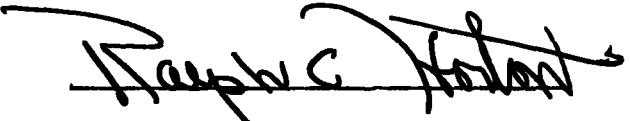


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 6th day of June, 1956.

mls

original

(Decision No. 45932)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
YELLOW CAB, INC., 938 EQUITABLE)
BUILDING, DENVER, COLORADO, FOR)
AUTHORITY TO EXTEND OPERATIONS) APPLICATION NO. 14311-Extension
UNDER PUC NO. 2204.)
- - - - -)

- - - - -
June 7, 1956
- - - - -

Appearances: Stockton, Linville and Lewis,
Esqs., Denver, Colorado, and
Walter Simon, Esq., Denver,
Colorado, for Applicant;
John F. Mueller, Esq., Denver,
Colorado, for Publix Cab
Company, as Lessee of Engle-
wood Corporation, and of
Aurora Transportation Company,
Publix Cab Company, and Ritz
Cab Company.

S T A T E M E N T

By the Commission:

The above-styled application, pursuant to prior setting,
after appropriate notice to all parties in interest, was heard
at the Hearing Room of the Commission, 330 State Office Building,
Denver, Colorado, June 1, 1956, and at the conclusion of the
evidence, the matter was taken under advisement.

Yellow Cab Company, Inc. herein seeks an order from the
Commission for extension of operations under PUC No. 2204, for
the transportation of passengers and their baggage: (1) between
points and places within a ten-mile radius of the City and
County of Denver, Colorado, including the City and County of
Denver, and (2) between points in the area described in No.(1)
above, on the one hand, and, on the other, (points in the State
of Colorado.

At the hearing, it appeared that applicant, or its
predecessors, has been conducting a taxicab business in the
City and County of Denver, Colorado, continuously for a period
of many years, and presented James E. Sadilier, its Office

Manager, as its first witness.

Witness stated he was in charge of Yellow Cab Booking Department, and he offered the following exhibits:

Exhibit No. 1: Balance Sheet, Yellow Cab, Inc.;

Exhibit No. 2: List of charge accounts outside Denver City Limits of Yellow Cab, Inc.

Fayte M. Elliott, General Manager of Yellow Cab Company, also was called as a witness for applicant. We will attempt to briefly summarize his evidence:

It appears Mr. Elliott has been Manager of Yellow Cab Company's operations since 1950, and was associated with applicant's predecessor company for the past twenty years, as driver, dispatcher, and finally, as Manager, the position he now occupies. He stated he is familiar with the application, and that his company is presently processing from 3,000 to 3,500 calls for taxicab service per day. He identified the following exhibits:

Exhibit No. 3: Selected six-days period, between April 1 and May 20, 1956, showing trips originating or terminating at points outside the City and County of Denver;

Exhibit No. 4: Disclosure of calls received from May 4, 1956, to May 29, 1956, which were not served by applicant because of their lack of authority.

The witness stated that these calls were taken by their telephone girls, who noted the date, time of day, origin and destination of the trip. The exhibit discloses that they received approximately 47 calls. With the exception of one call noted, the witness stated his company could not handle these requests for service, due to lack of authority.

Exhibit No. 5: A pamphlet of the Denver Chamber of Commerce, dated May 8, 1956, wherein there is shown a table entitled "Denver Population Growth, 1950--1956." This table indicates a 33.9% increase from 1950 to 1956, and gives the

Denver Metropolitan Population, as of April 1, 1950, as 563,832, and as of April 1, 1956, 755,000. The witness emphasized the growth of Metropolitan Denver, and he felt his company could give more complete service to Metropolitan Denver, which would not only benefit the company, but would improve service to and between points in Denver's suburban areas.

Applicant only called two witnesses in support of its application.

Protestants, by their witness, Nathan R. Kobey, testified that protestants are the only carriers authorized to render point to point service in Englewood, Littleton, and Aurora, and that the granting of authority, as requested by applicant, would affect the rights of protestants, and their ability to render service in the suburban communities they are authorized to serve by their certificates of public convenience and necessity; that Publix Cab Company is presently operating the authorities held by Englewood Corporation, under PUC No. 2450, and Aurora Transportation Company, under PUC No. 1529, under a lease, and maintains equipment and has offices for dispatching and convenience of patrons located in Englewood and Aurora; that they have a maximum of ten cabs, based in Aurora, and twelve cabs, based in Englewood, and two in Littleton; that these cabs serve these areas exclusively and do not render any service between points in the City and County of Denver. Witness further testified that the stockholders of Publix Cab Company also own the stock of Englewood Corporation and the Aurora Transportation Company.

Mr. Kobey further stated his company would not strenuously object to the granting of the authority sought in the instant application, if all certificated carriers of passengers by taxicab within Metropolitan Denver will terminate, forthwith, and cancel, all exclusive rights, stand and concessions, giving all competing carriers equal rights and privileges in Metropolitan Denver.

Applicant does not consent to this procedure, and leaves the Commission with only one question to resolve: "Has applicant established a public need for its proposed service?"

The service contemplated and proposed by applicant will be in direct competition with the service now, and for a long time, furnished under PUC Nos. 2450 and 1529. It did not appear that the new operation will develop any new business. Under present PUC Nos. 2450 and 1529, protestants are required to meet certain standards of service. They must be prepared to satisfy all reasonable demands for service in Englewood, Aurora, and Littleton, at all times.

This requires them to have sufficient cabs and drivers on duty to promptly, efficiently, and adequately care for all business that may be reasonably anticipated, although during a given period of an eight-hour day, all of the equipment may be idle because there is not any business.

They must maintain terminal facilities, and incur additional overhead expenses. The public has a definite interest in the continuation of this service, and from the record before us, we cannot say that applicant's proposed service will, in any way, under present conditions, improve taxicab service to the Denver Metropolitan Area.

Applicant's Exhibit No. 4 only shows forty-seven inquiries for service between May 4 and May 29. We have no evidence before us that protestants' service is inadequate, nor can we see where service would be improved by the granting of the instant application.

We believe the situation here is similar to that disclosed in Re H. P. Lahe, Application No. 2621, where authority to operate a duplicating taxicab service in the City of Greeley was sought by applicant. In our Decision No. 6846, the Commission said:

"The Commission on a number of occasions has held that an applicant, in order to secure a certificate of public convenience and necessity, must affirmatively show that the public convenience and necessity, as distinguished from his personal desires, requires his proposed operation, and that before a certificate of public convenience and necessity will issue for an operation which will virtually parallel existing common carrier service, a clear and affirmative showing must be made that the existing transportation facilities are inadequate or unsatisfactory, and that there is no prospect of such service being made better under the orders of the Commission."

We do not believe such showing was made.

F I N D I N G S

THE COMMISSION FINDS:

That the above-styled application should be denied.

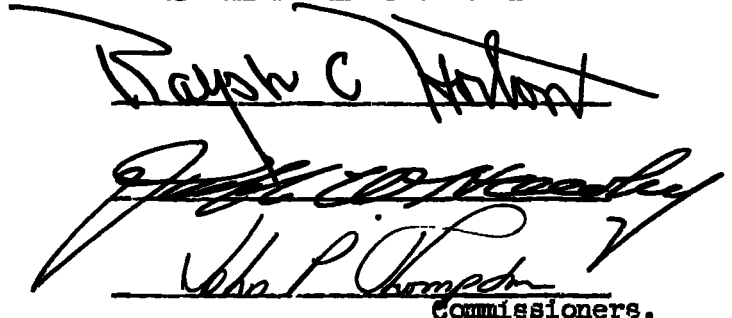
O R D E R

THE COMMISSION ORDERS:

That Application No. 14311 should be, and the same hereby is, denied.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 7th day of June, 1956.

ea

reginal

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

IN THE MATTER OF THE APPLICATION OF
JAMES E. CHELF AND WILLIAM F. SHARP,
CO-PARTNERS, DOING BUSINESS AS "JIM
CHELF," 5226 BRIGHTON BOULEVARD,
DENVER, COLORADO, FOR AUTHORITY TO
LEASE PERMIT NO. B-860 TO JIM CHELF,
INCORPORATED, A COLORADO CORPORA-
TION, 5226 BRIGHTON BOULEVARD,
DENVER, COLORADO.

APPLICATION NO. 14269-PP-Lease.

June 7, 1956

Appearances: Jackson M. Seawell, Esq.,
Denver, Colorado, for
Applicants.

S T A T E M E N T

By the Commission:

By the above-styled application, James E. Chelf and William F. Sharp, co-partners, doing business as "Jim Chelf," Denver, Colorado, owners and operators of Permit No. B-860, seek authority to lease said operating rights to Jim Chelf, Inc., a Colorado corporation.

Said matter was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, April 12, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On April 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner indicates that at the hearing, William F. Sharp testified that he is a partner, together with James E. Chelf, in a transportation business conducted under Permit No. B-860; that said co-partnership had organized a corporation, to be known as "Jim Chelf, Inc.;" that they desired to lease said Permit No. B-860 to said corporation; that there are no outstanding unpaid operating obligations against said operation; that lessee has sufficient capital and equipment, as evidenced by exhibits, to render services required under Permit No. B-860; that all stock in lessee is owned by himself and James E. Chelf; that there is an agreement that neither shall sell his stock without first offering it to the other; that they have no intention of disposing of the stock in the corporation; that they have no objection to having lessee liable for any obligations of lessor.

James E. Chelf testified that he is a partner with William F. Sharp; that he and Sharp are the owners of all stock of lessee; that lessee is the owner of certain other trucking authority issued by the Interstate Commerce Commission, and that it is impractical not to have operations under Permit No. B-860 under said corporation.

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

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

Copy of amended lease of Permit No. B-860 from lessor to lessee herein, was filed with the Commission, as a late-filed exhibit, on June 1, 1956, it being therein provided that said lease shall remain in full force and effect for a period of five years from February 23, 1956.

F I N D I N G S

THE COMMISSION FINDS:

That leasing of Permit No. B-860 from James E. Chelf

and William F. Sharp, co-partners, doing business as "Jim Chelf," Denver, Colorado, to Jim Chelf, Inc., Denver, Colorado, as set forth in lease agreement filed with the Commission on June 1, 1956, which is made a part of these Findings, by reference, is compatible with the public interest, and that application so to lease should be approved by this Commission, subject to outstanding indebtedness against said operation, if any there be.

O R D E R

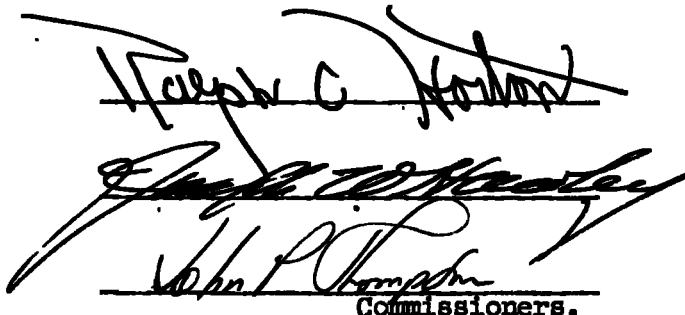
THE COMMISSION ORDERS:

That James E. Chelf and William F. Sharp, co-partners, doing business as "Jim Chelf," Denver, Colorado, should be, and they hereby are, authorized to lease Permit No. B-860 to Jim Chelf, Inc., Denver, Colorado, as per terms and conditions of lease agreement filed with this Commission as a late-filed exhibit on June 1, 1956, in the instant matter, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

This Order is made a part of the permit authorized to be leased, and shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 7th day of June, 1956.

ea

original

(Decision No. 45934)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) JASPER FRANCISCO, DEL NORTE, COLO-) RADO, FOR A CLASS "B" PERMIT TO) OPERATE AS A PRIVATE CARRIER BY) MOTOR VEHICLE FOR HIRE.) -----)	APPLICATION NO. 14401-PF
---	--------------------------

June 7, 1956

Appearances: Conour and Conour, Esqs.,
Del Norte, Colorado,
for Applicant.

S T A T E M E N T

By the Commission:

Jasper Francisco, Del Norte, Colorado, is the former
owner of Private Permit No. B-2946, authorizing transportation of:

1. Lettuce, peas, cauliflower and spinach
from farms within a radius of 25 miles of
Del Norte, Colorado, to shipping sheds in
said area, and sugar beets from fields in
said area to beet dumps in the same radius;
2. Potatoes, between points in an area
extending 25 miles north, 25 miles west,
25 miles south, and 12 miles east of Del
Norte, Colorado; hay, loose and baled,
manure, ice and grain, between points
within a radius of 25 miles of Del Norte;
sugar beets and wool between points within
a radius of 50 miles of Del Norte;
3. Lumber and logs within a radius of 40
miles of Del Norte, Colorado.

Said permit was revoked by the Commission on Septem-
ber 21, 1953, for failure to file monthly reports.

By the instant application, said Jasper Francisco seeks
authority to operate as a private carrier by motor vehicle for
hire, of the same commodities he was formerly authorized to
transport, and in the same territory. In effect, a re-issuance
of said Private Permit No. B-2946, the new authority to bear the
same number as the old.

Said application was regularly set for hearing at the Court House in Alamosa, Colorado, for May 23, 1956, and then transferred to the City Hall in Alamosa, where the matter was heard and taken under advisement.

Applicant testified that he has been engaged in the transportation business since 1939, originally under Private Permit No. B-2944, and thereafter under Private Permit No. B-2946. Notwithstanding the revocation of the latter permit, he has continued to operate thereunder up to the present date. He was formerly a partner of Vic Garcia in operations under Private Permit No. B-1592. The same authority formerly held under Private Permit No. B-1592 is now being sought by one Cristobal Vigil.

Applicant has two trucks used in the operation under Private Permit No. B-2946, and his net worth is \$1,000. He is serving 12 customers, the same that were served before the revocation of the permit, and wishes to continue the same operations as in the past, transporting the same commodities and in the same area, the demand for such transportation being now the same as it has been for several years last past.

No one appeared in opposition to favorable action and the Commission is satisfied from the evidence as to the financial stability and experience of applicant, and that the granting of the application will not adversely affect the adequate service of common carriers operating in the territory.

F I N D I N G S

THE COMMISSION FINDS:

That the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

That Jasper Francisco, Del Norte, Colorado, be, and is hereby, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the transportation of:

1. Lettuce, peas, cauliflower and spinach from farms within a radius of 25 miles of Del Norte, Colorado, to shipping sheds in said area, and sugar beets from fields in said area to beet dumps in the same radius;

2. Potatoes, between points in an area extending 25 miles north, 25 miles west, 25 miles south, and 12 miles east of Del Norte, Colorado; hay, loose and baled, manure, ice and grain, between points within a radius of 25 miles of Del Norte; sugar beets and wool between points within a radius of 50 miles of Del Norte;

3. Lumber and logs within a radius of 40 miles of Del Norte, Colorado,

said private carrier permit to bear the number "B-2946," under which applicant has heretofore served the public.

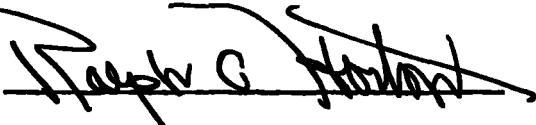


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 7th day of June, 1956.

ea

original

(Decision No. 45935)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
ELMER LESLIE HOWARD, 3945 SOUTH
FEDERAL BOULEVARD, SHERIDAN, COLO-
RADO, FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY TO OPERATE
AS A COMMON CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 14356

June 7, 1956

Appearances: Elmer Leslie Howard, Sheridan,
Colorado, pro se;
Robert E. McLean, Esq., Denver,
Colorado, for Allspach
Brothers Rubbish Removal Ser-
vice, et al.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the transportation of rubbish, from private homes in Littleton, Colorado, and Sheridan, Colorado, and surrounding areas, for a minimum charge of two dollars per month for each home served.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 9, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 8, 1956, the Commission, as provided by law, designated Louis J Carter, an employee of the Commission, to conduct hearing on said application.

Report of said Examiner submitted to the Commission indicates that when said application was called for hearing, request was made for continuance of said hearing.

There being no objection thereto, the Examiner recommends that said request be granted.

F I N D I N G S

THE COMMISSION FINDS:

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

That the above-styled application should be continued, to be reset for hearing before the Commission at some future date to be determined by the Commission, with notice to all parties making appearances herein.

O R D E R

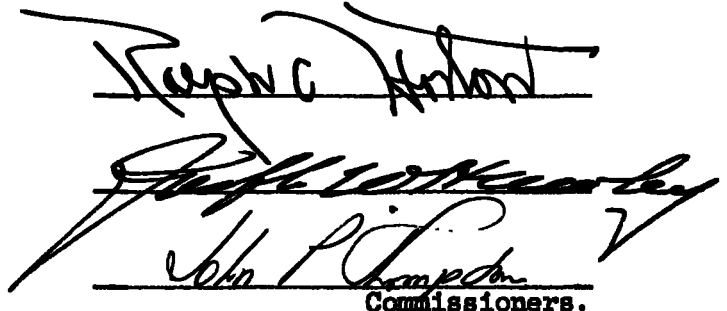
THE COMMISSION ORDERS:

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

That Application No. 14356 should be, and the same hereby is, continued, to be re-set for hearing before the Commission at some future date to be determined by the Commission, with notice to all parties entering appearance herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 7th day of June, 1956.

mls

Original

(Decision No. 45936)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
KARL J. KICHLER, 3410 PECOS STREET,
DENVER, COLORADO, FOR A CLASS "B"
PERMIT TO OPERATE AS A PRIVATE CAR-
RIER BY MOTOR VEHICLE FOR HIRE.

APPLICATION NO. 14381-PP

June 7, 1956

Appearances: Karl J. Kichler, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the present application filed March 15, 1956, the appli-
cant seeks authority to operate as a private carrier by motor vehicle
for the transportation of concrete in liquid form, in mixer trucks,
between points in the City and County of Denver and a 15-mile radius
thereof.

Said application, pursuant to prior setting, after appro-
priate notice to all parties in interest, was heard at the Hearing
Room of the Commission, 330 State Office Building, Denver, Colorado,
May 29, 1956, and at the conclusion of the evidence, the matter was
taken under advisement.

The applicant testified in support of his application. He
stated that he has approximately one year's experience in operating
mixer trucks and about 8 years general trucking experience before
that. Centennial Concrete Company wants his services full time. He
now has one mixer truck suitable to the work, and expects to obtain
another. His net worth is approximately \$35,000. His service would
be limited to Centennial Concrete Company as a customer.

The applicant produced no shipper witness to support his

application. There was no protest of the application, however, and no reason appears why the applicant should not be allowed to serve the single customer he proposes, as limited in the following Order

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

That Karl J. Kichler, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of concrete, in liquid form, in mixer trucks, between points within a radius of 15-miles of the intersection of Colfax Avenue and Broadway in Denver, Colorado, including point to point service within the City and County of Denver, but limited to the service of one customer only, namely: Centennial Concrete Company.

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

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

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

and regulations of the Commission.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
Joseph J. McNamee
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 7th day of June, 1956.

mls

(Decision No. 45937)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
CHARLES WORTHMAN, 2251 WEST CENTER
STREET, DENVER, COLORADO, FOR AUTH-
ORITY TO EXTEND OPERATIONS UNDER
PERMIT NO. B-4039.

APPLICATION NO. 14421-PP-Extension

June 7, 1956

Appearances: Charles Worthman, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

The applicant is presently authorized as a private carrier by motor vehicle, pursuant to Permit No. B-4039, to engage in the transportation of forest and sawmill products, including logs and timber, to Denver, and points within a 10-mile radius thereof, from points within a 5-mile radius of Fraser, Winter Park and Breckenridge.

By the present application filed April 11, 1956, he seeks to have this authority extended to permit him to engage in:

Transportation of forest and sawmill products, including logs and timber to points within a 50-mile radius of Salida, Colorado, and to Pueblo, Colorado, Colorado Springs, Colorado, and Denver, Colorado, and points within a 10-mile radius of said points.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 29, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He stated that he is engaged as a sole proprietor in hauling logs and

rough lumber to Denver from sawmills and forest areas near Fraser, Winter Park, and Breckenridge. His customers are moving to a new source of supply in the Salida area: he seeks to follow this traffic for these customers to this new area and from that area to serve Colorado Springs and Pueblo, as well as Denver. He has equipment adequate to the work and satisfied the Commission as to his financial ability and operating experience.

No one appeared in support of his application, nor was any protest made of the application.

The application is vague, in that it states only where the products are to be delivered, and not where they are to originate. The evidence in clarification, however, indicate only a need for service to present delivery points and for the present commodities. It appears that only a new point of origin is required and that this new area is fully contained within a radius of 50-miles of Salida, Colorado. No showing was made of need for delivery service to Colorado Springs or Pueblo. The description in the following Order is, therefore, complete enough to encompass all of the operation the applicant is presently conducting or that he wishes to conduct.

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

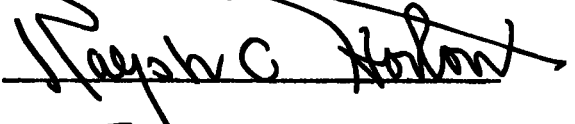


THE COMMISSION ORDERS:

That Charles Worthman, Denver, Colorado, should be, and he is hereby, authorized to extend operations under Permit No. B 4039, to include the transportation of forest and sawmill products, including logs and timber, but not finished lumber, to Denver, Colorado, and points within 10-miles thereof, from points within 5 miles of the Towns of Fraser, Winter Park, and Breckenridge, and from points within a radius of 50-miles of Salida, Colorado.

The former description of the authority of this permit is cancelled in its entirety, as of the date this Order becomes effective.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 7th day of June, 1956.

mls

original

(Decision No. 45938)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
JOHN COUPER, DOING BUSINESS AS "J. }
C. SERVICE," 7421 KNOX PLACE, WEST- }
MINSTER, COLORADO, FOR A CLASS "B" }
PERMIT TO OPERATE AS A PRIVATE CAR- }
RIER BY MOTOR VEHICLE FOR HIRE. }

APPLICATION NO. 14368-PP

June 7, 1956

Appearances: John Couper, Westminster,
Colorado, pro se.

S T A T E M E N T

By the Commission:

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

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock, due notice

thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner indicates that at the hearing, John Couper testified that he is a sewer and water-supply contractor; that in conjunction with said business, it is necessary that he perform some for-hire hauling, and that he has had many requests from others to render this service; that he is the owner of a two-ton 1950 Ford Dump Truck; that if the authority herein sought is granted, he will obey the laws, rules, and regulations governing private carriers by motor vehicle.

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

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

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

Report of the Examiner recommends that the instant application be granted.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

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

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

That this Order is the permit herein provided for, but it

shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
Joseph W. Kenney
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 7th day of June, 1956.

mls

original

(Decision No. 45939)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
PAUL B. STOGNER, 5900 FRANKLIN }
STREET, DENVER, COLORADO, FOR A }
CLASS "B" PERMIT TO OPERATE AS A }
PRIVATE CARRIER BY MOTOR VEHICLE }
FOR HIRE. }

APPLICATION NO. 14373-PP

June 7, 1956

Appearances: Mrs. Paul B. Stogner, Denver,
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

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

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of the said Examiner indicates that at the hearing, Mrs. Paul B. Stogner testified that she is the wife of applicant, who was unable to attend the hearing; that her husband is transporting sand and gravel for Northwestern Engineering Company, and that he has had many requests from others to render the same service; that he is the owner of a 1950 Ford Dump Truck; that he is financially able to continue this operation, if the authority herein sought is granted; that he will obey the laws, rules, and regulations governing private carriers by motor vehicle.

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

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a

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

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

O R D E R

THE COMMISSION ORDERS:

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

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

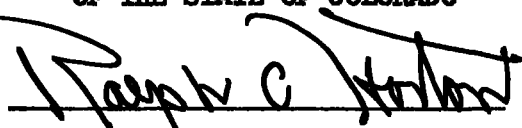


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 7th day of June, 1956.

mls

original

(Decision No. 45940)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
ORVILLE E. BRAHMER, CASTLE ROCK,
COLORADO, FOR A CLASS "B" PERMIT TO
OPERATE AS A PRIVATE CARRIER BY
MOTOR VEHICLE FOR HIRE.

APPLICATION NO. 14384-PP

June 7, 1956

Appearances: Barry and Hupp, Esqs., Denver,
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

On April 26, 1956, Orville E. Brahmer, Castle Rock, Colorado, filed the above-styled application, seeking authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of rock, between points within a radius of fifty miles of Castle Rock, Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 16, 1956, at two o'clock P. M., due notice thereof being forwarded to all parties in interest.

When said application was called for hearing, counsel for applicant requested that said hearing be vacated, said matter to be re-set for hearing on some future date convenient to the Commission.

There being no objection to said request, Decision No. 45832 was entered by the Commission on May 23, 1956, continuing said application, to be re-set for hearing at a later date, with notice to all parties in interest.

The Commission is now in receipt of a communication from John R. Barry, Attorney for Applicant herein, stating applicant no longer de-

sires to prosecute said application, and requesting dismissal thereof, without prejudice.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

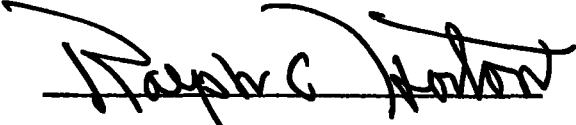
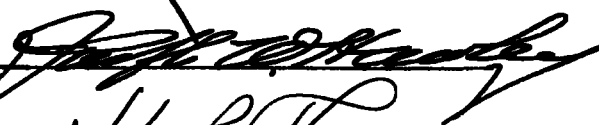

O R D E R

THE COMMISSION ORDERS:

That Application N . 14384-PP should be, and the same hereby is, dismissed, without prejudice, at request of Attorney for Applicant.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 7th day of June, 1956.

mls

(Decision No. 45941)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEORGE A. EPPINGER, ROUTE 2, BRIGH-)
TON, COLORADO, FOR A CLASS "B" PER-)
MIT TO OPERATE AS A PRIVATE CARRIER) APPLICATION NO. 14367-PP
BY MOTOR VEHICLE FOR HIRE.)
-----)

June 8, 1956

Appearances: George A. Eppinger,
Brighton, Colorado,
pro se.

S T A T E M E N T

By the Commission:

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

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner indicates that at the hearing applicant herein testified that he has had many requests to haul sand and gravel for hire, and has had to turn them down, he now operating under a Class "M" permit; that he is the owner of a 1949 G.M.C. Dump Truck and a Ford loader; that if authority herein sought is granted, he will obey the laws, rules and regulations of the Commission.

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

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

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

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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hobart
Joseph W. Hensley
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WESLEY SNYDER, 491 NORTH GREENWOOD,)
LITTLETON, COLORADO, FOR AUTHORITY) APPLICATION NO. 14374-PP-Extension
TO EXTEND OPERATIONS UNDER PERMIT)
NO. B-4330.)
-----)

June 8, 1956

Appearances: Wesley Snyder, Littleton,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Wesley Snyder, Littleton, Colorado, seeks authority to extend operations under Permit No. B-4330 to include the right to transport sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner indicates that at the hearing, applicant testified that he is presently the owner and operator of Permit No. B-4330; that he is now transporting sand and gravel for house contractors, and has had many requests to transport the items named in his application; that he is the owner of a 1955 3-ton Dump Truck, and is financially able to continue his operations; that in the event the authority herein sought is granted, he will obey the laws, rules and regulations of the Commission governing private carriers by motor vehicle for hire.

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

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

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by his application; that there is presently a need for his proposed extended service, and that the granting of the authority herein sought will not impair the efficiency of the operations of any common carrier operating in the territory sought to be served by applicant.

Report of the Examiner recommends that applicant be authorized to extend operations under Permit No. B-4330, as set forth in the Order following.

F I N D I N G S

THE COMMISSION FINDS:

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

That applicant herein should be authorized to extend operations under Permit No. B-4330, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

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

That Wesley Snyder, Littleton, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-4330 to include the right to transport sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.
ea

original

(Decision No. 45943)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
EDGAR A. NELSON, 507 WEST SEVENTH)	
AVENUE, DENVER, COLORADO, FOR A)	
CLASS "B" PERMIT TO OPERATE AS A)	APPLICATION NO. 14375-PP
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

June 8, 1956

Appearances: Edgar A. Nelson, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Edgar A. Nelson, Denver, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; coal, from mines in the Northern Colorado coal fields, to Denver, and to points within a radius of fifteen miles thereof; also, to Valmont Plant of Public Service Company, near Boulder, Colorado; to Great Western Sugar Company and Kumer-Empson

Company Plants within a radius of fifty miles of Denver, and to Rocky Mountain Arsenal, located northeast of Denver, Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, due notice thereof being forwarded to all parties in interest.

On May 11, 1956, as provided by law, the Commission designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Said Report of the Examiner indicates that at the hearing, applicant testified that he formerly was the owner of Permit No. B-2704, and requests that in the event authority herein is granted, operating rights shall bear the same number; that he is, at the present time, transporting sand and gravel for Western Paving Company, and has had many requests to transport items set out in his application, including coal; that he is the owner of a 1948 two-ton Ford Dump Truck, and is financially able to conduct operations, in the event authority herein sought is granted, and he will obey the rules and regulations of the Commission governing private carriers by motor vehicle.

No one appeared in opposition to granting the authority sought.

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

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by his application; that there is presently a need for his services, and that the

granting of the authority herein sought will not impair the efficiency of any common carrier operation serving the territory sought to be served by applicant.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

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

Northern Colorado coal fields, to Denver, and to points within a radius of fifteen miles thereof; also, to Valmont Plant of Public Service Company, near Boulder, Colorado; to Great Western Sugar Company and Kuncer-Empson Company Plants within a radius of fifty miles of Denver, and to Rocky Mountain Arsenal, located northeast of Denver, Colorado.

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

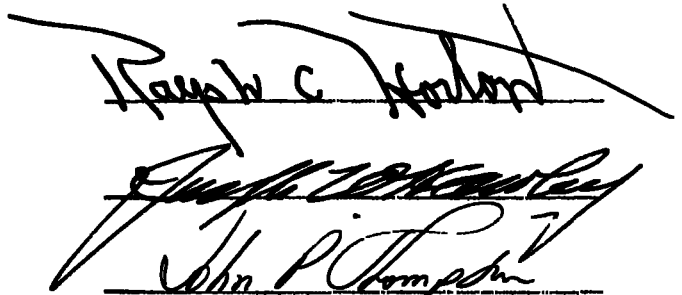
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

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

That operating rights herein granted shall bear the number "B 2704."

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.

ea

original

(Decision No. 45944)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF DAVID L. STEVENS, 3531 MILWAUKEE STREET, DENVER, COLORADO, FOR A CLASS "B" PERMIT TO OPERATE AS A PRIVATE CARRIER BY MOTOR VEHICLE FOR HIRE. -----	}	<u>APPLICATION NO. 14376-PP</u>
--	---	---------------------------------

June 8, 1956

Appearances: David L. Stevens, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; peat moss, from points within a radius of twenty-five miles of Divide, Colorado, to Colorado Springs, Pueblo, and Denver, Colorado, and from points within a radius of ten miles of Blackhawk, Colorado, to McCoy and Jensen Nursery, on the Morrison Road.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of the Examiner indicates that at the hearing, applicant testified that he is now engaged in the transportation of peat moss, for McCoy and Jensen Nursery, on a Temporary Authority issued by this Commission; that he has received many requests for the transportation of items set out in his application to the points and places named in his application; that he is the owner of a 1954 Ford Dump Truck, with which he will conduct his operations; that he is financially able to continue said operation; that if authority herein sought is granted, he will obey the laws, rules and regulations of the Commission governing private carrier operations.

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

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

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by his application; that there is presently a need for his services, and that the granting of authority herein sought will not impair the efficiency

of service of any common carrier operating in the territory sought to be served by applicant.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That David L. Stevens, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; peat moss, from points within a radius of twenty-five miles of Divide, Colorado, to

Colorado Springs, Pueblo, and Denver, Colorado, and from points within a radius of ten miles of Blackhawk, Colorado, to McCoy and Jensen Nursery, on the Morrison Road, State of Colorado.

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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Harkness
Joseph T. Harkness
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.

ca

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
FRED STIEBEN, OTIS, KANSAS.)
-----)

PERMIT NO. M-3166
CASE NO. 74712-INS.

June 8, 1956

S T A T E M E N T

By the Commission:

On December 20, 1955, in Case No. 74712-Ins. the Commission entered its order, revoking Permit No. M-3166 for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as proper insurance filing has now been made,

F I N D I N G S

THE COMMISSION FINDS:

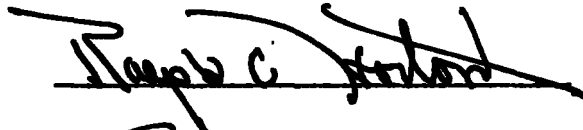
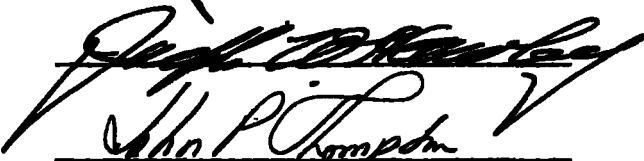

That said permit should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-3166 should be, and the same hereby is, reinstated, as of December 20, 1955, revocation order entered on said date by the Commission in Case No. 74712-Ins. being hereby vacated, set aside and held for naught.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
WILLIAM C. TERRY, HALE, COLO-
RADO.

PERMIT NO. B-1451

June 8, 1956

S T A T E M E N T

By the Commission:

On December 30, 1955, the Commission entered its Decision No. 45060, authorizing the above-styled permittee to suspend operations under Permit No. B-1451 until June 16, 1956.

The Commission is now in receipt of a communication from Amos B. Ownbey, on behalf of said permittee, requesting authority to further suspend operations under said permit.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

O R D E R

THE COMMISSION ORDERS:

That William C. Terry, Hale, Colorado, should be, and he hereby is, authorized to further suspend operations under Permit No. B-1451, until December 16, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Joseph C. Gordon
Joseph P. Ownbey
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.
mls

original

(Decision No. 45947)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JAMES J. SHIRRELL, RAND, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR VE-)
HICLE FOR HIRE.)

APPLICATION NO. 14277-PP

June 8, 1956

Appearances: James J. Shirrell, Rand,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, James J. Shirrell, Rand, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of forest products, from Rand, Colorado, to Walden, Colorado.

Said application was regularly set for hearing before the Commission, at the Court House, Hot Sulphur Springs, Colorado, April 17, 1956, at ten o clock A. M., due notice thereof being forwarded to all parties in interest.

On April 10, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Said Report of the Examiner shows that in view of the fact that there were a number of applications for similar authority, it was agreed by all parties that all of the applications might be heard on a

consolidated record.

Report of the Examiner indicates that at the hearing Ed O Neil, Jr., testified that he is in the lumber and timber business, being the owner of a sawmill. that in order to operate his mill, he has to have haulers to transport logs and poles from forests to his sawmill, and lumber from his sawmill to Denver, and to points within a radius of ten miles of Denver; that said operation is a specialized one, inasmuch as he must have trucks when the need for them arises, either day or night; that all sawmills operating in the vicinity of his mill need the same service.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That James J. Shirrell, Rand, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of forest products, in-

cluding lumber, between points within a radius of eight miles of Walden, Colorado, and from points within a radius of eight miles of Walden, Colorado, to Walden, Colorado.

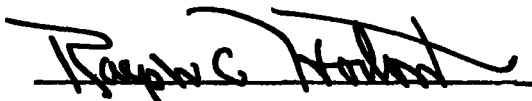

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.

mls

original

(Decision No. 45948)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF
HAROLD MC KAY AND KATHERINE MC KAY,
CO-PARTNERS, ROUTE 1, BOX 88, ERIE,
COLORADO, FOR A CLASS "B" PERMIT TO
OPERATE AS A PRIVATE CARRIER BY
MOTOR VEHICLE FOR HIRE.

APPLICATION NO. 14369-PP

June 8, 1956

Appearances: Harold McKay, Erie, Colo-
rado, for Applicants.

S T A T E M E N T

By the Commission:

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

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner indicates that at the hearing, Harold McKay, one of the applicants herein, testified that he and his wife, Katherine McKay, are applicants herein; that he is now transporting sand and gravel for construction companies under a temporary authority; that he has had many requests for transportation of items sought to be transported by his application; that he is the owner of a 1951 two-ton Chevrolet Dump Truck, and a 1950 two-ton Chevrolet Dump Truck; that he employs two drivers; that he is financially able to continue this operation, and if the authority herein sought is granted, applicants will obey the laws, rules, and regulations of the Commission governing private carriers by motor vehicle.

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

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

Report of the Examiner further states that applicants are fit and proper persons, have sufficient equipment, and are financially able to render the services sought by the instant application; that there is presently a need for their services, and that the granting of the authority sought herein will not impair the efficiency of service of any common carrier operating in the territory sought to be served by applicants.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That Harold McKay and Katherine McKay, co-partners, Erie, Colorado, should be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

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

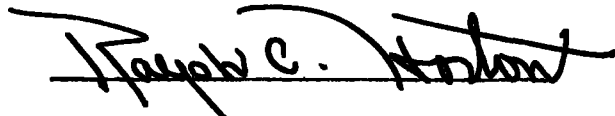
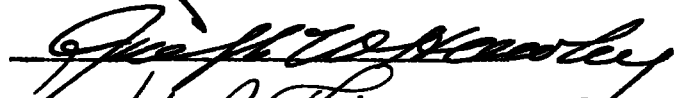
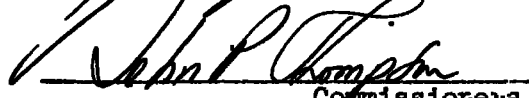
That this Order is the permit herein provided for, but it

shall not become effective until applicants have filed a statement of their customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and have secured identification cards.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.

mls

original

(Decision No. 45949)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PHILLIP SALAZAR, 2844 ST. PAUL)
STREET, DENVER, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 14372-PP

June 8, 1956

Appearances: Phillip Salazar, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

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

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner indicates that at the hearing, applicant testified that he is a driver for Ringsby Truck Line; that he is the owner of a 1953 three-ton Ford Dump Truck, and employs a driver; that he has had many requests for transportation of items set out in his application, and is, at the present time, operating under temporary authority issued by this Commission; that he is financially able to continue said operation, if authority herein sought is granted; that he will obey the laws, rules, and regulations of the Commission governing private carriers by motor vehicle.

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

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That the above and foregoing Statement is hereby made a part

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

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

O R D E R

THE COMMISSION ORDERS:

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

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

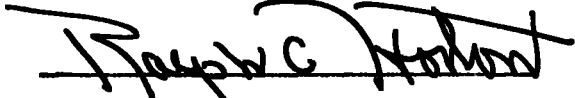
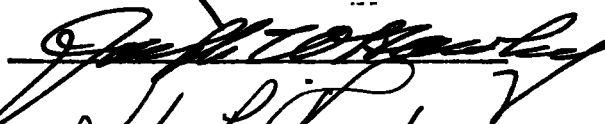

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
ROBERT M. WENGER AND JANET B. WEN-
GER, DOING BUSINESS AS "MOSQUITO
AIRLINES COMPANY," MONTROSE, COLO-
RADO, FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY.

APPLICATION NO. 14392

June 8, 1956

Appearances: Robert M. Wenger, Montrose,
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

The above-styled application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Court House, Montrose, Colorado, and at the conclusion of the evidence, the matter was taken under advisement.

Applicants herein seek authority to operate as a common carrier, by airplane, for the transportation of persons and property, not on schedule, but on call and demand, between all points in the State of Colorado.

At the hearing, public witnesses appeared in support of said application, stating the proposed operation was needed in the Montrose territory.

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

Report of the Commission's Aeronautical Inspector states that applicants are well qualified to conduct the proposed operation; that the airman employed by applicants is well qualified, having had considerable mountain-flying experience; that applicants' equipment is suitable and airworthy, and their log books are up to date; that

proper insurance filing has been made by applicants.

F I N D I N G S

THE COMMISSION FINDS:

That public convenience and necessity require applicants' proposed common carrier transportation service, by airplane, and that certificate of public convenience and necessity should issue therefor, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require the common carrier transportation service of Robert M. Wenger and Janet B. Wenger, co-partners, doing business as "Mosquito Airlines Company," Montrose, Colorado, by airplane, for the transportation of persons and property, not on schedule, but on call and demand, between all points in the State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

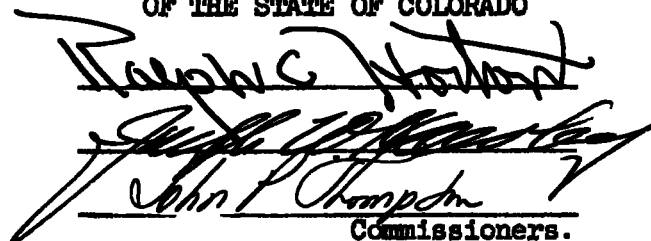
That applicants shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
ALLEN J. HUSSEY, 1101 SOUTH }
TENNYSON STREET, DENVER, COLARADO, }
FOR A CLASS "B" PERMIT TO OPERATE }
AS A PRIVATE CARRIER BY MOTOR VE- }
HICLE FOR HIRE. }

APPLICATION NO. 14420-PP

June 8, 1956

Appearances: Allen J. Hussey, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By application filed April 25, 1956, the applicant seeks authority to operate as a private carrier by motor vehicle for hire for the transportation of peat moss and fertilizer between points within a radius of 50 miles of Denver, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 29, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He testified that he owns a Ford truck which he has equipped with a dump body for the purpose of transporting the named commodities. He has approximately six years experience in this general kind of work and has commitments for his service, if the authority is granted. His net worth is approximately \$40,000.

No one appeared in protest of the application and no reason appears why the same should not be granted.

The operating experience and financial responsibility of

applicant were established to the satisfaction of the Commission.

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Allen J. Hussey, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of peat moss and fertilizer between points within a radius of 50 miles of Denver, Colorado.

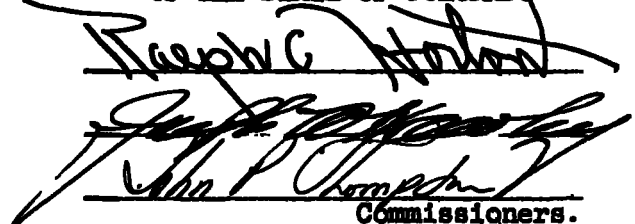
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.

mls

original

(Decision No. 45952)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
C. J. SCHULER, DOING BUSINESS AS }
"TELLURIDE TRANSFER COMPANY," TELLU- }
RIDE, COLORADO, FOR AUTHORITY TO }
MODIFY PUC NO. 60, BY ELIMINATING }
THEREFROM TRANSPORTATION OF ORE }
CONCENTRATES AND COAL, TO AND FROM }
PANDORA, COLORADO. }

APPLICATION NO. 14464

June 8, 1956

Appearances: T. A. White, Esq., Denver,
Colorado, for Telluride
Transfer Company and Rio
Grande Motor Way, Inc.

S T A T E M E N T

By the Commission:

On April 6, 1956, C. J. Schuler, doing business as "Telluride Transfer Company," Telluride, Colorado, filed his application with this Commission for authority to modify Certificate of Public Convenience and Necessity No. 60, by eliminating therefrom the right to transport ore, concentrates, and coal, to and from Pandora, Colorado.

On March 15, 1937, by Decision No. 9604, applicant's predecessor in right and interest was granted a certificate of public convenience and necessity, which authorized transportation of:

"Freight, generally, except ore and concentrates, by motor vehicle, on schedule, from and to Grand Junction, Montrose, and Delta, to and from Fall Creek and Telluride and points intermediate, Fall Creek to Telluride, without the right to serve locally between Grand Junction and Placerville, and the occasional transportation of high grade concentrates in truckload lots, from Telluride to Leadville."

Thereafter, and on November 12, 1937, by Decision No. 10924, applicant's predecessors in right and interest were duly authorized to

extend the above operations:

"to include the right to operate a call and demand service, for the transportation of freight, from point to point within a radius of fifty miles of Telluride, Colorado; provided, however, that no freight, excepting used household goods and used mining machinery, shall be transported between towns in competition with Rio Grande Motor Way, Inc., or any other established line haul carrier, nor shall any service be rendered to Alca Mine in competition with the established rights of Peterson and Porterfield, of Telluride, nor shall any service be rendered which shall directly conflict with the authority heretofore granted to C. E. Derring, of Silverton, Colorado, or Fellin Brothers, of Ouray, Colorado."

Thereafter, and on October 18, 1939, by Decision No. 14180, applicant's predecessors in right and interest were authorized to extend their said operations:

"to include the right to transport general freight in the nature of a call and demand service, from and to points within a radius of fifty miles of Telluride, Colorado, to and from points in the State of Colorado; provided, however, that under this extension no freight excepting used household goods and used mining machinery may be transported between towns in competition with Rio Grande Motor Way, Inc., or Theobald Truck Line, or any other established line-haul common carrier, nor shall any service be rendered in competition with the established rights of Peterson Truck Line of Telluride, C. E. Deering, of Silverton, or Fellin Brothers, of Ouray, Colorado, and provided, also, that any shipments from Denver to the Telluride district shall be only such as are deemed 'emergency shipments'."

Under the operating rights hereinbefore set forth, applicant herein and his predecessors in interest engaged in the transportation of ore concentrates for Telluride Mines, Inc., from Pandora, Colorado, which is located about a mile east of Telluride, Colorado, to Montrose and Leadville, Colorado, for a period of time ending when the production of said mine was discontinued in 1954, and during said period of time engaged in the transportation of coal to said mine at Pandora; that applicant and his predecessors in right and interest operated heavy-duty side-dump ore hauling equipment not suitable for ordinary ore or ore concentrate hauling in the territory

off of the principal highways of the area authorized to be served.

Telluride Mines, Inc. was acquired by Idarado Mining Company, but remained idle during a portion of the Year 1954, and during the Year 1955, while a new mill was being constructed and rehabilitation work was being done in said mine; that applicant was advised that when said mine resumed production additional heavy-duty equipment would be required to meet the needs of said mine for transportation service, and applicant did not consider it advisable to incur the obligation of providing such additional heavy-duty equipment, and sold the heavy-duty ore equipment then owned by him to Rio Grande Motor Way, Inc. Since the resumption of operation by Telluride Mines, Inc., as a division of Idarado Mining Company, the transportation needs of that company in the hauling of ore concentrates and coal have been supplied by Rio Grande Motor Way, Inc., under a certificate of public convenience and necessity issued by this Commission authorizing said service. Applicant, having performed said transportation service in the past, as herein set forth, does not desire to be obligated as a common carrier to furnish such service on demand in the future.

Inasmuch as it did not appear to the Commission that any useful purpose would be served by setting said application for formal hearing, there being no one, insofar as the files disclose, who would desire to be heard in opposition to said application, the Commission determined to hear, and has heard, said matter, forthwith, without formal notice, upon the records and files herein.

It appears from the records herein that Rio Grande Motor Way is presently certificated to take care of transportation of ore concentrates and coal, to and from Pandora, Colorado, for the Telluride Mines, Inc., and the Idarado Mining Company; that said hauling requires special equipment, and applicant is of the opinion that he is not justified in investing large sums of money in this special equipment that he will not use in his other operation, so he therefore asks that service for trans-

portation of ore concentrates and coal, from and to Pandora, Colorado, be deleted from his authority under PUC No. 60.

The Commission can see no good reason why this request should not be granted.

F I N D I N G S

THE COMMISSION FINDS:

That public convenience and necessity require the deletion and elimination from applicant's PUC No. 60, of authority to transport ore, ore concentrates, and coal, to and from Pandora, Colorado, for Telluride Mines, Inc., and the Idarado Mining Company, their successors and assigns, said certificate, with respect to freight, generally, including ore and ore concentrates and coal, except as so restricted in the Order following, to be and remain in full force and effect, and that certificate of public convenience and necessity should issue therefor, for the reasons above set forth in the preceding Statement, which is made a part hereof, by reference.

O R D E R

THE COMMISSION ORDERS:

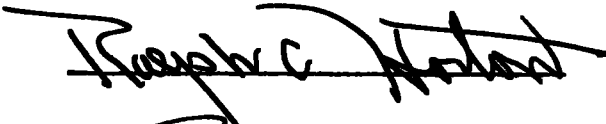
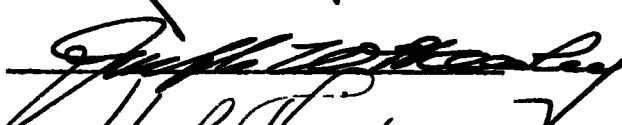

That public convenience and necessity require the deletion and elimination from PUC No. 60, owned and operated by C. J. Schuler, doing business as "Telluride Transfer," Telluride, Colorado, of authority to transport:

ore, ore concentrates, and coal, to and from
Pandora, Colorado, for Telluride Mines, Inc.,
and Idarado Mining Company, their successors
and assigns,

said certificate, with respect to freight, generally, including ore and ore concentrates and coal, except as herein restricted, to be and remain in full force and effect, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity for said deletion of authority, as requested by applicant herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 8th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
SISTO FERRI, FRANK FERRI, PETE FERRI)
AND BARNEY FERRI DOING BUSINESS AS)
"SISTO FERRI AND SONS, BOX 96, MORLEY)
COLORADO.)
-----)

PERMIT NO. A-2483
A-2483-I

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Sisto Ferri, Frank Ferri, Pete Ferri and Barney Ferri dba Sisto Ferri and Sons
requesting that Permit No. ^{A-2483}A-2483-I be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. ^{A-2483}A-2483-I, heretofore issued to _____
Sisto Ferri, Frank Ferri, Pete Ferri and Barney Ferri dba Sisto Ferri and Sons be,
and the same is hereby, declared cancelled effective June 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
SISTO FERRI, FRANK FERRI, PETE FERRI)
AND BARNEY FERRI DOING BUSINESS AS)
"SISTO FERRI AND SONS," BOX 96,)
MORLEY, COLORADO.)
-----)

PERMIT NO. M-2010

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Sisto Ferri, Frank Ferri, Pete Ferri and Barney Ferri dba Sisto Ferri and Sons
requesting that Permit No. M-2010 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2010, heretofore issued to _____
Sisto Ferri, Frank Ferri, Pete Ferri and Barney Ferri dba Sisto Ferri and Sons be,
and the same is hereby, declared cancelled effective June 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
RAY GARDNER, ETHA V. GARDNER AND)
J. H. RASH, DOING BUSINESS AS "OZARK)
FURNITURE," 302 SOUTH NINTH, CANON)
CITY, COLORADO.)
-----)

PERMIT NO. M-741

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Ray Gardner, Etha V. Gardner and J. H. Rash dba Ozark Furniture
requesting that Permit No. M-741 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-741, heretofore issued to _____
Ray Gardner, Etha V. Gardner and J. H. Rash dba Ozark Furniture be,
and the same is hereby, declared cancelled effective May 31, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 195 6.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ALVIN L. MILLER AND GORDON M. WALKER,)
DOING BUSINESS AS "COLUMBINE MILK)
SERVICE," 825 NORTH COLLEGE, FORT)
COLLINS, COLORADO.)

PERMIT NO. M-6290

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Alvin L. Miller and Gordon M. Walker dba Columbine Milk Service
requesting that Permit No. M-6290 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6290, heretofore issued to _____
Alvin L. Miller and Gordon M. Walker dba Columbine Milk Service be,
and the same is hereby, declared cancelled effective May 25, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956

br

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

RE MOTOR VEHICLE OPERATIONS OF)
HAROLD H. HUNTER, 741 SOUTH WOLF)
STREET, DENVER, COLORADO.)

PERMIT NO. M-1436

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Harold H. Hunter

requesting that Permit No. M-1436 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1436, heretofore issued to _____
Harold H. Hunter _____ be.

and the same is hereby, declared cancelled effective April 24, 1956.

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

Ralph C. Horton
John W. Hawley
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 15th day of June , 1956.

br

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

RE MOTOR VEHICLE OPERATIONS OF)
JOHN STEGER, 1165 DOWNING STREET,)
DENVER, COLORADO.)

PERMIT NO. M-3722

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

John Steger

requesting that Permit No. M-3722 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3722, heretofore issued to

John Steger

be,

and the same is hereby, declared cancelled effective May 13, 1956.

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

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June , 1956

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN J. WALKER, HOWARD M. WALKER)
AND ROBERT D. WALKER DOING BUSINESS)
AS "JOHN J. WALKER AND SONS," ROUTE 4,)
BOX 81, GREELEY, COLORADO.)

PERMIT NO. M-5111

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
John J. Walker, Howard M. Walker and Robert D. Walker dba John J. Walker and Sons
requesting that Permit No. M-5111 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5111, heretofore issued to _____
John J. Walker, Howard M. Walker and Robert D. Walker dba John J. Walker and Sons be,
and the same is hereby, declared cancelled effective May 9, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John J. Walker
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM J. LAIPPLE DOING BUSINESS AS)
"LAIPPLE IMPLEMENT COMPANY," ROUTE 3,)
BOX 793, FORT COLLINS, COLORADO.)
_____)

PERMIT NO. M-5581

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

William J. Laipple dba Laipple Implement Company

requesting that Permit No. M-5581 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5581, heretofore issued to _____

William J. Laipple dba Laipple Implement Company be,

and the same is hereby, declared cancelled effective May 4, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John E. H. Hargrave

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
A. A. SOMERVILLE DOING BUSINESS AS)
"SAN JUAN CONCRETE PRODUCTS COMPANY,")
BOX 1368, DURANGO, COLORADO.)
_____))
_____)

PERMIT NO. M-6064

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

A. A. Somerville dba San Juan Concrete Products Co.

requesting that Permit No. M-6064 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6064, heretofore issued to _____

A. A. Somerville dba San Juan Concrete Products Co. be,

and the same is hereby, declared cancelled effective May 13, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Vinton

John P. Thompson

John P. Thompson

Dated at Denver, Colorado,

this 15th day of June, 195 6.

br

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

RE MOTOR VEHICLE OPERATIONS OF)
CALVIN BAKER, ROUTE 4, BOX 388,)
PUEBLO, COLORADO.)

PERMIT NO. M-8376

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Calvin Baker

requesting that Permit No. M-8376 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. **M-8376**, heretofore issued to

Calvin Baker be.

and the same is hereby, declared cancelled effective May 27, 1956.

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

Ralph C. Norton
John P. Thomas
Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

br

original

(Decision No. 45963)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
RAYMOND R. ROBINSON AND ROSE ROBIN-
SON, CO-PARTNERS, 4980 TEJON STREET,
DENVER, COLORADO, FOR A CLASS "B"
PERMIT TO OPERATE AS A PRIVATE
CARRIER BY MOTOR VEHICLE FOR HIRE.

APPLICATION NO. 14370-PP

June 11, 1956

Appearances: Raymond R. Robinson, Denver,
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

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

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Said Report of the Examiner indicates that at the hearing Raymond R. Robinson, one of applicants herein, testified that applicants had received many requests for the service sought in their application; that they are now transporting sand and gravel for contractors, under a Temporary Authority issued by this Commission; that they are the owners of a 1956 two-ton Chevrolet Dump Truck, and are financially able to continue their operations; that if the authority herein sought is granted, they will obey the laws, rules and regulations of this Commission governing private carriers by motor vehicle.

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

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

Report of the Examiner further states that applicants are fit and proper persons, have sufficient equipment, and are financially able to render the services sought by the instant application; that there is presently a need for their services, and that the granting of the authority sought will not impair the efficiency of any common carrier service operating in the territory sought to be served by applicants.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That Raymond R. Robinson and Rose Robinson, co-partners, Denver, Colorado, should be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulation rock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

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


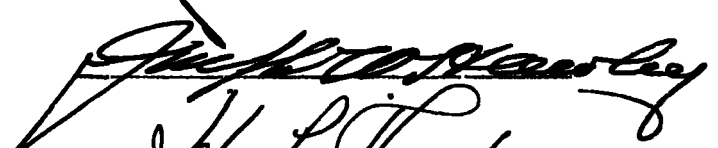

That this Order is the permit herein provided for, but it

shall not become effective until applicants have filed a statement of their customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and have secured identification cards.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CALVEN PALMER, 603 IOWA STREET,)
GOLDEN, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 14378-PP-Extension
EXTEND OPERATIONS UNDER PERMIT NO.)
B-3787.)

June 11, 1956

Appearances: Calven Palmer, Golden,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Calven Palmer, Golden,
Colorado, owner and operator of Permit No. B-3787, authorizing:

transportation of sand, gravel, dirt, and
other road-surfacing materials, from pits
and supply points within a radius of
seventy-five miles of Golden (excluding
Gilpin, Clear Creek, and Boulder Counties),
to construction jobs in said area, without
the right to serve from, to, or between
points in Gilpin, Clear Creek, and Boulder
Counties; coal, from mines in the Northern
Colorado coal fields to Golden, Colorado,
by means of dump truck equipment, only;
clay, from pits and supply points within a
radius of twenty-five miles of Golden,
Colorado, to points in said area,

seeks authority to extend operations under said permit, to include
the right to transport rip-rap rock, uranium ore, and stone, between
points in Jefferson County, and from points in Jefferson County, to
Denver, Colorado.

Said application was regularly set for hearing before the
Commission, at the Hearing Room of the Commission, 330 State Office
Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due
notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, desig-

nated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner indicates that at the hearing, applicant testified that he is the owner of Permit No. B-3787; that he has had many requests for transportation of uranium ores, rip-rap rock, and stone, between points in Jefferson County, and from Jefferson County to Denver; that, at the present time, he is transporting uranium ores between points in Jefferson County, and from Jefferson County to Denver, under temporary authority issued by this Commission; that he is the owner of four trucks, and is using them in this operation; that he is financially able to continue said operation, and if authority sought is granted, he will obey the laws, rules and regulations governing private carriers by motor vehicle.

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

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That applicant herein should be authorized to extend operations under Permit No. B-3787, as set forth in the Order following.

O R D E R

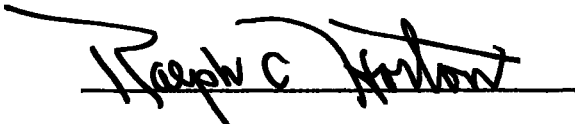
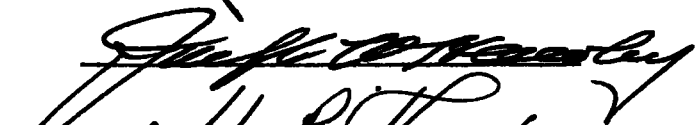

THE COMMISSION ORDERS:

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

That Calven Palmer, Golden, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-3787, to include the right to transport rip-rap rock, uranium ores, and stone, between points in Jefferson County, and from points in Jefferson County, to Denver, Colorado.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HAROLD JAY SHAW, BOX 79, IDLEDALE,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PUC NO. 2875 TO RAYMOND A. McDANIELS,) APPLICATION NO. 14366-Transfer
DOING BUSINESS AS "McDANIELS TRASH)
HAULING," EVERGREEN, COLORADO.)

June 11, 1956

Appearances: Harold Jay Shaw, Idledale,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, filed April 3, 1956, Harold Jay Shaw, Idledale, Colorado, sought authority to transfer PUC No. 2875 to Raymond A. McDaniels, doing business as "McDaniels Trash Hauling," Evergreen, Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

Prior to the hearing, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application, he thereafter to submit a report of said proceedings to the Commission.

From the Report of said Examiner, it appears that when said application was called for hearing, transferor stated he no longer desired to transfer said operating rights, and requested that said application be dismissed.

Report of the Examiner recommends that said application be dismissed.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

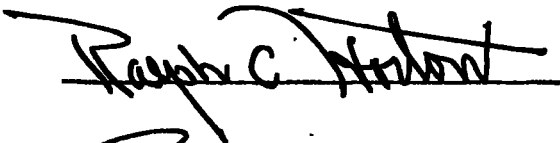
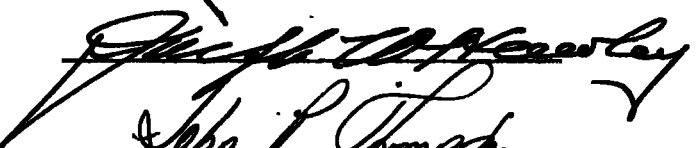

O R D E R

THE COMMISSION ORDERS:

That Application No. 14366 should be, and the same hereby is, dismissed, at request of transferor.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
S. F. RENAUD, 6598 MORRISON ROAD,)
DENVER, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 14377-PP-Extension
EXTEND OPERATIONS UNDER PERMIT NO.)
B-2482.)
-----)

June 11, 1956

Appearances: S. F. Renaud, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

S. F. Renaud, Denver, Colorado, owner and operator of
Permit No. B-2482, authorizing:

transportation of coal from mines in the northern Colorado coal fields to Denver, and points within a radius of five miles thereof; loose hay and bulk grain, between points within the area extending to Broomfield on the north, Littleton on the south, Keenesburg on the east, and Idaho Springs on the west; farm machinery for one customer, only, viz., Montgomery Ward and Company, Denver, Colorado, between points within a radius of fifty miles of Denver, Colorado, and to points outside thereof when said company is required to make deliveries to points outside of the fifty-mile radius; and the transportation back or return of used or trade-in machinery from farms to the warehouse of Montgomery Ward and Company, or to points within the fifty-mile radius around Denver, as directed by Montgomery Ward and Company, provided, however, that this service is limited to transportation of farm machinery being delivered by Montgomery Ward and Company, of Denver, to farmers, and a service such as assembling or setting up of same at the farm, is rendered in addition to the transportation thereof, and that no authority is granted to render a scheduled service between towns in competition with scheduled common carriers serving within the area here authorized to be served; transportation of sand, gravel, rock and road-surfacing materials, from pits and supply points within a radius of five miles of Denver, to points within a radius of fifty miles of Denver; transportation of bulk grain, between points within a radius of one hundred and fifty miles of Denver, Colorado,

by the above-styled application, seeks authority to extend operations under said operating rights, to include the right to transport forest and sawmill products, from forests and sawmills within a radius of fifty miles of Denver, to Denver, and to points within a radius of fifteen miles of Denver, Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, May 14, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner indicates that at the hearing, applicant testified he is the owner and operator of Permit No. B-2482; that he has had many requests for transportation of logs and poles and rough lumber from the territory sought to be served in his application; that he has fourteen trucks, many of them designed to perform this type of service; that he is financially able to continue his operations, and will obey the laws, rules and regulations governing private carriers by motor vehicle.

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

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

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment to render the service he seeks authority to perform, and there is presently a need for his

proposed extended services; that the granting of the authority sought will not impair the efficiency of any common carrier service operating in the territory sought to be served by applicant.

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

F I N D I N G S

THE COMMISSION FINDS:

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

That applicant herein should be authorized to extend his operations under Permit No. B-2482, as set forth in the Order following.

O R D E R

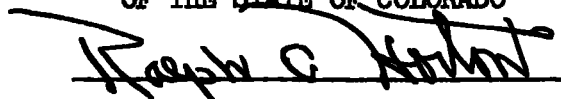
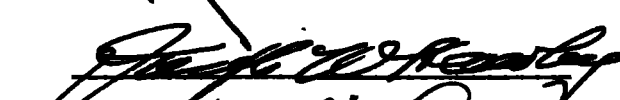

THE COMMISSION ORDERS:

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

That S. F. Renaud, Denver, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-2482 to include the right to transport certain forest products, namely, logs, poles and rough lumber, from and to points and places within a radius of fifty miles of Denver; rough lumber, from and to points within a fifty-mile radius of Denver, to points within a fifteen-mile radius of Denver, Colorado.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of June, 1956.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ANTHONY MILANO, BOX 2, LOUIS-)
VILLE, COLORADO.)

PERMIT NO. B-4781

June 15, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-4781 be suspended for six months from May 14, 1956.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Anthony Milano, Louisville, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-4781 until November 14, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 15th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHNNIE COMBS, BOX 29, LAMAR,)
MISSOURI.)

PUC No. 3181-I

June 15, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from
Johnnie Combs, Lamar, Missouri, requesting that Certificate of
Public Convenience and Necessity No. 3181-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate of Public Convenience and Necessity No.
3181-I, heretofore issued to Johnnie Combs, Lamar, Missouri, be,
and the same is hereby, declared cancelled effective May 31, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John W. Hawley

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 15th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
DEPENDABLE AUTO TRANSPORT CO.,)
INC., 1765 22ND AVENUE SOUTH,)
SEATTLE, WASHINGTON.)

PUC NO. 2305-I

June 15, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Dependable Auto Transport Co., Inc., Seattle, Washington, requesting that Certificate of Public Convenience and Necessity No. 2305-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 2305-I, heretofore issued to Dependable Auto Transport Co., Inc., Seattle, Washington, be, and the same hereby is, declared cancelled effective April 10, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Reginald C. Horton

[Signature]

[Signature]
Commissioners.

Dated at Denver, Colorado,
this 15th day of June, 1956.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) THE ATCHISON, TOPEKA AND SANTA FE) RAILWAY COMPANY, DENVER, COLORADO,) FOR PERMISSION TO DISCONTINUE ITS) PASSENGER TRAINS NOS. 223-102 AND) 101-224 BETWEEN LA JUNTA AND DENVER,) COLORADO.) -----)	APPLICATION NO. 14272-Amended
--	-------------------------------

June 11, 1956

Appearances: Grant, Shafroth, Toll and
McHendrie, Esqs., Denver,
Colorado, for Applicant;
Dallas L. Cook, Denver, Colo-
rado, for Denver Chamber of
Commerce;
Lowe P. Siddons, Colorado Springs,
Colorado, for Holly Sugar
Company, Colorado Springs
Chamber of Commerce;
E. A. Pemberton, Pueblo, Colorado,
for Pueblo Chamber of Commerce;
W. E. Skinner, Pueblo, Colorado,
for Brotherhood of Railway
Trainmen;
Paul F. Potter, Amarillo, Texas,
for Brotherhood of Locomotive
Engineers;
H. R. Taylor, Amarillo, Texas,
for Brotherhood of Railway
Conductors;
Ted Buckstein, Pueblo, Colorado,
for Pueblo Manufacturers and
Distributors Division of
Pueblo Chamber of Commerce;
John L. McNeill, Denver, Colorado,
for the Commission.

S T A T E M E N T

By the Commission:

By the instant application, The Atchison, Topeka and
Santa Fe Railway Company seeks authority to discontinue operation
of Passenger Trains Nos. 223-102 and 101-224, between Denver,
Colorado, and La Junta, Colorado.

The application discloses that applicant also operates
Passenger Trains Nos. 13-130 and 141-14, between the same points.

If this application is granted, applicant's Trains Nos. 13-130 and 141-14 will be re-scheduled, so that all connections at La Junta, in all directions, will be to Trains Nos. 19 and 20, one of the Santa Fe's better trains, using lighter equipment, with better accommodations than Trains Nos. 123 and 124. Through Pullman and chair cars will be provided, which will move from Denver to La Junta on Train No. 141-14, and thence east or west on Trains Nos. 19 and 20, and those which will come into La Junta from the east and west on Trains Nos. 19 and 20 will be transferred at La Junta to Trains Nos. 13 and 130 for movement to Denver, so that passengers will no longer need to change cars at La Junta, Colorado.

The above application, after numerous protests were received, was set for formal hearing, at the Court House, Pueblo, Colorado, on Tuesday, May 29, 1956, and at the conclusion of the taking of evidence, the matter was taken under advisement.

On behalf of applicant, the evidence disclosed that applicant is presently operating Trains Nos. 223 and 102 and 101-224, which operate daily between La Junta and Denver, and also operates Passenger Trains Nos. 13-130 and 141-14 between the same points. The present schedules for applicant's trains between these points are as follows:

NORTHBOUND		Station	SOUTHBOUND	
No. 13-130	No. 223-102		No. 101-224	No. 141-14
6:30 PM	8:10 AM	Lv LaJunta	AR 10:05 PM	4:30 AM
	s8:17 AM	Swink		
s6:42 PM	s8:28 AM	Rocky Ford	s9:34 PM	s3:35 AM
	s8:37 AM	Manzanola		f3:22 AM
	s8:50 AM	Fowler		s3:12 AM
	f9:08 AM	Boone		
	s9:16 AM	Avondale		
	f9:22 AM	Devine		
s7:35 PM	s9:35 AM	Pueblo	s8:35 PM	s2:05 AM
	c10:19 AM	Fountain	f7:59 PM	
s8:46 PM	s10:45 AM	Colorado Springs	s7:45 PM	s1:15 AM
	c11:15 AM	Monument	c7:13 PM	
	f11:22 AM	Palmer Lake	c7:08 PM	
	f11:32 AM	Larkspur	f6:55 PM	
	c11:42 AM	Castle Rock	f6:43 PM	
	c11:51 AM	Sedalia	c6:32 PM	
	f12:07 PM	Littleton	c6:18 PM	
	c12:11 PM	Englewood		
10:30 PM	12:30 PM	Ar Denver	Lv 6:00 PM	11:30 PM
s - denotes regular stop		f - denotes flag stop		c - denotes conditional stop

Applicant proposes to institute the following service,
if Trains Nos. 223-102 and 101-224 are discontinued:

NORTHBOUND				SOUTHBOUND	
No. 13-130		STATION		No. 141-14	
3:00 AM	Lv	La Junta			9:30 PM
s3:07 AM		Swink			9:10 PM
s3:20 AM		Rocky Ford		s8:56 PM	
f3:31 AM		Manzanola		f8:47 PM	
f3:45 AM		Fowler		f8:37 PM	
f4:07 AM		Boone		8:20 PM	
f4:15 AM		Avondale		s8:15 PM	
f4:22 AM		Devine		8:07 PM	
s4:40 AM		Pueblo		s7:50 PM	
5:31 AM		Fountain		f7:14 PM	
s6:00 AM		Colorado Springs		s7:00 PM	
6:36 AM		Monument		6:27 PM	
f6:43 AM		Palmer Lake		6:21 PM	
f6:54 AM		Larkspur		f6:06 PM	
7:05 AM		Castle Rock		f5:52 PM	
7:14 AM		Sedalia		5:42 PM	
f7:32 AM		Littleton		5:22 PM	
7:36 AM		Englewood		5:18 PM	
8:00 AM	Ar	Denver			5:00 PM
				Lv	

s - denotes regular stop.
f - denotes flag stop.

No. 13-130 stops any station La Junta to Denver to discharge passengers from beyond La Junta.
No. 141-14 stops any station Denver to La Junta to receive passengers for beyond La Junta; and discharge passengers from Denver and beyond.

WESTBOUND				EASTBOUND					
No.19	No.17	No.21	No.123	Station	No.8	No.22	No.124	No.18	No.20
9:00AM	7:00PM	5:45PM	12:01PM	Lv Chicago, Ar Ill.	4:30AM	7:15AM	3:00PM	12:30PM	3:30PM
4:30PM	2:45AM	1:15AM	9:30PM	Lv Kans.City Mo.	8:00PM	11:20PM	6:30AM	4:50AM	7:45AM
7:30PM	5:50AM	4:15AM	2:10AM	Lv Newton, Ks	3:25PM	8:05PM	2:25AM	1:35AM	4:20AM
11:50PM	9:50AM	8:15AM	8:05AM	Lv LaJUNTA COLO	7:30AM	1:55PM	6:35PM	7:30PM	10:10PM
7:10AM	5:45PM	3:55PM	5:10PM	Lv Albuquerque	9:25PM	6:55AM	10:20AM	12:25PM	3:20PM
10:30PM	8:30AM	7:15AM	11:55AM	Ar Los Angeles	12:01AM	1:30PM	1:15PM	7:00PM	10:00PM

Applicant further contends that in recent years, passenger business handled by applicant's trains between Denver and La Junta has declined to the point where continuance of two trains each day in each direction is no longer justified -- in fact, the operation of these trains shows a net income deficit of \$443,648.00, as disclosed by Exhibit No. 13,

for the Months of January to December, 1955, inclusive. It was further disclosed that the number of passengers carried for the Month of December, 1955, amounted to 6,114, and the interstate portion thereof amounted to 4,230 passengers, as disclosed by Exhibit No. 13, on Sheet No. 13 of said Exhibit.

It was further indicated that applicant will put on light, improved equipment, consisting of two chair cars and two Pullmans -- one chair car and one Pullman going east, and the other going west. This will eliminate changing cars at La Junta for all interstate passengers.

It was further disclosed that if Trains Nos. 223-102 and 101-224 are discontinued, the mail and express now transported by these trains will thereafter be transported by Trains Nos. 13-140 and 141-14, and by mail trucks operated by the Express Company. In any event, service will be provided for the transportation of mail and express, and applicant's witnesses contended it will be an improved service.

We have attempted to briefly summarize the testimony of the officials of the railroad. In addition, public witnesses appeared in support of the application.

Lowe P. Siddons, Traffic Manager for Holly Sugar Company, and a member of the Transportation Committee of the Colorado Springs Chamber of Commerce, testified he was supporting the application on behalf of Holly Sugar Company and Colorado Springs Chamber of Commerce. He said his Committee had investigated the application, and it was their opinion that the service now proposed by applicant would benefit Colorado Springs, as it would give that city improved service to Chicago and points served by the Santa Fe Railroad; that his Committee also felt that the service to Albuquerque and points in the southwest -- especially to Southern California -- would also be improved.

Ted Buckstein, representing the Pueblo Chamber of Commerce, agreed with the testimony of Mr. Siddons, and testified in

support of the application.

Dallas L. Cook, Director of Transportation of the Transportation Department of the Denver Chamber of Commerce, stated he appeared in that capacity. He stated that Denver, for the past ten years, has had a serious problem in its rail transportation of passengers to the south and southwest. He felt that the new service offered by applicant would improve service, and recommended that applicant make further studies in an attempt to further improve rail passenger service to the south and to the southwest. The witness emphasized that overnight service to Albuquerque "is a must," but concluded his testimony by stating that the Denver Chamber of Commerce approves this application.

Several representatives of the Brotherhoods appeared, and made statements as to their positions. Among those appearing were the following: W. E. Skinner, Pueblo, Colorado, of the Brotherhood of Railway Trainmen; H. R. Taylor, of the Brotherhood of Railway Conductors, and Paul F. Potter, of the Brotherhood of Locomotive Engineers.

From the record, as a whole, it is impossible to escape the conclusion that the operation of passenger service between Denver and La Junta by applicant herein constitutes a serious financial burden upon The Atchison, Topeka, and Santa Fe Railway Company. We must, therefore, weigh the operating economies of curtailing passenger service against the public convenience and necessity of the communities affected by the curtailment.

The record before us indicates that the Chambers of Commerce of the three largest communities -- that is, Denver, Pueblo, and Colorado Springs -- who are served by applicant, favor this curtailment, and ask for improved equipment and better connections to the east and west. In other words, the Chambers of Commerce of the three cities realize that the operation of two passenger trains a day each way between Denver and

Ia Junta is not economically feasible.

The most regrettable part of the situation before us is the fact that employment will be decreased. But this is not of sufficient magnitude to justify requiring applicant to continue operation of said trains.

We do not believe it advisable, at this time, to make any definite Findings as to the improved equipment and more direct connections offered by applicant, beyond the fact that it should be sufficient to meet the needs of the traveling public, and should be in accordance with the promises and agreements existing between applicant and the various interested Chambers of Commerce.

F I N D I N G S

After careful consideration of the record, the Commission is of the opinion, and finds, that public convenience and necessity require the granting of the instant application, for the reasons set forth in our preceding Statement, which is incorporated herein, by reference.

O R D E R

THE COMMISSION ORDERS:

That The Atchison, Topeka, and Santa Fe Railway Company should be, and it hereby is, authorized to discontinue operation of its Passenger Trains Nos. 223-102 and 101-224, between Denver, Colorado, and Ia Junta, Colorado.

This Order shall become effective July 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Joseph C. Gordon

Joseph W. Hawley

John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 11th day of June, 1956.

original

(Decision No. 45971)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
MISSOURI PACIFIC RAILROAD COMPANY)	
TO CLOSE ITS STATION AND AGENCY AT)	<u>APPLICATION NO. 14340</u>
BRANDON, COLORADO.)	
-----)	

June 11, 1956

Appearances: J. W. Preston, Esq., Pueblo,
Colorado, and
Leo S. Altman, Esq., Pueblo,
Colorado, for Applicant;
J. L. McNeill, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

On April 18, 1956, the Missouri Pacific Railroad Company, by its attorney, J. W. Preston, 543-550 Thatcher Building, Pueblo, Colorado, filed an application with this Commission seeking authority to close its station and agency at Brandon, Kiowa County, Colorado.

The matter was set for hearing on May 24, 1956, at ten o'clock A. M., in the Court House at Eads, Colorado, and after appropriate notice to interested parties, was there heard by the Commission and taken under advisement.

Evidence in support of the application was presented by R. D. Mark, Pueblo, Colorado, who is Assistant Superintendent for the Missouri Pacific line extending through Colorado from Pueblo to Horace, Kansas, which is some 13 miles east of the Colorado state line; and E. F. Row, St. Louis, Missouri, Personal Clerk to the Traffic Auditor. Explanatory testimony was also given in regard to the following exhibits as attached to the instant application:

Exhibit No. 1: Statement of all Revenue received monthly at Brandon for period Jan. 1953 to December 1955, inclusive.

Exhibit No. 2: Statement of the commodities handled by carload lots at Brandon -- 1953 through 1955.

Exhibit No. 3: Statement of Station Expenses at Brandon -- 1953 through 1955.

Exhibit No. 4: Statement of System operating Expense/ Revenue ratios as compared with similar ratios for Brandon -- 1953 through 1955.

It appears from the evidence that Brandon is a station on Applicant's railroad, located approximately 20 miles east of Eads, and about 8 miles west of Sheridan Lake, Colorado. Applicant's line of railroad also closely parallels Colorado Highway No. 96 between Pueblo and the Colorado State Line, said highway is asphalt paved and also serves directly through Brandon. In the area within a three-mile radius of Brandon it was stated there are about 32 people, population of Brandon is 60 to 65 people. Businesses at Brandon are the following:

Tallman Elevator
G. C. Grain Company
White Grocery
Buckhorn Grocery

Railroad service at Brandon consists of a local freight operating east on Monday, Wednesday and Fridays -- returning westward on Tuesday, Thursday and Saturdays; some six to eight freight trains and two streamline passenger trains also pass daily but do not stop. Services of an agent have been provided daily from 8:00 A. M. to 12:00 noon, and from 1:00 P. M. to 5:00 P. M. -- Mondays through Friday.

Dryland farming and livestock raising are the dominant occupations of the region; due to prolonged drouth in recent years the volume of rail shipments has seriously declined and now it is proposed that for the small station functions remaining, it will be possible to provide agency service through telephone calls made collect to Eads or through personal trips by the agent from Sheridan Lake to Brandon.

Relative to other station functions, Superintendent Mark explained that the Brandon office is not equipped with a telegraph key, hence no telegrams or train orders are handled at the station; safety of trains is maintained by automatic block signals; a railroad message telephone in the station and connecting with other stations along the line has been the only method of communication; majority of the trains pass at night when the agent is not on duty. It is proposed that the railroad stockyard will remain for the use of patrons making or receiving livestock shipments; inbound shipments will be prepaid or satisfactory credit arrangements can be established with the agent at Sheridan Lake, who will also be available to come to Brandon if necessary, to transact railroad business. Shipments of L.C.L. freight as handled by the local train will be put off at Sheridan Lake and the consignee notified by the agent.

Relative to the exhibits as explained by Witness Row we have the following summary:

BUSINESS HANDLED AT BRANDON, COLORADO

Carloads			Revenue			Milk		
			Car-	LCL and	Passen-	&		Station
Forwarded	Received	:	load	Other	ger	Cream	:	Expense
1953	35	9	:\$10,220.30	\$139.69	.30	.30	:	\$3,348.02
1954	15	9	: 2,886.74	95.98	--	--	:	3,433.30
1955	18	--	: 4,879.18	124.27	--	--	:	3,458.16

The effects of the drought mentioned earlier are apparent when we note that in 1953 there were handled 26 cars of wheat; in 1954, none; in 1955, 5 cars. In the year 1956 to date, the witness reported no carloads have been Forwarded or Received, and only one LCL shipment was Forwarded with eight being Received.

With reference to our summary of the business handled at Brandon as shown above and the non-existence of business in 1956, it becomes apparent that the proposed withdrawal of the agent is well-founded. It has been shown there are no other duties for the agent pertaining to safety of trains, Western Union Messages, passenger or express business. The small volume of L.C.L. revenue,--

approximately \$10.00 per month -- does not offer any justification for continuation of the agent service. The major source of revenue has been carload shipments; in this regard, it is common railroad practice to handle routine billing operations at a station other than the point of origin or destination. We do not believe that withdrawal of the agent will unduly inconvenience railroad patrons in the Brandon area, for the reason that carload switching, loading and unloading will be continued, and alternate agency services are available.

No one appeared at the hearing to protest the action as requested in the instant application; although, as noted above, Notice of Hearing in the matter was forwarded to all parties who might have an interest therein.

F I N D I N G S

THE COMMISSION FINDS:

That safe and economical railroad operation does not require the maintenance of an agent at the Brandon station, Brandon, Colorado.

That public convenience and necessity in the Brandon area can be adequately served by other agency stations.

That the foregoing Statement, by reference, is made a part of these Findings.

That authority sought in the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

That Applicant, Missouri Pacific Railroad Company, be, and it hereby is, authorized to withdraw its agent at Brandon, Kiowa County, Colorado, and to thereafter maintain same as a pre-pay or non-agency station.

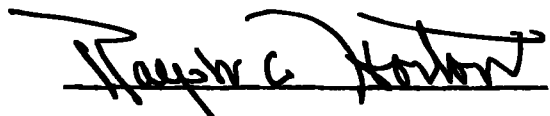
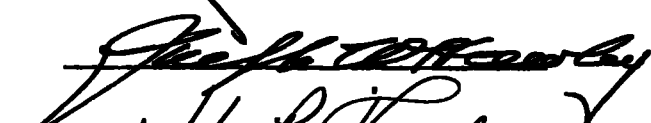

That Missouri Pacific Railroad Company shall assume the expense of telephone charges of residents in the Brandon area

calling from Brandon to Eads, Colorado, in connection with ordering of cars or other railroad business.

That reference shall be made to this decision in the affected tariff schedules to show the closing of said station and as authority for such action.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF MOTOR VEHICLE }
OPERATIONS OF JAMES W. BROWN, }
CANON CITY, COLORADO. }

APPLICATION NO. 14120-PP
SUPPLEMENTAL ORDER

June 12, 1956

S T A T E M E N T

By the Commission:

On April 16, 1956, the Commission entered its Decision No. 45657 in the above-styled application, cancelling Class "B" permit granted to James W. Brown, Canon City, Colorado, by Decision No. 45466.

The Commission is now in receipt of a communication from said permit-holder, requesting that said cancellation be set aside, and said operating rights restored to active status.

F I N D I N G S

THE COMMISSION FINDS:

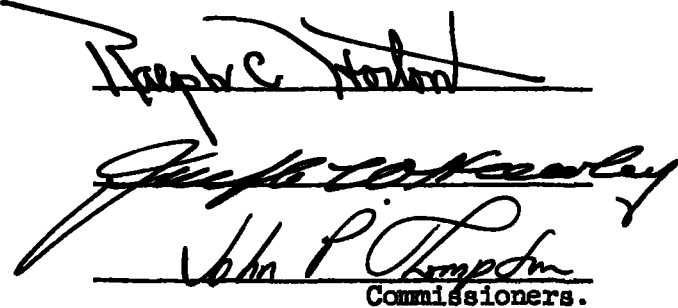
That said request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 45657, of date April 16, 1956, should be, and the same hereby is, vacated, set aside, and held for naught, and operating rights granted by Decision No. 45466, of date March 12, 1956, should be, and the same hereby are, reinstated to active status, nunc pro tunc, as of April 10, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 12th day of June, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
A. T. BUSTOS, THE COULSON FRUIT &)
PRODUCE CO., 401 MARKET STREET,)
TRINIDAD, COLORADO.)
-----)

PERMIT NO. M-1138

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

A. T. Bustos

requesting that Permit No. M-1138 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1138, heretofore issued to _____

A. T. Bustos be,

and the same is hereby, declared cancelled effective June 5, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,
this 15th day of June, 1956.
mls

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

RE MOTOR VEHICLE OPERATIONS OF)
FRED A. DOUGAN, LA JUNTA, COLORADO.)

PERMIT NO. M-2382

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from_____

Fred A. Dougan

requesting that Permit No. M-2382 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2382, heretofore issued to _____

Fred A. Dougan **be.**

and the same is hereby, declared cancelled effective June 8, 1956.

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

Ralph C. Norton

COMMISSIONERS

Dated at Denver, Colorado,

this 15th day of June , 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WM. M. & NANETT B. WARD, DOING BUSI-)
NESS AS "PUBLIC BOTTLE GAS CO.," 17)
EAST HAMPTON AVENUE, ENGLEWOOD,)
COLORADO.)
-----)

PERMIT NO. M-2847

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Wm. M. & Nanett B. Ward, dba "Public Bottle Gas Co."

requesting that Permit No. M-2847 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2847, heretofore issued to _____

Wm. M. & Nanett B. Ward, dba "Public Bottle Gas Co." be,

and the same is hereby, declared cancelled effective May 22, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John W. Hargrave

John L. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN P. AND GRACE HAYS, ROUTE 2,)
BOX 195, PUEBLO, COLORADO.)
_____))
_____)

PERMIT NO. M-5490

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

John P. and Grace Hays

requesting that Permit No. M-5490 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5490, heretofore issued to _____

John P. and Grace Hays be,

and the same is hereby, declared cancelled effective June 8, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JIM C. BELLER, DOING BUSINESS AS)
"BELLER TRUCKING," 3704 MESA VERDE)
DRIVE, N. E., ALBUQUERQUE, NEW)
MEXICO.)
-----)

PERMIT NO. M-6755

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Jim C. Beller, dba "Beller Trucking,"
requesting that Permit No. M-6755 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6755, heretofore issued to _____
Jim C. Beller, dba "Beller Trucking," _____ be,
and the same is hereby, declared cancelled effective May 31, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 195 6.

mls

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

RE MOTOR VEHICLE OPERATIONS OF)
THOMAS P. MILLER, CENTRAL CITY,)
COLORADO.)

PERMIT NO. M-8034

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Thomas P. Miller

requesting that Permit No. M-8034 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8034, heretofore issued to _____

Thomas P. Miller be,

and the same is hereby, declared cancelled effective June 5, 1956.

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

Ralph C. Horton

John T. Hawley
John P. Thomas
Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN MALASKA, 2111 NORTH BATH,
OKLAHOMA CITY, OKLAHOMA.

PERMIT NO. M-8069

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

John Malaska

requesting that Permit No. ZM-8069 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8069, heretofore issued to _____

John Malaska

be,

and the same is hereby, declared cancelled effective May 28, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John E. Hargrave
John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
YALE B. CHAPIN, ELIZABETH, COLORADO.)
)
)
)
)
-----)

PERMIT NO. M-8440

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Yale B. Chapin

requesting that Permit No. M-8440 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8440, heretofore issued to _____
Yale B. Chapin _____ be,

and the same is hereby, declared cancelled effective May 23, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Vinton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
YALE B. CHAPIN, ELIZABETH, COLORADO.)

)
) PERMIT NO. B-4840-I
)
)
_____)

June 15, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

_____ Yale B. Chapin _____

requesting that Permit No. B-4840-I be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. B-4840-I, heretofore issued to _____

_____ Yale B. Chapin _____ be,

and the same is hereby, declared cancelled effective May 23, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

Dated at Denver, Colorado,

this 15th day of June, 1956.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES PETERSON, THURSTON,)
NEBRASKA.)

PUC NO. 3073-I

June 15, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Charles Peterson, Thurston, Nebraska, requesting that Certificate of Public Convenience and Necessity No. 3073-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 3073-I, heretofore issued to Charles Peterson, Thurston, Nebraska, be, and the same is hereby, declared cancelled effective May 21, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 15th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF
M. R. SHERMAN, DOING BUSINESS
AS "SHERMAN'S SERVICE," 1323
ARCH STREET, COLORADO SPRINGS,
COLORADO.

APPLICATION NO. 13405

June 15, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from M. R. Sherman, doing business as "Sherman's Service, Colorado Springs, Colorado, requesting that his certificate of public convenience and necessity, granted in Application No. 13405, Decision No. 44346, under date of June 30, 1955, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate of Public Convenience and Necessity, granted M. R. Sherman, doing business as "Sherman's Service," Colorado Springs, Colorado, in the above-numbered application, Decision No. 44346, under date of June 30, 1955, be, and the same hereby is, declared cancelled, effective June 8, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John W. Gardner

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 12th day of June, 1956.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
UNION RURAL ELECTRIC ASSOCIATION,)
INC., FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO SERVE)
AN AREA AROUND BRIGHTON, COLORADO,)
WITH ELECTRICAL ENERGY, AND FOR)
CLARIFICATION AND RATIFICATION OF)
ITS EXISTING RIGHTS TO SERVE SUCH)
AREA, AND FOR EXTENSION OF SERVICE)
IN SUCH AREA; AND IN THE MATTER OF)
THE COMPLAINT OF UNION RURAL ELEC-)
TRIC ASSOCIATION, INC., AGAINST)
PUBLIC SERVICE COMPANY OF COLORADO.)
-----)

APPLICATION NO. 13576

IN THE MATTER OF THE APPLICATION OF)
UNION RURAL ELECTRIC ASSOCIATION,)
INC., FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO SERVE)
AN AREA AROUND BRIGHTON, COLORADO,)
WITH ELECTRICAL ENERGY, AND FOR)
CLARIFICATION AND RATIFICATION OF)
ITS EXISTING RIGHTS TO SERVE SUCH)
AREA, AND FOR EXTENSION OF SERVICE)
IN SUCH AREA; AND IN THE MATTER OF)
THE COMPLAINT OF UNION RURAL ELEC-)
TRIC ASSOCIATION, INC., AGAINST)
PUBLIC SERVICE COMPANY OF COLORADO.)
-----)

CASE NO. 5108

June 12, 1956

MINUTE ORDER

Appearances: Morrison Shafroth, Esq.,
Denver, Colorado,
John F. Shafroth, Esq.,
Denver, Colorado, and
Erl H. Ellis, Esq., Denver,
Colorado, for Union Rural
Electric Association, Inc.;
Charles J. Kelly, Esq., Denver,
Colorado, and
Ralph Sargent, Jr., Esq.,
Denver, Colorado, of Lee,
Bryans, Kelly and Stansfield,
Esqs., Denver, Colorado, for
Public Service Company of
Colorado;
Phillip A. Rouse, Esq., Denver,
Colorado, and

Worth Allen, Esq., Denver,
Colorado, for Allen, Lynch
and Rouse, Esqs., for Colo-
rado Central Power Company;
John R. Clayton, Esq., Greeley,
Colorado, of Kelly and Clayton,
Esqs., for Home Light and
Power Company;
Henry Zarlengo, Esq., Denver,
Colorado, and
A. L. Mueller, Esq., Denver,
Colorado, for The Public
Utilities Commission of the
State of Colorado.

S T A T E M E N T

By the Commission:

All parties to the present proceedings having on
this date concluded the presentation of their evidence, the
following Minute Order was entered:

Union Rural Electric Association, Inc., shall file
its opening brief on or before July 12, 1956, sending copies
thereof to all persons who have entered appearance in this matter;

The protestants and respondents, Public Service Company
of Colorado, Colorado Central Power Company, Home Light and
Power Company, and any other persons who shall desire to submit
briefs in answer or as their interest may appear, shall submit
the same on or before August 27, 1956, sending copies thereof
to all persons who have entered appearance herein;

The Reply Brief of Union Rural Electric Association,
Inc. shall be submitted on or before September 17, 1956.

The matter shall stand submitted for decision upon
receipt of the Reply Brief or on September 17, 1956, whichever
date shall first occur.

Copies of the within Minute Order shall be sent to all
persons and organizations which were notified of the pendency of
the present proceeding.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 12th day of June, 1956.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
O. H. CHURCHILL AND VERN CHURCHILL)
DOING BUSINESS AS "O. H. CHURCHILL)
& SON," OTIS, COLORADO.)
_____)

PERMIT NO. M-1082

June 19, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
O. H. Churchill and Vern Churchill dba "O. H. Churchill & Son."
requesting that Permit No. M-1082 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1082, heretofore issued to _____
O. H. Churchill and Vern Churchill dba "O. H. Churchill & Son." be,
and the same is hereby, declared cancelled effective May 20, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,
this 19th day of June, 1956.

br

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

RE MOTOR VEHICLE OPERATIONS OF)
CECIL F. BLACKWELDER, 547 WEST MAIN)
STREET, FLORENCE, COLORADO.)

PERMIT NO. M-1945

June 19, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Cecil F. Blackwelder

requesting that Permit No. M-1945 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1945, heretofore issued to _____
Cecil F. Blackwalder _____ be,
 and the same is hereby, declared cancelled effective May 25, 1956.

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

Ralph C. Norton
John W. Hensley
John P. Thompson
Commissioners

Dated at Denver, Colorado,
this 19th day of June , 1956.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ECONOMY FEED MILLS, 512 EAST CUCHARRAS,
STREET, COLORADO SPRINGS, COLORADO.)
)
)
)
-----)

PERMIT NO. M-4042

June 19, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Economy Feed Mills

requesting that Permit No. M-4042 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4042, heretofore issued to _____

Economy Feed Mills
_____ be,

and the same is hereby, declared cancelled effective May 23, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 19th day of June, 1956.

br

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

RE MOTOR VEHICLE OPERATIONS OF)
HARVEY TORRES, ROUTE 1, DOLORES,)
COLORADO.)

PERMIT NO. M-7578

June 19, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Harvey Torres

requesting that Permit No. **M-7578** be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7578, heretofore issued to

Harvey Torres

be,

and the same is hereby, declared cancelled effective June 8, 1956.

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

Ralph C. Norton
John W. Hawley
John L. Hawley

Dated at Denver, Colorado,

this 19th day of June , 1956.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ELMER E. HARRIS, 536 EAST BLJOU STREET,
COLORADO SPRINGS, COLORADO)

PERMIT NO. M-8364

June 19, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Elmer E. Harris

requesting that Permit No. M-8364 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8364, heretofore issued to _____

Elmer E. Harris be,

and the same is hereby, declared cancelled effective June 13, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson
John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 19th day of June, 1956.

br

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

RE MOTOR VEHICLE OPERATIONS OF)
EDWIN H. HISAM, 1803 SEVENTH STREET,)
GREELEY, COLORADO.)

PERMIT NO. M-9262

June 19, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Edwin H. Hissam

requesting that Permit No. M-9262 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. **M-9262** , heretofore issued to

Edwin H. Hissam

be.

and the same is hereby, declared cancelled effective June 11, 1956.

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

Ralph C. Norton

Commissioners

Dated at Denver, Colorado,

this 19th day of June _____, 1956

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
C. V. CALDWELL, GORDON W. FLECK)
AND JOE H. PEPPER, 4755 SOUTH) PUC NO. 3233-I
BROADWAY, ENGLEWOOD, COLORADO.)
-----)

June 19, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from
C. V. Caldwell, Gordon W. Fleck and Joe H. Pepper, 4755 South Broadway,
Englewood, Colorado, requesting that PUC No. 3233-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

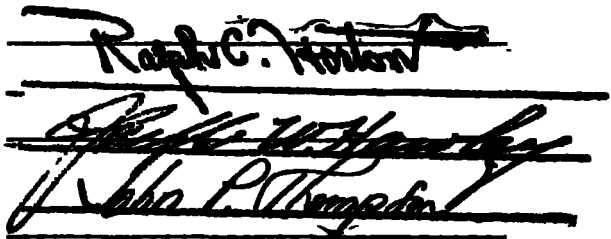
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate of Public Convenience and Necessity No.
PUC-3233-I be, and the same is hereby, declared cancelled effective
February 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
OLIE R. NELSON, 2581 DAHLIA)
STREET, DENVER, COLORADO.) PERMIT NO. B-3388
-----)

June 19, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee, requesting that his Permit No. B-3388 be suspended for six months.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Olie R. Nelson be, and he is hereby, authorized to suspend his operations under Permit No. B-3388 until October 3, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN L. CLAPPER, DOING BUSINESS)
AS "YELLOW CAB," 205 EAST 5TH,) PUC NO. 1185
LEADVILLE, COLORADO)
- - - - -)

- - - - -
June 19, 1956
- - - - -

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named certificate-holder, requesting that PUC No. 1185 be suspended for six months.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That John L. Clapper, doing business as "Yellow Cab," Leadville, Colorado, be, and he is hereby, authorized to suspend operations under PUC No. 1185 until December 15, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Reph C. Norton
Arthur W. Hensley
W. J. ...
Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ALFRED E., HOWARD, HARVEY AND)
HARLEY CRANDALL, DOING BUSINESS) PUC NO. 1920
AS "A. E. CRANDALL & SONS,")
WIGGINS, COLORADO.)
-----)

June 19, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named certificate-holders, requesting that PUC No. 1920 be suspended for six months.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Alfred E., Howard, Harvey and Harley Crandall, doing business as "A. E. Crandall & Sons," Wiggins, Colorado, be, and they are hereby, authorized to suspend operations under PUC No. 1920 until December 13, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF	}	<u>PERMIT NO. B-3791</u>
ALFRED E., HOWARD, HARVEY AND		
HARLEY CRANDALL, DOING BUSINESS		
AS "A. E. CRANDALL & SONS,"		
WIGGINS, COLORADO.		
-----)	

June 19, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittees, requesting that their Permit No. B-3791 be suspended for six months.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Alfred E., Howard, Harvey and Harley Crandall, doing business as "A. E. Crandall & Sons," Wiggins, Colorado, be, and they are hereby, authorized to suspend their operations under Permit No. B-3791 until December 13, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John W. Hargrave
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ALFRED E., HOWARD, HARVEY AND)
HARLEY CRANDALL, DOING BUSINESS)
AS "A. E. CRANDALL & SONS,")
WIGGINS, COLORADO.)
-----)

PERMIT NO. B-3809

June 19, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittees, requesting that their Permit No. B-3809 be suspended for six months.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Alfred E., Howard, Harvey and Harley Crandall, doing business as "A. E. Crandall & Sons," Wiggins, Colorado, be, and they are hereby, authorized to suspend operations under Permit No. B-3809 until December 13, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ray C. Horton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.
ea

original

(Decision No. 45997)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HENRY SCHULTZ, DOING BUSINESS AS)
"OGALLALA TRUCK LINES," OGALLALA,)
NEBRASKA, FOR AUTHORITY TO TRANSFER)
INTERSTATE OPERATING RIGHTS TO)
OGALLALA TRUCK LINES, VAN & STORAGE,)
INC., A CORPORATION, OGALLALA,)
NEBRASKA.)

PUC NO 1200-I-Transfer

June 15, 1956

S T A T E M E N T

By the Commission:

Heretofore, Henry Schultz, doing business as "Ogalla Truck Lines," Ogallala, Nebraska, was authorized, subject to the provisions of the Federal Motor Carrier Act of 1935, to operate as a common carrier by motor vehicle for hire, in interstate commerce, and PUC No. 1200-I issued to him.

Said certificate-holder now seeks authority to transfer said operating rights to Ogallala Truck Lines, Van & Storage, Inc., a corporation, Ogallala, Nebraska.

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

F I N D I N G S

THE COMMISSION FINDS:

That said transfer should be authorized.

O R D E R

THE COMMISSION ORDERS:

That Henry Schultz, doing business as "Ogalla Truck Lines," Ogallala, Nebraska, should be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 1200-I to Ogallala

Truck Lines, Van & Storage, Inc., Ogallala, Nebraska, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 15th day of June, 1956.

mls

original

(Decision No. 45998)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
PETE KUMLE AND GENE KUMLE, CO-)	
PARTNERS, DOING BUSINESS AS)	
"KUMLE AND SONS," CONWAY, KANSAS,)	
FOR AUTHORITY TO TRANSFER INTER-)	<u>PUC NO. 2974-I-Transfer</u>
STATE OPERATING RIGHTS TO GENE)	
KUMLE, DOING BUSINESS AS "KUMLE)	
AND SONS," BOX 147, MARQUETTE,)	
KANSAS.)	
-----)	

June 15, 1956

S T A T E M E N T

By the Commission:

Heretofore, Pete Kumle and Gene Kumle, co-partners, doing business as "Kumle and Sons," Conway, Kansas, were authorized, subject to the provisions of the Federal Motor Carrier Act of 1935, to operate as a common carrier by motor vehicle for hire, in inter-state commerce, and PUC No. 2974-I issued to them.

Said certificate-holders now seek authority to transfer said operating rights to Gene Kumle, doing business as "Kumle and Sons," Marquette, Kansas, said Pete Kumle being desirous of withdrawing from said partnership.

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

F I N D I N G S

THE COMMISSION FINDS:

That said transfer should be authorized.

O R D E R

THE COMMISSION ORDERS:

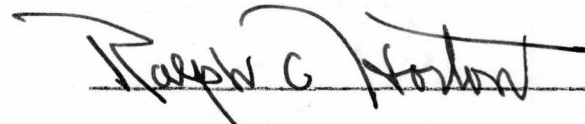
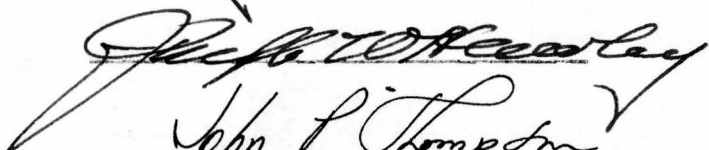
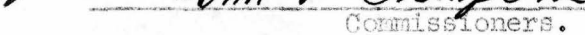
That Pete Kumle and Gene Kumle, co-partners, doing business as "Kumle and Sons," Conway, Kansas, should be, and

they hereby are, authorized to transfer all their right, title, and interest in and to PUC No. 2974-I to Gene Kumle, doing business as "Kumle and Sons," Marquette, Kansas, said Pete Kumle being hereby authorized to withdraw from said partnership.

That transfer of operating rights herein authorized is subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 15th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
DIAMOND GAS & FUEL COMPANY,)
650 BROADWAY, DENVER, COLORADO.)
-----)

PERMIT NO. M-999
CASE NO. 76471-INS.

June 15, 1956

S T A T E M E N T

By the Commission:

On June 5, 1956, in Case No. 76471-Ins., the Commission entered an order revoking Permit No. M-999 for failure to keep on file effective insurance.

Since insurance has now been filed, and without lapse, the order of revocation should be set aside.

F I N D I N G S

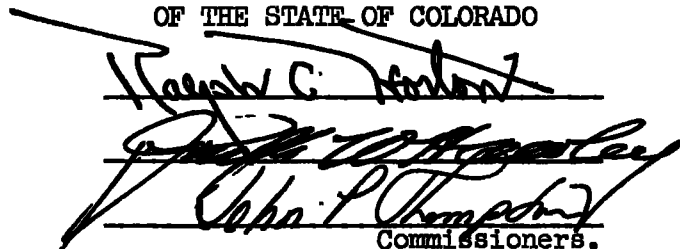
After careful consideration of the record and the files, the Commission is of the opinion, and finds, that our revocation order entered in Case No. 76471-Ins., should be cancelled and set aside, and said Permit No. M-999 restored to its former status.

O R D E R

THE COMMISSION ORDERS:

That revocation order entered on June 5, 1956, in Case No. 76471-Ins., should be, and it hereby is, cancelled and set aside, and said Permit No. M-999 restored to its former status as of June 5, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 15th day of June, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES RICHIE, ROUTE 2,)
BRIGHTON, COLORADO.)

PERMIT NO. B-4197

June 19, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-4197 be suspended for six months from March 16, 1956.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Charles Richie, Brighton, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-4197 until September 16, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Norton

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF }
WILLIAM C. ADAMIC, PROSPECT }
HEIGHTS, CANON CITY, COLORADO. }

APPLICATION NO. 13107-PP

June 19, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from William C. Adamic, Canon City, Colorado, requesting that his Class "B" permit, granted in Application No. 13107-PP, Decision No. 43485, under date of October 26, 1954, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Class "B" permit, granted William C. Adamic, Canon City, Colorado, in the above-numbered application, Decision No. 43485, under date of October 26, 1954, be, and the same hereby is, declared cancelled, effective June 15, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hinton

John W. Harty

John E. Thompson

Dated at Denver, Colorado,
this 19th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
J. S. HUTCHINS, DOING BUSINESS)
AS "HUTCHINS," 2500 SEYMOUR)
AVENUE, CHEYENNE, WYOMING.)
_____)

PERMIT NO. M-2378

June 21, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

J. S. Hutchins, dba "Hutchins"

requesting that Permit No. M-2378 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2378, heretofore issued to _____

J. S. Hutchins, dba "Hutchins" be,

and the same is hereby, declared cancelled effective May 20, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thomas

Commissioners

Dated at Denver, Colorado,

this 21st day of June, 195 6.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
RAYMOND E. CISSELL, 6101 SOUTH)
GRANT, LITTLETON, COLORADO.)
_____)

PERMIT NO. M-5294

June 21, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Raymond E. Cissell

requesting that Permit No. M-5294 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5294, heretofore issued to _____
Raymond E. Cissell _____ be,

and the same is hereby, declared cancelled effective June 12, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 21st day of June, 1956.
mls

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

RE MOTOR VEHICLE OPERATIONS OF)
ARTHUR W. NELSON, ROUTE 2, BOX)
251, FT. LUPTON, COLORADO.)

PERMIT NO. M-7516

June 21, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Arthur W. Nelson

requesting that Permit No. M-7516 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7516, heretofore issued to _____

Arthur W. Nelson be,

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

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

Ralph C. Norton
John W. Hawley
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 21st day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HAROLD A. LOEWECHE, DOING BUSINESS)
AS "SPUDNUT SHOP," 2219 NORTH)
WEBER, COLORADO SPRINGS, COLORADO.)
-----)

PERMIT NO. M-8205

June 21, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Harold A. Loewecke, dba "Spudnut Shop"

requesting that Permit No. M-8205 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8205, heretofore issued to _____

Harold A. Loewecke, dba "Spudnut Shop" _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Ralph C. Norton
John W. Gardner
John P. Thomas
Commissioners

Dated at Denver, Colorado,

this 21st day of June, 1956.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
BENNIE GOLDSTEIN, DOING BUSINESS)	
AS "GOLDSTEIN REFRIGERATOR LINE,")	<u>PERMIT NO. B-1590</u>
3434 WALNUT STREET, DENVER, COLO-)	
RADO.)	
- - - - -)	

- - - - -
June 18, 1956
- - - - -

S T A T E M E N T

By the Commission:

On January 9, 1956, by Decision No. 45110, the above-named permit-holder was authorized to suspend operations under Permit No. B-1590 for a period of six months, or until July 3, 1956.

The Commission is now in receipt of a requesting from the permit-holder, seeking a further suspension of six months from July 3, 1956.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

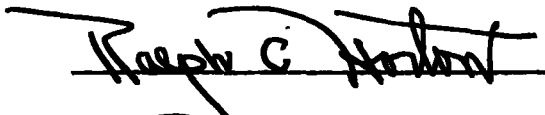
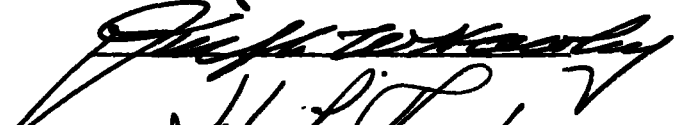
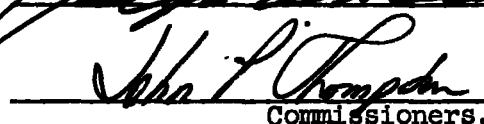
THE COMMISSION ORDERS:

That Bennie Goldstein, doing business as "Goldstein Refrigerator Line," 3434 Walnut Street, Denver, Colorado, be, and he is hereby, authorized to further suspend his operations under Permit No. B-1590 until January 3, 1957.

That unless said Bennie Goldstein, doing business as "Goldstein Refrigerator Line," shall, prior to the expiration of said suspension period, make a request in writing for the reinstatement of said permit, file insurance, and otherwise comply with all rules

and regulations of the Commission applicable to private carrier permits, said permit, without further action by the Commission, shall be revoked without the right to reinstate.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of June, 1956.

ea

original

(Decision No. 46007)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JESSE F. JONES AND HAZEL S. JONES,)
CO-PARTNERS, 4601 WEST SIXTH AVENUE,)
DENVER, COLORADO, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
TO OPERATE AS A COMMON CARRIER BY)
MOTOR VEHICLE FOR HIRE.)
- - - - -)

	APPLICATION NO. 14199
	APPLICATION NO. 14199-PP-Amended
	<u>SUPPLEMENTAL ORDER</u>

- - - - -
June 18, 1956
- - - - -

Appearances: Charles E. Warthen, Esq.,
Denver, Colorado, for
Applicant;
Robert E. McLean, Esq.,
Denver, Colorado, for
Arvada Rubbish Removal,
Allspach Rubbish Removal,
Harry R. Ellis, Lon R.
Gilbert, Weber's Hauling
Service.

S T A T E M E N T

By the Commission:

On June 1, 1956, the Commission entered its Decision No. 45888 in the above-styled applications, granting to applicants herein a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, and a Class "B" permit to operate as a private carrier by motor vehicle for hire.

On June 8, 1956, Petition for Rehearing was filed herein, by Charles E. Warthen, Esq., on behalf of applicants, setting forth grounds which seem sufficient to entitle applicants to a rehearing on said applications.

F I N D I N G S

THE COMMISSION FINDS:

That Petition for Rehearing filed herein should be granted, said matter to be set for rehearing at a future date to be determined by the Commission, with notice to all parties in interest.


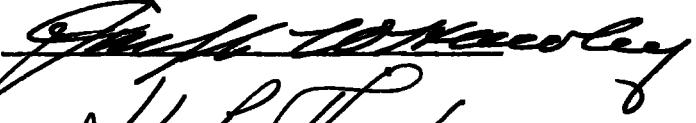

O R D E R

THE COMMISSION ORDERS:

That Petition for Rehearing, filed herein by Charles E. Warthen, Esq., on behalf of applicants, on June 8, 1956, should be, and the same hereby is, granted, said rehearing to be held at some future date to be determined by the Commission, with notice to all parties in interest.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BEHLEN MANUFACTURING COMPANY,)
INC., COLUMBUS, NEBRASKA.) PERMIT NO. M-8486
- - - - -)

- - - - -
June 18, 1956
- - - - -

S T A T E M E N T

By the Commission:

On May 14, 1956, the Commission received a communication from the above-styled permit-holder, as follows:

"Please cancel the enclosed permit holder."

On May 18, 1956, Decision No. 45815 was entered by the Commission, cancelling Permit No. M-8486, it being the impression of the Commission that that was permit-holder's desire.

Said permit-holder has now informed the Commission that it was its intention to discontinue use of one piece of equipment under said permit, only, and not to cancel said operating rights.

F I N D I N G S

THE COMMISSION FINDS:

That Permit No. M-8486 should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 45815, of date May 18, 1956, cancelling Permit No. M-8486, should be, and the same hereby is, vacated, set aside, and held for naught, and said Permit No. M-8486 should be, and the same hereby is, reinstated, as of May 15, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Norton
Frank J. [unclear]
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 18th day of June, 1956.

original

(Decision No. 46009)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
RAYMOND W. RUNNELLS, 1324 SOUTH)	
RARITAN STREET, DENVER 23, COLORADO,)	
FOR A CLASS "B" PERMIT TO OPERATE)	APPLICATION NO. 14371-PP
AS A PRIVATE CARRIER BY MOTOR VE-)	
HICLE FOR HIRE.)	
- - - - -)	

- - - - -
June 18, 1956
- - - - -

S T A T E M E N T

By the Commission:

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

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

On May 11, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to

conduct the hearing on said application.

Notwithstanding said notice, applicant failed to appear, either in person or by counsel, at the time and place designated for hearing.

Thereupon, the files were made a part of the record, and the matter was taken under advisement.

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

It does not appear that applicant's proposed service will impair the efficiency of any common carrier service operating in the territory which applicant seeks to serve.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS:

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

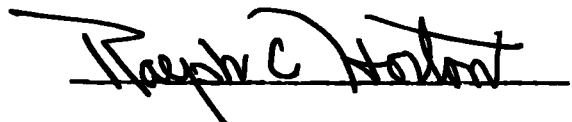


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of June, 1956.

ea

original

(Decision No. 46010)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
C. A. FOSTER, DOING BUSINESS AS "C.)
A. FOSTER TRANSFER," 2615 PERRY)
STREET, DENVER, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 14229
SUPPLEMENTAL ORDER

June 18, 1956

Appearances: J. Fred Schneider, Esq., Den-
ver, Colorado, for Applicant;
H. D. Hicks, Denver, Colorado,
for Weicker Transfer and
Storage Company;
Harold D. Torgan, Esq., Denver,
Colorado, for United States
Transfer and Storage Company,
Duffy Storage and Moving Com-
pany;
E. B. Evans, Esq., Denver, Colo-
rado, for Westway Motor
Freight, Brighton-Fort Lupton
Truck Line;
Edwin Mullen, Denver, Colorado,
for Navajo Freight Lines, Inc.

S T A T E M E N T

By the Commission:

On May 23, 1956, the Commission entered its Decision No. 45825 in the above-styled application, denying same.

Petition for Rehearing has now been filed with the Commission by J. Fred Schneider, Attorney for Applicant, C. A. Foster, stating applicant has additional evidence which he desires to present in said matter.

F I N D I N G S

THE COMMISSION FINDS:

That said Petition for Rehearing should be granted, and


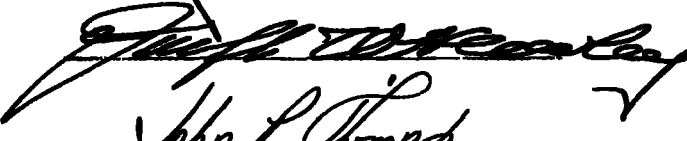

said matter set for re-hearing before the Commission on a future date to be determined by the Commission, with notice to all parties in interest.

O R D E R

THE COMMISSION ORDERS:

That Petition for Rehearing, filed in Application No. 14229 by J. Fred Schneider, Attorney for Applicant, should be, and the same hereby is, granted, said application to be set for re-hearing on a future date to be determined by the Commission, with notice to all parties in interest.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
SIDNEY D. STEPHENS, WILLIAM H.)	
HOPKINS, AND C. WAYNE SHINN, CO-)	
PARTNERS, DOING BUSINESS AS "AMAIN)	APPLICATION NO. 14431-PP
TRUCKING COMPANY," 223 WEST 8TH)	
AVENUE, FORT MORGAN, COLORADO, FOR)	
A CLASS "B" PERMIT TO OPERATE AS A)	
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
- - - - -)	

- - - - -
June 18, 1956
- - - - -

S T A T E M E N T

By the Commission:

By the above-styled application, applicants herein sought authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of oil field equipment, from and to points within a fifty-mile radius of Fort Morgan, Colorado, and from and to points within a radius of fifty miles of Fort Morgan, Colorado, to and from points in the State of Colorado.

Said application was regularly set for hearing before the Commission, at the City Hall, Sterling, Colorado, June 8, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

The Commission is in receipt of a request from applicants herein that said application be dismissed, they no longer being desirous of prosecuting the same.

F I N D I N G S

THE COMMISSION FINDS:

That the above-styled application should be dismissed, as requested by applicants herein.

O R D E R

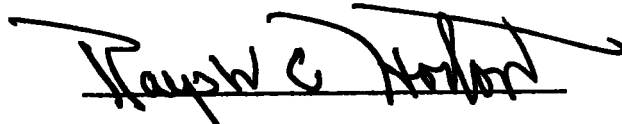
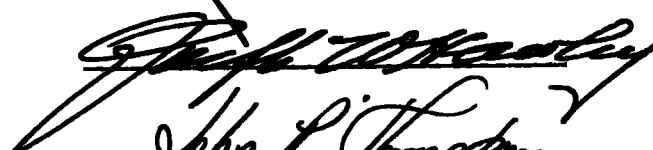
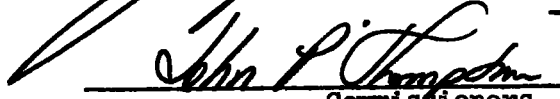
THE COMMISSION ORDERS:

That Application No. 14431-PP should be, and the same hereby is,

dismissed, at request of applicants herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF AN INCREASE OF)
SIX (6%) PER CENT IN PASSENGER)
FARES BY THE NATIONAL BUS TRAFFIC)
ASSOCIATION, INC., AGENT.)

APPLICATION NO. 14465

June 18, 1956

S T A T E M E N T

By the Commission:

On April 16, 1956, National Bus Traffic Association, Inc.,
Agent, by P. J. Campbell, Chairman, acting for and on behalf of the
following motor vehicle common carriers transporting passengers, viz:

American Buslines, Inc., (R. W. Smith, Trustee,
and W. F. Aikman, Additional Trustee of)
Chama Valley Lines (Wess Clark and Floyd W. Clark,
D/B/A)
Colorado Springs-Limon Transportation Company
(Fred C. Taylor, D/B/A)
Continental Bus System, Inc.
Denver-Colorado Springs-Pueblo Motor Way, Inc.
Denver-Salt Lake-Pacific Stages, Inc.
Greyhound Corporation, The (Overland Greyhound Lines
Division)
Missouri Pacific Transportation Company
Southwestern Greyhound Lines, Inc.
Transcontinental Bus System, Inc.
Valley Transit Lines, Inc., N. S. L.

filed an application (No. 26) with this Commission requesting authority
to depart from the tariff publishing rules, regulations and requirements
of this Commission to the extent necessary to enable petitioner and the
interested motor carriers to publish a general increase in passenger
fares by means of a Master Conversion Table Tariff, Connecting Link Sup-
plements, revisions, or amendments thereto, or reissues thereof.

The petition also requests authority to make such tariff pub-
lications effective on less than statutory notice of ten (10) days, but
not prior to the interstate effective date of similar filings made with
the Interstate Commerce Commission.

The Master Conversion Table Tariff provides a basis for increasing currently effective fares by six (6%) per cent, increased to the next "0" or "5."

The petition states, that:

"If increased fares are authorized by reference to the Master Conversion Table Tariff and Connecting Link Supplements, your petitioner and the affected motor carriers will diligently proceed to completely revise and reissue all of the affected tariffs to publish specific 'point to point' fares."

The following facts are set forth in the petition in support of the request.

(a) In order to preserve an adequate and efficient national transportation system each form of transportation must maintain sound economic conditions. The intercity motor bus industry has been, and is, confronted with very substantial increases in labor costs and prices of materials and supplies, and at the same time is experiencing an appreciable loss of traffic. These conditions, particularly during the past three years, has brought the industry to a point where its economic position is seriously jeopardized. Statistics of the Interstate Commerce Commission revealed that in 1953, 670 bus lines reporting gross revenues of less than \$750,000, as a group incurred a net deficit for that year. During the same year, of the 164 carriers reporting under the Interstate Commerce Commission's Class I, 55 carriers, or 33%, incurred net deficits. In 1954, out of the same 164 Class I carriers, the number with operating ratios in excess of 100 had grown to 71, or 43%. Of the 93 remaining carriers, 45, or another 27%, had operating ratios in excess of 95. Although statistical information for 1955 is not available it is known that these conditions have further deteriorated.

(b) Although the intercity motor bus carriers have made every attempt to correct these unfavorable conditions through sound economy measures, reductions in non-essential services and selective fare increases, they have not been in a position to make the obviously needed general increase in fares because of competitive conditions. It is generally recognized that railroad coach service is competitive with the services of the intercity motor bus carriers. This competition is particularly keen between major traffic points. Experience has demonstrated that where such competition exists railroad coach fares place an effective ceiling on bus fares. This fact historically has been a principal factor in the determination of bus fares. The basic railroad fares have not been increased since 1951, and in some areas not since 1948. Because of these competitive circumstances the intercity bus carriers likewise have not been in a position to effect the needed general increase in their fares.

(c) The deficit from railroad passenger operations has been continually increasing, until by the end of 1954, the annual passenger deficit from rail passenger operations almost exactly equalled the railroad's annual revenue from passenger traffic (\$670,000,000). In an apparently sincere effort to improve these unfavorable conditions in their passenger operations the railroads of the United States have applied for and obtained authority from the Interstate Commerce Commission (Special Permission No. 68336 of March 26, 1956) to effect a general five (5%) per cent increase in all rail passenger fares, to be effective May 1, 1956.

(d) The intercity motor carriers, thus having been relieved of competitive pressure of obviously non-compensatory rail coach fares, immediately applied to the Interstate Commerce Commission for necessary relief in order to effect a general increase of six (6%) per cent in their interstate fares. This authority was granted by the Interstate Commerce Commission by Special Permission No. M-99266 of April 3, 1956, under authority of which petitioner's Local and Joint Master Table Tariff No. A-555 has been filed to become effective May 15, 1956, and under which Connecting Link Supplements are being prepared and filed with the Interstate Commerce Commission.

(e) Carriers whom petitioner represents are of the opinion that it is in the public interest and will contribute to the preservation of the strong national transportation system to maintain the same general relationship between bus and rail fares as now exists. It is for this reason that such carriers propose to authorize increases in their fares of six (6%) per cent, increased to the next "0" or "5", in order to maintain the same general "dollar and cents" differential which now exists between bus and rail fares.

The intercity motor bus carriers believe that increases in their passenger fares in the manner and extent herein proposed will not result in fares that are unreasonable for the services rendered and will not result in a loss of traffic by said carriers to such an extent that would deprive them of the benefit therefrom in the way of an increase in revenue.

(f) The intercity motor carriers are of the opinion that the same increase in intrastate fares should be made on the same date, or as soon thereafter as possible, as bus and rail interstate fares are increased. It is further the opinion of the carriers that it is imperative that this increase be placed in effect as quickly as possible in order that full benefits will be realized during the coming summer vacation season during which the carriers may reasonably expect the greater proportionate volume of their traffic for the current year. The proposed method of publishing the general increase in fares is the only practicable method by which such increases can be accomplished to become effective as explained above, since it would be a physical impossibility to amend all existing tariffs to publish specific "point to point" increased fares except over an extended period of time.

(g) Carriers whom petitioner represents do not plan to make this general increase in fares applicable to special round-trip, tax-exempt, furlough fares published for the benefit of Military personnel.

On May 28, 1956, there was received by the Commission a letter from Chairman Campbell, stating in part as follows:

"At the same time Application No. 26 was filed with your honorable Commission, identical applications were filed with thirty-one State regulatory bodies throughout the United States. In addition, an application for identical authority had previously been filed with the Interstate Commerce Commission in Washington, D. C. This latter application was granted, and carriers throughout the country were authorized to make a general increase in passenger fares of six (6%) per cent through use of the Conversion Table Tariff No. A-555 and Connecting Link Supplements. These tariff filings were made with the Interstate Commerce Commission, and, effective May 25, 1956, these increased fares were placed in use.

"In addition to the authority received from the Interstate Commerce Commission, twenty-two State Commissions have granted similar authority to the motor carriers to effect a six (6%) per cent general increase in intrastate fares between points within such States. * * *

Upon receipt of Application No. 26, the staff of the Commission prepared the following operating data for the year 1955.

NAME OF CARRIER	TOTAL REVENUE	TOTAL EXPENSES	NET OPERATING REVENUE	NET OTHER INCOME & DEDUCTIONS	NET INCOME OR LOSS	OPERATING RATIO
American Bus Lines, Inc. (Debtor)	\$8,437,604.	\$8,348,776.	\$ 88,828.	\$(128,322.)	\$(38,494.)	98.9%
Thama Valley Line	49,550.28	46,648.81	2,901.47	0	2,901.47	94.11%
olo.-Springs-Limon Transp. Co.	16,835.69	15,168.38	1,667.31	(705.74)	961.57	90.1%
ontinental Bus System, Inc.	5,713,792.	5,410,076.	303,716.	(28,002.)	275,714.	94.7%
enver-Colo. Spgs.- Pueblo Motor Way, Inc.	864,500.	716,303.	148,197.	(14,701.)	133,496.	82.8%
enver-S.L. Pac. Stages, Inc.	216,507.	221,873.	(5,366.)	2,650.	(2,716.)	102.5%
Greyhound Corp. (Overland-Greyhound Division)	14,244,277.	13,219,016.	1,025,261.	(148,337.)	876,924.	92.8%
o. Pac. Transp. Co.	4,139,997.	4,609,510.	(469,513.)	15,159.	(454,354.)	111.34%
o. West. Greyhound Lines, Inc.	19,152,235.	15,760,440.	3,391,795.	88,333.	3,480,128.	82.3%
rans. Cont. Bus Syst., Inc.	10,905,089.	11,069,094.	(164,005.)	(17,365.)	(181,370.)	101.5%
alley Transit Lines, Inc.	23,887.68	22,680.01	1,207.67	0	1,207.67	94.94%

(Figures in parenthesis are red)

Note: The above data covers operation of entire system of each carrier. There are no figures showing the Colorado intrastate operations except the Denver-Colorado Springs-Pueblo Motor Way, Inc., which is 100% in Colorado.

The present one-way bus fares between Denver and eleven representative points on the Denver and Rio Grande Western Railroad, viz: Colorado Springs, Pueblo, Canon City, via Pueblo, Walsenburg, Trinidad, Granby, Kremmling, Steamboat Springs, Craig, Glenwood Springs and Grand Junction, are about 16% lower than the rail coach fares prior to the rail increase, and under the proposed increase the bus fares would be about 14% lower than the rail coach fares as increased. To five points served by the Denver-Colorado Springs-Pueblo Motor Way, Inc., the bus fares are about 13% lower than the rail coach fares, which under the increase would be about 12% lower than the rail fares. To four points served by the Denver-Salt Lake-Pacific Stages, Inc., the bus fares are about 20% lower than the rail fares and about 19% under the rail as increased.

To two points served by Continental Bus System (Rocky Mountain Division) the bus fares are about 13% lower than the rail fares and about 12% lower than the rail fares as increased.

As previously stated herein the intercity motor industry has been, and is, confronted with very substantial increases in labor costs and prices of material and supplies, however, due to the rail coach service competitive conditions, particularly between major traffic points, the rail coach fares have placed an effective ceiling on the bus fares.

With the five per cent increase in the rail fares the competitive conditions have been alleviated to the extent of permitting the petitioners to make the proposed increases and still maintain approximately the same rate relationship with the rails.

The petition requests authority for a general six per cent increase in passenger fares which broadly construed could include charter party fares. However, upon inquiry by the rate department on the question of charter rates, it was informed it was not the intention of the carriers to apply the proposed increase to the charter rates.

F I N D I N G S

THE COMMISSION FINDS, That:

1. The passenger fares of petitioners should be increased by six (6%) per cent, increased to the next "0" or "5."
2. As a temporary expedient the increased fares should be accomplished by means of a Master Conversion Table Tariff, Connecting Link Supplements, revisions, or amendments thereto, or reissues thereof, except, specific increased fares determined from the Master Table Tariff may be published by consecutively numbered supplements or revised pages to or reissues of effective tariffs.
3. Where present fares end in other than "0" or "5" in applying the Master Table Tariff the present fares should be increased to the next "0" or "5."
4. In issuing a supplement or amendment making the Master Table Tariff applicable on Colorado intrastate traffic specific reference to this order should be shown by decision number and date.
5. The increase as herein authorized should not apply on charter coach rates.
6. The use of the Master Table Tariff should be limited to December 31, 1956. By that date new tariffs showing the then effective fares will be expected.

O R D E R

THE COMMISSION ORDERS, That:

1. The statement and findings hereinbefore set forth, be, and they are hereby made a part hereof.
2. This order shall become effective forthwith.
3. The petitioners are hereby authorized to increase their passenger fares by six (6%) per cent, increased to the next "0" or "5."
4. As a temporary expedient the increased fares may be accomplished by means of a Master Conversion Table Tariff, Connecting Link Supplements, revisions or amendments thereto, or reissues thereof.

5. Where the present fares end in other than "0" or "5" in applying the Master Table Tariff the present fares shall be increased to the next "0" or "5."

6. In the issuance of a supplement or amendment making the Master Table Tariff applicable on Colorado intrastate traffic specific reference to this order shall be shown by decision number and date.

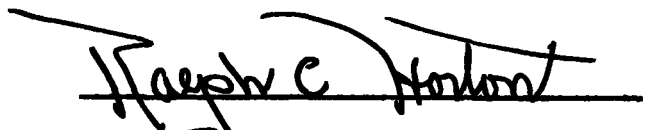
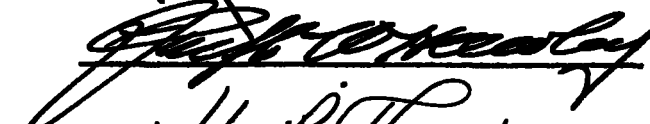

7. The increase as herein authorized shall not apply on charter coach rates.

8. The increase as herein authorized may be made to become effective on or before July 1, 1956, on notice to this Commission and the general public by not less than five (5) days' filing and posting in the manner prescribed by law and the rules and regulations of the Commission.

9. The use of the Master Table Conversion Tariff shall be limited to December 31, 1956. By that date new tariffs reflecting the increases herein authorized shall be filed which will reflect the increases herein authorized without reference to the Master Conversion Table Tariff.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 18th day of June, 1956.

mem

original

(Decision No. 46013)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GOLDSTEIN TRANSPORTATION AND STOR-)
AGE, INC., 3434 WALNUT STREET, DEN-)
VER, COLORADO, FOR A CERTIFICATE OF) APPLICATION NO. 14459
PUBLIC CONVENIENCE AND NECESSITY TO)
OPERATE AS A COMMON CARRIER BY MOTOR)
VEHICLE FOR HIRE.)
-----)

IN THE MATTER OF THE APPLICATION OF)
ENGLEWOOD TRANSFER & STORAGE CO.,)
3998 SOUTH FOX STREET, ENGLEWOOD,) APPLICATION NO. 14463-Extension
COLORADO, FOR AN EXTENSION OF PUC)
NO. 415.)
-----)

June 19, 1956

Appearances: Marion F. Jones, Esq.,
Denver, Colorado, and
Alvin J. Meiklejohn, Jr. Esq.,
Denver, Colorado, for
Goldstein Transportation
and Storage, Inc.;
Barry and Hupp, Esqs., Denver,
Colorado, and
Robert H. Close, Esq., Denver,
Colorado, for Englewood
Transfer & Storage Co.;
R. B. Danks, Esq., Denver,
Colorado, for Windecker
Truck Line;
H. D. Hicks, Denver, Colorado,
for Weicker Transfer &
Storage Co.;
E. B. Evans, Esq., Denver,
Colorado, for Westway
Motor Freight, Inc.;
R. E. Turano, Denver, Colorado,
and
Ernest Porter, Esq., Denver,
Colorado, for Rio Grande
Motor Way, Inc.;
Harold D. Torgan, Esq., Denver,
Colorado, for North Denver
Transfer & Storage Co., Inc.;
Duffy Storage & Moving Co.;
Amick Transfer & Storage Co.;
Bekins Transfer Co.; Johnson
Storage & Moving Co., Inc.;
Ralph E. May, Esq., Denver,
Colorado, for Boulder Truck
Service, Inc.;
G. O. Anderson, Castle Rock,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By its application, Goldstein Transportation and Storage, Inc., seeks authority to establish line-haul common carrier service between Denver, Englewood, Littleton and Wolhurst, Colorado, on the one hand, and Waterton, Colorado, the site of the Glenn L. Martin Company Plant at or near Waterton, and points and places within a five-mile radius of Waterton, Colorado, on the other hand.

Englewood Transfer & Storage Co., by its application, seeks authority generally to operate a call and demand general transfer moving and cartage business in Douglas County, in addition to its present service in the Counties of Denver, Adams, Arapahoe and Jefferson. The Commission is informed, however, that this applicant intends to amend its application to propose the identical service proposed by Goldstein.

As no such amendment had been filed at the time hearing was commenced on the Goldstein application, Englewood Transfer & Storage Co. was permitted to examine witnesses only upon the hypothesis that it would amend its application. Englewood Transfer is presumably aware that an application may be amended in writing in advance of hearing, and that it is not necessary, nor indeed recommended, that amendments be submitted only orally or only at the time of hearing. We expect, therefore, that Englewood Transfer will, before the subsequent hearing, have made its amendment and therefore be able to participate on a non-hypothetical basis in future proceedings.

Upon due notice to interested persons, both matters were set to be heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, June 11, 1956, at 2:00 o'clock P. M.

The Goldstein case was called first. All parties agreed that evidence submitted by public witnesses in the Goldstein case should have equal force in the Englewood Transfer & Storage Co. case.

The taking of evidence in the Goldstein case was therefore commenced, but limitations of time prevented conclusion of the matter and both cases were therefore recessed for further hearing at some future time convenient to the Commission, at which time the parallel case of Englewood Transfer should also be set and heard.

No objection was entered to this matter of proceeding.

F I N D I N G S

THE COMMISSION FINDS:

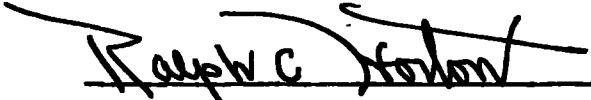
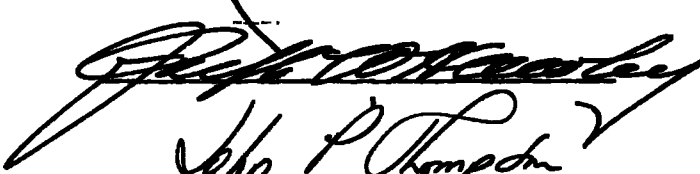
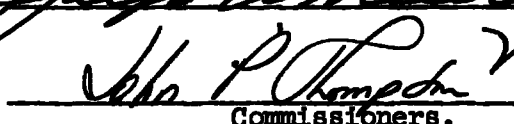
That said applications should be reset for further hearing at some future time convenient to the Commission.

O R D E R

THE COMMISSION ORDERS:

That notice is hereby given that both of the matters described in the caption of this Order will be called for hearing and heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, on July 17, 1956, at ten o'clock A. M.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.

ea

original

(Decision No. 46014)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
CLINTON WILLIAMS AND ROOSEVELT)	
GRANT, CO-PARTNERS, DOING BUSINESS)	
AS "CLINTON WILLIAMS," 2335 GLENARM)	
PLACE, DENVER, COLORADO, FOR A CER-)	APPLICATION NO. 14458
TIFICATE OF PUBLIC CONVENIENCE AND)	
NECESSITY TO OPERATE AS A COMMON)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	
- - - - -)	

- - - - -
June 19, 1956
- - - - -

Appearances: Clinton Williams, Denver,
Colorado, pro se;

S T A T E M E N T

By the Commission:

On Monday, June 11, 1956, pursuant to prior notice, the within matter was called for hearing and the appearances noted above were received. The applicant thereupon requested that hearing be continued to some future time convenient to the Commission, of which hearing due notice should be given to those who had entered their appearances.

No objection was entered and no reason appears why continuance should not be ordered.

F I N D I N G S

THE COMMISSION FINDS:

That said application should be continued to some future date convenient to the Commission.

O R D E R

THE COMMISSION ORDERS:

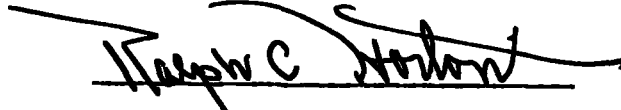
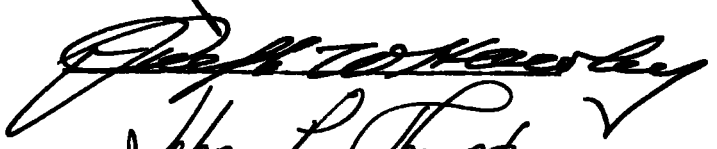

That hearing of the within matter should be, and it hereby is, continued, and notice is hereby given that hearing shall be had at the following date, time and place:

DATE: June 29, 1956

TIME: 10:00 o'clock A. M.

PLACE: 330 State Office Building,
Denver, Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.

ea

original

(Decision No. 46015)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JACK MC MILLION, AKRON, COLORADO,)
FOR AUTHORITY TO EXTEND OPERATIONS) APPLICATION NO. 14428-PP-Extension
UNDER PERMIT NO. B-3986.)
-----)

June 19, 1956

Appearances: Jack McMillion, Akron,
Colorado, pro se;
Alvin J. Meiklejohn, Jr.,
Esq., Denver, Colorado,
for Bethke Truck Line.

S T A T E M E N T

By the Commission:

Applicant herein is presently the owner and operator of
Permit No. B-3986, authorizing transportation of:

milk along U. S. Highway No. 34 for a distance
of 15 miles on either side of said highway,
from the point where it intersects the Colorado-
Nebraska State Line, to the Washington County-
Morgan County Line, and from any and all points
in Washington County and Yuma County, Colorado,
to be hauled to the McLagan Creamery at Brush,
Colorado, with back-haul of empty cans.

On April 9, 1956, applicant herein filed his application
for authority to extend operations under Permit No. B-3986, to
include the right to transport bulk milk, along U. S. Highway
No. 34 for a distance of fifteen miles on either side of said
highway, from the point where it intersects the Colorado-Nebraska
State Line, to the Washington-Morgan County Line, and from any
and all points in Washington County and Yuma County, Colorado,
to be hauled to the McLagan Creamery, at Brush, Colorado, and
any other designated station by the Denver Milk Producers, Inc.

Said application was regularly set for hearing, and
heard, at the Court House, Fort Morgan, Colorado, June 7, 1956,
and at the conclusion of the evidence, the matter was taken under
advisement.

At the hearing, the evidence disclosed that McMillion, Applicant herein, has operated under Permit No. B-3986 for the past three years, and has ample equipment to take care of said extended operations.

It also appears that applicant is the only carrier serving in Washington and Yuma Counties for the transportation of milk from farmers to creameries, and it appears that the Denver Milk Producers, in Denver, at times, order milk delivered from farmers to other places; that applicant now has authority to deliver said milk to Brush, but if the Denver Milk Producers, Inc. order milk delivered to some other point, then the farmers in the area do not have a service for delivery of said milk. Applicant is here wishing to correct this situation.

At the hearing, Mr. Bethke, of Bethke Truck Line, and applicant held a conference, and at the conclusion of said conference, they agreed that applicant needs, and should be granted, the following authority, as an extension of his authority under Permit No. B-3986:

milk, in bulk, in tank vehicles, from farm milk producers in Washington and Yuma Counties, Colorado, to Denver, Colorado.

Applicant stated that this would take care of the needs of farmers in his section, and that he was satisfied with said agreement.

It does not appear that the granting of this extended authority would impair the efficiency of common carrier service for transportation of milk in the Counties of Yuma and Washington, Colorado.

F I N D I N G S

THE COMMISSION FINDS:

That the instant application should be granted, as hereinafter set forth.

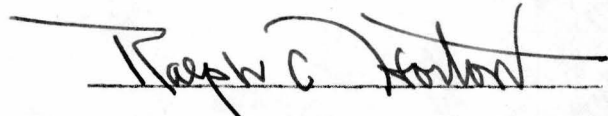
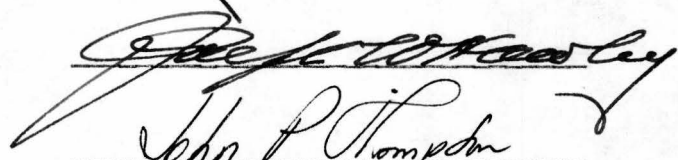
O R D E R

THE COMMISSION ORDERS:

That Jack McMillion, Akron, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-3986, to include the right to transport milk, in bulk, in tank vehicles, from farm milk producers in Washington and Yuma Counties, Colorado, to Denver, Colorado.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JOHN F. NEELY, BOX 46, DOLORES,)	
COLORADO, FOR A CLASS "B" PERMIT)	APPLICATION NO. 14441-PP
TO OPERATE AS A PRIVATE CARRIER BY)	
MOTOR VEHICLE FOR HIRE.)	
-----)	

June 20, 1956

Appearances: R. E. Turano, Denver,
Colorado, and
Ernest Porter, Esq.,
Denver, Colorado, for
Rio Grande Motor Way, Inc.;
McKelvey and McKelvey, Esqs.,
Durango, Colorado, for
David Baker and Montezuma
Truck Line.

S T A T E M E N T

By the Commission:

By application filed October 28, 1955, the applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation of livestock and farm produce, from Dolores to Denver and Grand Junction, Colorado; farm machinery and hardware supplies, from Denver and Grand Junction, to Dolores, Colorado; farm machinery, farm produce, livestock, lumber, mine timbers, sand, gravel, water, and dirt, within fifty mile radius of Dolores, and to elevators, rail shipping points, and other supply points within Montezuma, Dolores, La Plata, and San Miguel Counties; ore, from Slick Rock and Montezuma areas, to Durango, Uravan, Naturita, Grand Junction, Rifle, and other points of distribution.

The matter was regularly set for hearing on June 14, 1956, at the District Court Coom, Durango, Colorado, due notice of the time and place of hearing being forwarded to all parties in interest.

Applicant did not appear either in person or by counsel.
The failure of applicant to appear is not explained.

Protestants joined in a motion to dismiss the application
for failure of applicant to prosecute the same. The motion was
taken under advisement.

F I N D I N G S

THE COMMISSION FINDS:

That the motion of protestants above referred to should
be granted, and the application dismissed.

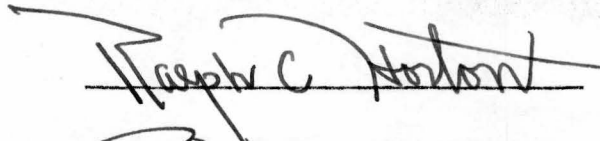
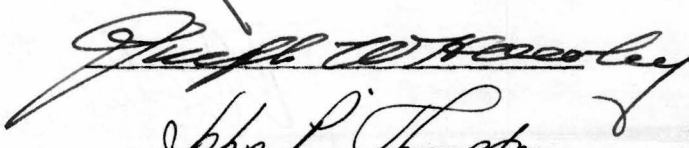
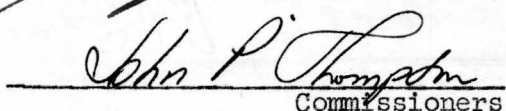
O R D E R

THE COMMISSION ORDERS:

That the above-styled application be, and the same hereby
is, dismissed for lack of prosecution.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

ea

original

(Decision No. 46017)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
COLORADO TRANSPORTATION COMPANY,)
DOING BUSINESS AS "ROCKY MOUNTAIN)
MOTOR COMPANY," 1730 GLENARM PLACE,)
DENVER, COLORADO, FOR AUTHORITY TO)
ABANDON OPERATIONS BETWEEN EVERGREEN,)
COLORADO, AND TROUTDALE HOTEL, TWO)
MILES ABOVE EVERGREEN, COLORADO.)
-----)

APPLICATION NO. 14462

June 20, 1956

Appearances: I. B. James, Denver,
Colorado, for
Applicant.

S T A T E M E N T

By the Commission:

On May 18, 1956, the applicant filed the present appli-
cation by which he seeks authority to discontinue entirely the
seasonal transportation service it has been rendering between the
Town of Evergreen and the Troutdale Hotel, approximately two miles
upstream from Evergreen.

Said application, pursuant to prior setting, after
appropriate notice to all parties in interest, was heard at the
Hearing Room of the Commission, 330 State Office Building, Denver,
Colorado, June 11, 1956, and at the conclusion of the evidence,
the matter was taken under advisement.

Mr. I. B. James, President of the Company, testified
that the company is engaged in scheduled passenger transportation
in the State of Colorado. Among other services it renders is a
service from the mountain community of Evergreen, near Denver,
to the resort hotel (Troutdale-in-the-Pines), situated on Bear
Creek, approximately two miles upstream from Evergreen. This
service has formerly been operated during the summer season only,

from June 15 to Labor Day. It appears that the principal need of patrons of the hotel is to have service from the air line, railroad and bus terminals in Denver direct to the hotel. However, this transportation arrives in Denver at all hours of the day and night. A scheduled service satisfactory to the need is impossible to operate at a profit. The Hotel Company has therefore recently obtained from this Commission authority of its own to operate a seven-passenger limousine service between Denver and the hotel for hotel patrons.

The applicant's bus revenues for this service from Evergreen to the hotel was approximately 12 $\frac{1}{2}$ ¢ per bus-mile in 1954, and 11¢ in 1955. Estimated operating cost is in the range of 30¢ per bus-mile. The new service offered by the hotel will make the bus company operation even more unprofitable this year, as the bus service schedules no stops between Evergreen and the Hotel, and the only people who live along that route are summer residents who have little or no use for the bus service.

No one appeared to protest the proposed abandonment of service.

It appears clear to us from the evidence that this operation is not a profitable one, and that in the circumstances it cannot be made profitable, due to the complete lack of patronage necessary to any successful operation. It appears that the needs of the Hotel have been fully satisfied by the authority granted to it and that no useful purpose will be served by requiring the applicant to commence its service this summer with what seems to us the certainty that it must lose substantial sums of money. We will, therefore, relieve the Company of this unprofitable operation, effective immediately.

F I N D I N G S

THE COMMISSION FINDS:

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

That the applicant should be granted authority to discontinue its transportation service between the Town of Evergreen and the Troutdale Hotel, approximately two miles upstream from Evergreen.

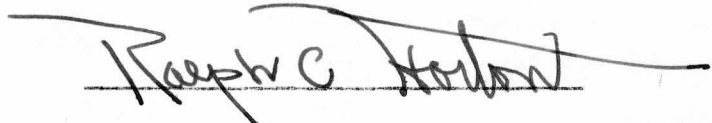
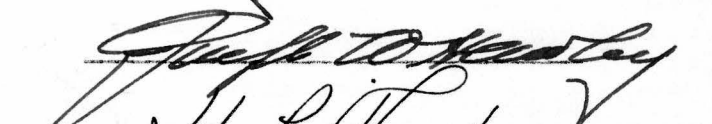
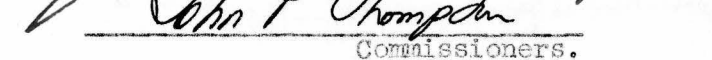
O R D E R

THE COMMISSION ORDERS:

That Colorado Transportation Company, doing business as "Rocky Mountain Motor Company," Denver, Colorado, should be, and it hereby is, authorized to discontinue entirely its transportation service between the Town of Evergreen, Colorado, and the Troutdale Hotel, located approximately two miles upstream from Evergreen, Colorado.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

ea

original

(Decision No. 46018)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HARRY A. TERRY, MOLLIE TERRY, AND)	
H. E. TERRY, CO-PARTNERS, DOING)	
BUSINESS AS "TERRY'S TRAILER COURT,")	
FORT MORGAN, COLORADO, FOR AUTHORITY)	APPLICATION NO. 14423-Extension
TO EXTEND OPERATIONS UNDER PUC NO.)	
2208.)	
-----)	

June 20, 1956

Appearances: Harold D. Torgan, Esq.,
Denver, Colorado,
for Applicants.

S T A T E M E N T

By the Commission:

Applicants herein are presently the owners and operators
of PUC No. 2208, authorizing them to operate as a common carrier by
motor vehicle for hire, on call and demand, for the transportation of:

house trailers, new and used, between points
in Morgan and Logan Counties, on the one hand,
and from points in Morgan and Logan Counties,
to and from all points in the State of Colo-
rado, on the other hand.

By the above-styled application, applicants herein seek
authority to extend operations under PUC No. 2208, to include the
right to transport all types of trailers, in tow-away service,
from point to point within the City of Fort Morgan, Colorado.

Said application, pursuant to prior setting, after
appropriate notice to all parties in interest, was heard at the
District Court Room, Fort Morgan, Colorado, June 7, 1956, and at
the conclusion of the evidence, the matter was taken under advise-
ment.

At the hearing, it appeared that applicants have been
operating under PUC No. 2208 since 1945, and are well qualified
to conduct their proposed extended operations.

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

F I N D I N G S

THE COMMISSION FINDS:

That public convenience and necessity require applicants' extended motor vehicle common carrier service, under PUC No. 2208, as set forth in the Order following, and that certificate of public convenience and necessity should issue therefor.

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require the extended motor vehicle common carrier call and demand transportation service of Harry A. Terry, Mollie Terry, and H. E. Terry, co-partners, doing business as "Terry's Trailer Court," Fort Morgan, Colorado, under PUC No. 2208, for the transportation of all types of trailers, in tow-away service, from point to point within the City of Fort Morgan, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hinton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.
ea

original

(Decision No. 46019)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) JOHN W. BURBACH, 639 EAST 19TH) AVENUE, DENVER, COLORADO, FOR A) CLASS "B" PERMIT TO OPERATE AS A) PRIVATE CARRIER BY MOTOR VEHICLE) FOR HIRE.) -----)	APPLICATION NO. <u>14456-PP</u>
--	---------------------------------

June 20, 1956

Appearances: Harold D. Torgan, Esq.,
Denver, Colorado, for
Applicant;
Aldo G. Notarianni, Esq.,
Denver, Colorado, for
Sam's Ash and Trash
Hauling Service;
Robert McLean, Esq.,
Denver, Colorado, for
Aurora and East Denver
Trash Disposal; Weber's
Hauling Service; Harvey
Davis; Dick Akeman;
Dalberg Suburban Hauling;
Arvada Rubbish Removal;
Englewood Pick-Up Service;
Allspach Brothers Rubbish
Removal Service; Harry
Ellis; Ruben Graff; Aurora
Ash & Trash Company; Lon
Gilbert; and Freddie's
Rubbish Removal;
Nick Keller, Golden, Colorado,
for Jefferson County Dis-
posal District.

S T A T E M E N T

By the Commission:

On May 4, 1956, the applicant filed the present appli-
cation for authority to operate as a Class "B" private carrier
by motor vehicle for the transportation of ashes, trash, refuse,
and rubbish, from points within a radius of ten miles of the
City and County of Denver, State of Colorado, to dumps in said
area.

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

Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, June 11, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

It appears from the evidence that the applicant has engaged as a common carrier for many years in the transportation of ashes and trash within the City and County of Denver, and has recently secured a certificate from this Commission recognizing this common carrier operation. Some of the customers he is now serving are engaged in the general contracting business, in which it is necessary to have rubbish removed from the building site after the work is completed. Some of these customers are now engaged in construction work outside Denver but in the immediate suburban area; he seeks authority to offer these customers in this suburban area the same service he has been offering them in Denver.

He operates a 1955 and a 1956 dump truck satisfactory to extended work he proposes to do. Although he stated that he had seven customers whom he needed to serve, actually only two appeared in support of his application to indicate that they either needed or wanted his service. Certain of his other assertions failed to find support in evidence. His testimony was that if he was not allowed to give the extended service, his customers would give someone else his present business inside the City. The two customers who appeared stated that this would not be so. His testimony was that in his work it is necessary that he have access to the warehouses of his customers and that this imposes upon the relationship a high degree of trust and confidence which no other carrier could provide to his customers. It appears from his testimony, however, that all of the warehouses are in Denver and he can therefore render all of this type service required under his present authority. Although his application seeks authority within a ten-mile radius of Denver, which would include Denver, it appears from his statements that all he actually needs or wants as a private carrier is authority to serve certain customers as to

points both of which are outside the City of Denver, both of which are within ten miles of Denver.

Mr. Grover C. Thompson, a brick contractor; and Mr. Will Plumleigh, a general contractor, testified in support of the application. The substance of their testimony was that they have used Mr. Burbach's service for some time and have found him a very honest, dependable, and willing worker. They have tried an occasional other carrier, but, being now satisfied with Mr. Burbach, wish to use his service in their new work so that they will not have to scout around to find some other carrier who is authorized to do the work in a particular area where they happen to work from time to time. Their concern is to have an experienced and willing man whom they can call at convenience wherever their work may happen to be. The applicant is such person, and they therefore support his application.

Seven common carriers of ashes and trash in various parts of the suburban area appeared in protest of the application. The substance of their testimony is that they are in business in the area, have equipment for the work idle part of the time, and they would like to have this additional business. With one exception none of them have ever served either of the two customers who appeared. It does not appear that that one is either serving any of the customers now or has done so recently.

We are not able to find from the evidence that the granting of the authority, as limited in the following Order, will tend to impair the efficient common carrier service of existing common carriers of this type. It appears to us that it will be a great convenience to the proposed customers to have this service added to their present service. An Order will therefore be entered granting the application in form limited below.

F I N D I N G S

THE COMMISSION FINDS:

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

That the application should be granted, as limited in the following Order.

O R D E R

THE COMMISSION ORDERS:

That John W. Burbach, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the transportation of ashes, trash, and refuse (rubbish) from points outside the City of Denver, but within ten miles of the City of Denver, to dumps in the said area, for two customers only, to-wit: Mr. Grover C. Thompson, a brick contractor, and Mr. Will Plumleigh, a general contractor.

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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
GLEN BROWN, OWNER OF THE ALLISON
TELEPHONE EXCHANGE, ALLISON, COLO-
RADO, AND JUDSON F. THIELE, DOING
BUSINESS AS "THE PAGOSA SPRINGS
TELEPHONE COMPANY," PAGOSA SPRINGS,
COLORADO, FOR APPROVAL OF EXTENSION
OF CERTIFICATE OF PUBLIC CONVENI-
ENCE AND NECESSITY TO OPERATE THE
ALLISON TELEPHONE EXCHANGE, LOCATED
IN ARCHULETA AND LA PLATA COUNTIES,
STATE OF COLORADO.

APPLICATION NO. 14436-Extension

June 20, 1956

Appearances: Glen S. Brown, Allison
Colorado, pro se;
Judson F. Thiele, Pagosa
Springs, Colorado,
pro se.

S T A T E M E N T

By the Commission:

By application filed April 30, 1956, Mr. Judson F. Thiele, doing business as "The Pagosa Springs Telephone Company," Pagosa Springs, Colorado, seeks to obtain approval from this Commission for the transfer to him of the facilities and territory of Mr. Glen Brown, doing business as "The Allison Telephone Exchange," Allison, Colorado. The method of accomplishing this result is to seek to have Mr. Thiele's certificate of convenience and necessity, which now authorizes service in the Counties of Archuleta and La Plata, extended to include the entire area described in the following Order.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the District Court Room, Durango, Colorado, June 14, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

Mr. Brown appeared in support of the application. He testified that he has operated the Telephone Exchange at Allison, Colorado, which is approximately 40 miles southwest of Pagosa Springs, since 1951. He now desires to sell out to Mr. Thiele, who operates the Pagosa Springs Exchange, for a total consideration of \$200.00. No indebtedness is connected with Mr. Brown's operation, which will be transferred free and clear of liens. The parties have executed an interim agreement, which is on file and which Mr. Brown and Mr. Thiele stated contains all of the agreements between the two parties.

Mr. Thiele testified that he has engaged in the telephone business for approximately 25 years, 11 years of which have been spent in Pagosa Springs and the previous 15 years with a Bell system subsidiary company. He stated that he has improved the service at Pagosa Springs, and is now in the process of completing installation of dial equipment at Allison.

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

No one appeared in opposition, and no reason appears why the application should not be allowed.

F I N D I N G S

THE COMMISSION FINDS:

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

That public convenience and necessity require the proposed extended service of applicant, and that certificate of public convenience and necessity should issue therefor.

That applicant should file with the Public Utilities Commission the rates, rules, and regulations under which he proposes to serve the new territory in accordance with the Order herein.

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require the proposed extended service of Judson F. Thiele, doing business as "The Pagosa Springs Telephone Company," Pagosa Springs, Colorado, so that as extended the territory served by The Pagosa Springs Telephone Company shall include within its boundaries the following area:

Starting at a point on the Hinsdale-Mineral County Line where the Continental Divide crosses at mid point; thence in a south easterly direction along the Continental Divide to the point where said Continental Divide intersects the Colorado-New Mexico State Line; thence west along this Colorado-New Mexico State Line to a point one-half mile west of the R. 6 W., west line on the Colorado-New Mexico State Line; thence north to the center of Section 24, T. 34 N., R. 7 W., thence east to a point three miles east of La Plata-Archuleta County Line, T. 34 N. thence north to the south boundary line of Hinsdale County said point being three miles east of the west boundary of Hinsdale County; thence east along the County Line to the range line common to R. 4 W. and R. 5 W.; thence north to the intersection of said range line with the Continental Divide; thence in a south-easterly direction along the Continental Divide to point of beginning,

and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall within 30 days of the effective date of this Order file with the Public Utilities Commission the rates, rules, and regulations under which he proposes to serve the new area.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

mls

original

(Decision No. 46021)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
GERALD C. LENIG, DOING BUSINESS AS }
"AURORA REMOVAL SERVICE," 1652 AKRON }
STREET, AURORA, COLORADO, FOR AUTH- }
ORITY TO TRANSFER PUC NO. 1996 TO }
OSCAR W. MATHEWS, DOING BUSINESS AS }
"AURORA REMOVAL SERVICE," 1624 AKRON }
STREET, AURORA, COLORADO. }

APPLICATION NO. 14461-Transfer

June 20, 1956

Appearances: J. V. Condon, Esq., Aurora,
Colorado, for Transferor
and Transferee.

S T A T E M E N T

By the Commission:

By Decision No. 32340, dated March 19, 1949, Floyd J. Fahey,
Aurora, Colorado, was granted a certificate of public convenience and
necessity to operate as a common carrier by motor vehicle for hire, on
call and demand, for the transportation of:

tin cans, ashes, and trash from point to
point within the City of Aurora, Colorado;
and fertilizer from points within a 10-
mile radius of said City of Aurora to
points within said City,

said operating rights being known as "PUC No. 1996."

By Decision No. 37088, dated July 17, 1951, Floyd J. Fahey,
doing business as "Aurora Removal Service," Aurora, Colorado, was auth-
orized to extend operations under PUC No. 1996 to include the trans-
portation of:

cans, ashes, trash, fertilizer, dirt, sand,
gravel and rocks between points within the
City of Aurora, Colorado, and points within
a 10-mile radius thereof, excluding service
in Adams City, Colorado, Denver, Colorado,
Derby, Colorado, and Englewood, Colorado.

By Decision No. 40801, dated July 1, 1953, said Floyd J. Fahey, doing business as "Aurora Removal Service," Aurora, Colorado, was authorized to transfer his operating rights under said PUC No. 1996 to Gerald C. Lenig, doing business as "Aurora Removal Service," Aurora, Colorado.

By Decision No. 45261, dated January 26, 1956, Gerald C. Lenig, doing business as "Aurora Removal Service," Aurora, Colorado, was authorized to extend operations under PUC No. 1996 to include the transportation of:

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

By the instant application, said certificate-holder seeks authority to transfer his operating rights under PUC No. 1996 to Oscar W. Mathews, doing business as "Aurora Removal Service," Aurora, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, June 11, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

Mr. Gerald C. Lenig, the Transferor, testified that he is the present owner of PUC No. 1996, which by this proceeding he seeks to have transferred. Mr. Lenig has other interests and feels that the transferee, with his new type equipment, will be able to give the public better service than he is able to give. All of his rights are being transferred and, as he has no other rights to engage in transportation for hire, he will be completely out of this business, if the transfer is approved. There is no indebtedness attached to the certificate, nor to his operation conducted thereunder. He verified

the contract of sale which provides for the transfer of the certificate and a 1950 Ford dump truck for a total price of \$10,000. The contract of sale contains a rather unusual repossession provision, but Mr. Lenig stated that the contract should be interpreted in such manner that repossession could not be made after the full purchase price had been paid, nor in any event without specific approval of this Commission.

The transferee testified that he has engaged in this business for approximately 15 years in Kansas, New Mexico, Utah, and Colorado. He is presently the owner of similar authority in Colorado Springs under the trade name of "Po-Boys," but has made arrangements to sell this authority, subject to Commission approval. He has purchased new all-steel compression-type sanitary equipment of the latest type for his operation under this authority. He has actually engaged in work under this authority to familiarize himself with the authority and the service being rendered. He feels that with his new equipment, he will be able to improve the service. He also verified the terms of the contract. He is familiar with the rules and regulations of the Commission and will abide by them.

No one appeared in opposition to the application and no reason appears why the transfer should not be permitted.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

That Gerald C. Lenig, doing business as "Aurora Removal

Service," Aurora, Colorado, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 1996 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Oscar W. Mathews, doing business as "Aurora Removal Service," Aurora, Colorado, subject to payment of outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

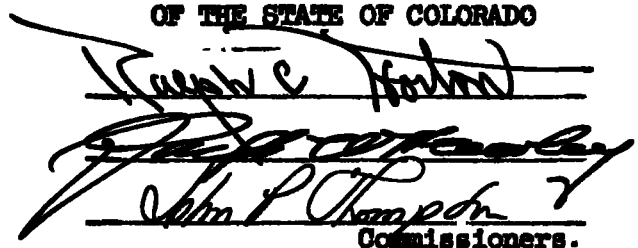
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with the conditions and requirements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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
LA VERNE J. WILLIAMS, 1545 CENTRAL)	
STREET, DENVER, COLORADO, FOR AUTH-)	
ORITY TO OPERATE AS A CLASS "B")	APPLICATION NO. 14457-PP
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

June 21, 1956

Appearances: La Verne J. Williams,
 Denver, Colorado, pro se.

S T A T E M E N T

By the Commission:

The applicant, by his application filed May 4, 1956, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; iron and tin, between points in the City and County of Denver, State of Colorado, and a radius of twenty miles thereof, for the Rocky Mountain Iron and Metal Company, and the Sutton Company, only.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, State Office Building, Denver, Colorado, June 11, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified that he has approximately 30 years experience in the trucking industry. He formerly owned and operated Private Carrier Permit No. B-2747, which was what is commonly called a "sand and gravel" authority, but left the business in 1949. He now wishes to engage again in this type of business and the application is filed pursuant to this wish. His net worth is approximately \$2,000. He owns a 1952 Chevrolet Dump Truck suitable to the work. He is familiar with the rules and regulations of the Commission, and will abide by them. He plans to engage in the business as a sole proprietor.

His application seeks authority to transport:

"iron and tin between points in the City and County of Denver, State of Colorado, and a radius of twenty miles thereof, for the Rocky Mountain Iron and Metal Company, and the Sutton Company, only."

It appears from his testimony that the work for Sutton consists of transporting old bombs from the Rocky Mountain Arsenal to compressed steel plant in Denver. This metal is iron and is junk metal only. For the Rocky Mountain Iron and Metal Company he is to transport junk tin and cast iron to the foundry. No transportation is involved for either customer of any fabricated or finished metal product which is to be used in construction or other industry. The transportation is entirely of metals in the process of being reclaimed.

No one appeared in opposition to the application, and as limited in the following Order, no reason appears why the same should not be granted.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

That LaVerne J. Williams, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; junk iron from the Rocky Mountain Arsenal to the compressed steel plant in Denver for the Sutton Company only, and junk tin and cast iron for the Rocky Mountain Iron and Metal Company, only.

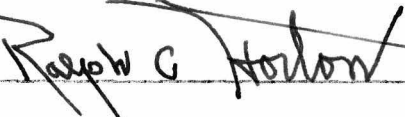
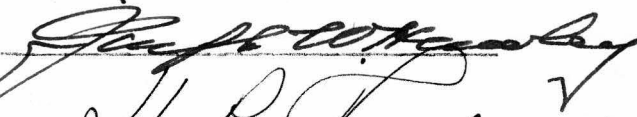

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of June, 1956.

ea

original

(Decision No. 46023)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROMAINE H. ABKES, DOING BUSINESS AS)
"R. H. ABKES' LANDSCAPING," 3650)
SOUTH FEDERAL BOULEVARD, ENGLEWOOD,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)
- - - - -)

APPLICATION NO. 14455-PP

- - - - -
June 21, 1956
- - - - -

S T A T E M E N T

By the Commission:

By application filed May 17, 1956, the applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

Said application was regularly set for hearing at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, on June 11, 1956, due notice of the time and place being forwarded to all parties in interest.

Notwithstanding said notice, applicant failed to appear, either in person or by counsel, at the time and place designated for hearing.

The files were made a part of the record and the matter was taken under advisement.

No one appeared in opposition to the granting of the authority sought, and it did not appear that the granting of said permit, and operations by applicant thereunder, will tend to impair the efficiency of any common carrier service with which he will compete.

F I N D I N G S

THE COMMISSION FINDS:

That the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

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

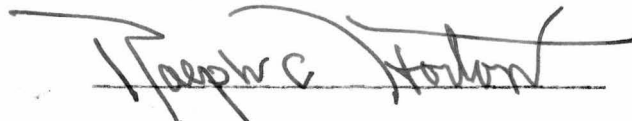

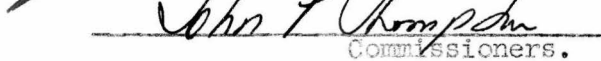
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of June, 1956.

ea

original

(Decision No. 46024)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
GLENN WILBUR SHERA, 829 STATE)	
STREET, FORT MORGAN, COLORADO, FOR)	
A CLASS "B" PERMIT TO OPERATE AS A)	APPLICATION NO. 14430-PP
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
- - - - -)	

- - - - -
June 21, 1956
- - - - -

Appearances: Glenn Wilbur Shera,
Fort Morgan, Colorado,
pro se.

S T A T E M E N T

By the Commission:

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

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the District Court Room, Fort Morgan, Colorado, June 7, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, applicant appeared and testified that he is the owner of sufficient equipment with which to conduct said operation; that he is presently rendering said service, under temporary authority issued by this Commission.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

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

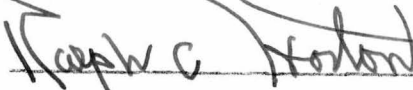
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

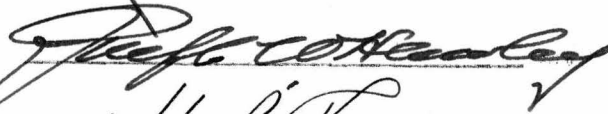
That this order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured identification cards.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 21st day of June, 1956.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
CORTEZ NATURAL GAS COMPANY, INC.,)	
738 MAJESTIC BUILDING, DENVER, COLO-)	
RADO, FOR A CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY TO RENDER)	
GAS SERVICE IN THE CITY OF CORTEZ)	APPLICATION NO. 14270
AND IN THE SUBURBAN TERRITORY TRIB-)	
UTARY AND ADJACENT THERETO AND IN)	
AREAS CONTIGUOUS TO APPLICANT'S)	
TRANSMISSION LINE.)	
-----)	

June 20, 1956

Appearances: Barry and Hupp, Esqs.,
 Denver, Colorado,
 for Applicant;
 Joseph M. McNulty,
 Denver, Colorado, and
 E. R. Thompson, Denver,
 Colorado, for the staff
 of the Commission.

S T A T E M E N T

By the Commission:

On March 27, 1956, Cortez Natural Gas Company, Inc., by its attorneys, Barry and Hupp, filed an application with this Commission for a certificate of public convenience and necessity to render gas service in the City of Cortez, and in the suburban territory tributary and adjacent thereto and in areas contiguous to applicant's transmission line.

The matter was regularly set for hearing, and was heard on April 16, 1956, at 10:00 o'clock A. M., at 330 State Office Building, Denver, Colorado, after due notice to all parties in interest, and at the conclusion thereof, taken under advisement.

Cortez Natural Gas Company, Inc., applicant herein, is a Colorado corporation authorized to do business in the State of Colorado. A copy of its Articles of Incorporation, together with all amendments thereto, and a Certificate of Authority from the Secretary of State authorizing said company to do business in the State of Colorado, were exhibits in the proceedings, and by reference are made a part hereof.

The applicant is a new company created for the purpose of conducting a public utility business in the State of Colorado and, specifically, the rendering of natural gas service in Montezuma County and the State of Colorado generally. The company proposes to construct, install and maintain a gas transmission line from the point of take-off of its line from the Pacific Northwest main transmission line, approximately two miles southwest of Dolores, Colorado, to Cortez, Colorado, and there install a distribution system. It proposes to render gas service to customers along the transmission line as well as outside the corporate limits of the City of Cortez, and inside the City of Cortez through its proposed distribution system.

The evidence disclosed that the applicant has received from the City of Cortez a twenty-five-year franchise, being Ordinance No. 277 of the City of Cortez, which ordinance was passed on final reading on the 7th day of February, 1956.

The evidence further disclosed that the applicant has a contract with Pacific Northwest providing for the delivery of gas for a period of twenty years. This gas is to be paid for pursuant to certain tariff provisions of Pacific Northwest which are part of that company's tariff now on file with the Federal Power Commission.

The evidence further disclosed that the applicant anticipates that the total cost of distribution system will be \$228,878; the total cost of the transmission line will be \$135,919;

general plant costs amount to \$12,000, making a total for construction costs of \$376,797. The figure of \$376,797 will be used as the basis for the charge for the issuance of this certificate sought herein, but will not be binding upon the Commission in any subsequent investigation where valuation may be an issue.

Applicant submitted a study of the estimated average customers showing residential and commercial users over a five-year period. This study indicated that the first year there would be 360 residential customers and 60 commercial customers, for a total of 420. It further shows a gradual increase until in the fifth year the residential customers would number 750 and commercial, 130, for a total of 880. The exhibit went on to show that with space heating, as distinguished from residential general use and commercial usages, it is anticipated that the total revenues from the first year would be \$84,094, increasing to \$177,141 in the fifth year. Applicant introduced exhibits showing anticipated operating revenues and expenses over a five-year period and the anticipated return on the proposed investment during this period. An estimated cash flow study, as well as a pro forma balance sheet showing the position of the company at completion of construction and at the end of the first five operating years were also introduced.

Applicant advised the Commission that if it is granted a certificate of public convenience and necessity, it would immediately embark upon a financing program and seek this Commission's approval therefor, pursuant to statute.

Ordinance No. 277 is unusual in some aspects, and we feel that the pertinent section should be quoted verbatim:

"ARTICLE IV. SECTION 1. The Company shall furnish gas within the corporate limits of the City and any additions thereto and adjacent and surrounding territory, and which adjacent and surrounding territory shall be furnished through the facilities installed within the city limits and to any person or persons or

corporation doing business or residing within the area herein agreed to be served at the rates and under the terms and conditions set forth in the Rate Schedules, Standards for Services, Rules and Regulations, and Service Connection and Extension Policies, filed with or fixed by the Public Utilities Commission of the State of Colorado, or by any other competent authority having jurisdiction in the premises."

By the terms of this provision, it is incumbent upon the company to provide service to people outside of the community on the same basis as those residing inside of the community, as well as having said service established or maintained pursuant to our rules and regulations.

Article V, Section 1, provides as follows:

"As a further consideration for the granting of this franchise by the City, the Company agrees to pay the City an annual franchise tax equal in amount to two per cent (2%) of the gross gas revenues for the first year, for the second full year of operation to pay an annual franchise tax to the City equal to four per cent (4%) of the gross gas revenues and for the third and each year thereafter to pay an annual franchise tax equal to five per cent (5%) of the gross gas revenues. Gross gas revenues as referred to in this paragraph shall consist of all payments collected for all gas sales in and outside the corporate limits from and through the system installed and authorized hereunder . . ."

A study of these two articles indicates that the City of Cortez expects and anticipates that a franchise tax shall be collected from the customers receiving service outside of the city, which tax shall be paid to the city. This is, in our opinion, contrary to good regulatory practice. There is no justification on the part of the city to charge any such tax since the applicant will operate outside of the city under our certificate of public convenience and necessity and not under the franchise of the city. The applicant should not, therefore, be required to collect taxes on people residing outside of the City of Cortez to be paid over to the Cortez municipal government.

It is to be noted further that Article V provides for a 2% gross franchise tax for the first year, a 4% tax for the second year, and a 5% tax for the third year. Franchise taxes such as these are legitimate charges for the use of city streets, alleys, etc. However, there must be some reasonable relationship between these taxes and the service which the city gives. When these taxes become too high they take on the aspect of being another means of collecting taxes from the citizens of the community through the medium of the utility rendering service and, in effect, make that utility a tax collecting agency for the municipality. We have watched a trend on the part of many municipalities to increase these taxes in recent years. No one appeared at the hearing on behalf of the city, and there is nothing in the record in this proceeding to justify the imposition of a franchise tax that will be increased automatically under the franchise. We feel, therefore, that in order that the citizens of the community shall be fully advised as to this situation, we will require that the franchise tax be surcharged on each bill rendered to customers within the city, in order that there be no misunderstanding in the future as to the amount and nature of the tax.

At the hearing, applicant submitted a proposed tariff for gas rates for its general service, and this rate is predicated upon the payment of the franchise tax in accordance with Ordinance No. 277 for customers both within and without the city limits of Cortez. Since we believe a franchise tax is applicable only within the city limits of Cortez, we will require that applicant file its tariff for gas service to provide that the franchise tax will apply only on customers served within the city limits. This tax will be itemized on the bill, and designated "franchise tax."

Applicant is acquainted with the Commission's requirements regarding the uniform system of accounts to be maintained, the filing of annual reports, and the rules regulating gas service promulgated by the Commission and the procedure for the filing of rates, rules and regulations by the utility.

There are no other gas utilities operating in the area, and no one appeared in opposition to the granting of the authority sought.

F I N D I N G S

THE COMMISSION FINDS:

That the applicant, Cortez Natural Gas Company, Inc., is a public utility as defined in Chapter 115-1-3, Colorado Revised Statutes, 1953.

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

That the Commission is fully advised in the premises.

That Cortez Natural Gas Company, Inc., applicant herein, is a Colorado corporation duly authorized to do business in the State of Colorado, and has filed a certified copy of its Articles of Incorporation, as amended, with this Commission.

That applicant is fully qualified to conduct the operations proposed in the instant application.

That applicant has filed with the Commission sufficient evidence to show that applicant has received the required consent, franchise, permit, ordinance, vote or other authority of the City of Cortez, in Montezuma County, Colorado, sought to be served herein.

That the public convenience and necessity require approval of the construction, installation, maintenance, and operation of the gas transmission line from the Pacific Northwest gas transmission line and the distribution system to serve the City of Cortez, in Montezuma County, Colorado.

That public convenience and necessity require the exercise by the applicant herein of the rights and privileges granted the applicant by the City Council of the City of Cortez in Ordinance No. 277, granted February 7, 1956, as herein specifically limited.

That public convenience and necessity require that applicant be permitted to serve rural customers located adjacent to its proposed transmission line.

That applicant shall not levy nor collect franchise taxes upon customers residing outside of the City of Cortez or along said pipe line.

That the franchise tax called for in Ordinance No. 277 shall be surcharged on all customer billings of the customers within the City of Cortez, and itemized on said bills as a franchise tax.

That applicant should file its tariff under which it proposes to render gas service to provide that the franchise tax apply only to those customers who reside within the corporate limits of Cortez.

That the public health and safety require the installation by applicant of suitable equipment to odorize all gas in its distribution mains before sale to customers in the City of Cortez.

That applicant, within ninety days after the completion of the construction of the facilities authorized herein, should file with the Commission the "as constructed" map of the system, together with the actual cost of construction, itemized in accordance with the Uniform Classification of Accounts for Gas Utilities, as prescribed by the Commission.

O R D E R

THE COMMISSION ORDERS:

That this Order shall be taken, deemed and held to be a certificate of public convenience and necessity to Cortez Natural

Gas Company, Inc., applicant herein, to construct, install, maintain and operate a gas transmission and distribution system in the State of Colorado to serve the City of Cortez, in Montezuma County, Colorado, as set forth more particularly herein, and in accordance with the above and foregoing Statement which, by reference, is made a part hereof.

That this order shall be taken, deemed and held to be a certificate of public convenience and necessity to the said applicant to exercise the rights and privileges granted by the City Council of the City of Cortez in Ordinance No. 277, granted February 7, 1956.

That this order shall be taken, deemed and held to be a certificate of public convenience and necessity for the construction and operation of a gas transmission line from a point on the Pacific Northwest pipe line, approximately two miles southwest of Dolores, Colorado, and extending in a southerly direction approximately ten miles to Cortez, Colorado, all in Montezuma County, Colorado, and for the furnishing of gas service to customers located adjacent to said transmission line, and in the suburban territory tributary and adjacent to the City of Cortez.

That applicant shall install and maintain suitable equipment to odorize all gas in its distribution mains before sale to customers in the City of Cortez.

That applicant shall not charge or assess franchise taxes on any customers or consumers residing outside the corporate limits of the City of Cortez.

That applicant shall surcharge and itemize all franchise taxes on its monthly billings to the customers within the City of Cortez.

That applicant herein shall commence construction of the aforesaid gas transmission and distribution system within one hundred eighty (180) days from the date hereof, and shall

complete said construction within one year from the start thereof, or this certificate shall be null and void.

That applicant shall promptly advise the Commission in writing of the date of the commencement of the construction, and the date of the completion of the same.

That applicant shall, at least thirty (30) days before any gas is sold to its customers in the City of Cortez or along its transmission line in Montezuma County, Colorado, file with the Commission its rates, schedules, rules and regulations under which it proposes to operate.

That the tariff as filed by applicant shall provide that the franchise tax in Cortez apply only to those customers within the corporate limits.

That applicant, within ninety (90) days after the completion of the construction of the facilities authorized herein, shall file with the Commission the "as constructed" map of the system, together with the actual cost of construction, itemized in accordance with the Uniform Classification of Accounts for Gas Utilities as prescribed by this Commission.

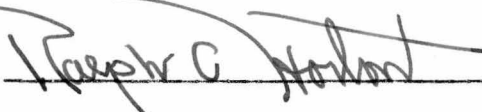
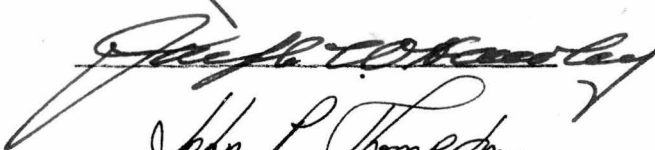
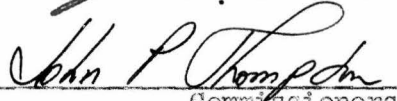
That applicant shall, at the time when gas service by it is first instituted in the said City of Cortez, set up its books and accounts in accordance with the Uniform Classification of Accounts for Gas Utilities prescribed by this Commission, and shall bring all practices as to meter testing, customers' deposits and operations, records of meters and complaints, into compliance with the requirements of this Commission.

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

That the Commission shall retain jurisdiction of the instant matter to make such further order, or orders, as may be required in the premises.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

ea

original

(Decision No. 46026)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ORVAL PARKS, AKRON, COLORADO, FOR A)	
CLASS "B" PERMIT TO OPERATE AS A)	APPLICATION NO. 14429-PP
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

June 21, 1956

Appearances: Orval Parks, Akron,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of garbage and trash and waste, within the corporate limits of the Town of Akron, Colorado, and to dump grounds within a radius of ten miles of said corporate limits.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the District Court Room, Fort Morgan, Colorado, June 7, 1956, at ten o'clock A. M., and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, applicant testified that he is the owner of sufficient equipment with which to conduct said operation; that he has a contract with the City of Akron to render said service; that his net worth is approximately \$7,000.

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

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

F I N D I N G S

THE COMMISSION FINDS:

That permit should issue to applicant herein.

O R D E R

THE COMMISSION ORDERS:

That Orval Parks, Akron, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of garbage and trash and waste, from point to point within the Corporate Limits of the Town of Akron, Colorado, and to dump grounds within a radius of ten miles of said Corporate Limits of the Town of Akron, Colorado.

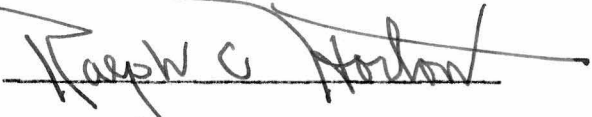
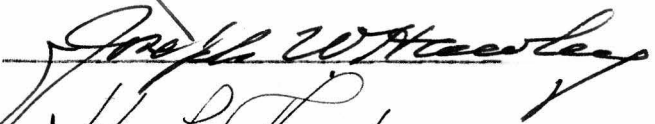

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of June, 1956.

ea

original

(Decision No. 46027)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HERMAN H. MC KENNEY, 829 STATE)
STREET, FORT MORGAN, COLORADO, FOR)
A CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)
)

APPLICATION NO. 14427-PP

June 21, 1956

Appearances: Herman H. McKenney,
Fort Morgan, Colorado,
pro se.

S T A T E M E N T

By the Commission:

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

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the District Court Room, Fort Morgan, Colorado, June 7, 1956, at ten o'clock A. M., and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, applicant appeared and testified that he is presently operating under Temporary Authority issued by this Commission; that his net worth is approximately \$5,000.00.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

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

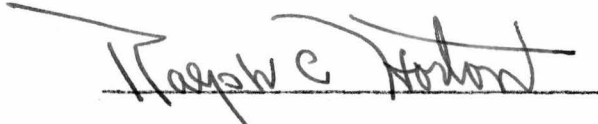
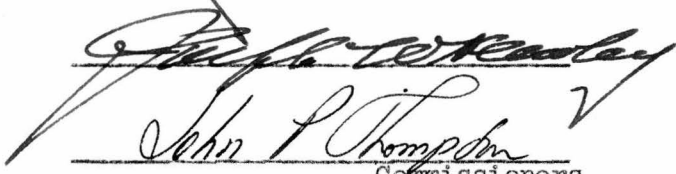
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 21st day of June, 1956.

ea

(Decision No. 46028)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

✻ ✻ ✻

IN THE MATTER OF THE APPLICATION OF
WENDELL AHNSTEDT AND HAROLD
AHNSTEDT, CO-PARTNERS, DOING BUSI-
NESS AS "AHNSTEDT TRUCK LINE,"
HOLYOKE, COLORADO, FOR AUTHORITY TO
TRANSFER PUC NO. 549 TO WENDELL
AHNSTEDT, DOING BUSINESS AS
"AHNSTEDT TRUCK LINE," HOLYOKE,
COLORADO.

APPLICATION NO. 14422-Transfer

June 20, 1956

Appearances: Wendell Ahnstedt, Holyoke,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Heretofore, Wendell Ahnstedt and Harold Ahnstedt, co-partners, doing business as "Ahnstedt Truck Line," Holyoke, Colorado, were granted a certificate of public convenience and necessity (PUC No. 549), authorizing them to operate as a common carrier by motor vehicle for hire, for the transportation of:

freight, in less than rail carload quantities, from farmers residing within a radius of 15 miles of Holyoke, to Denver, Colorado, and farm supplies, not including coal or groceries, from Denver to farms in said area; transportation of all commodities, except coal and groceries (but including livestock), on call and demand, from point to point within the area extending 20 miles south of Holyoke, and to the County Line on the east, west, and north, and from and to points in said area, to and from points in the State of Colorado, no authority being granted to transport such commodities as are ordinarily handled by line-haul common carriers between points served by authorized motor vehicle common carriers on schedule.

By the above-styled application, authority is sought to transfer said operating rights to Wendell Ahnstedt, doing business as "Ahnstedt Truck Line," Holyoke, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the District Court Room, Fort Morgan, Colorado, June 7, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, Wendell Ahnstedt testified that Harold Ahnstedt departed this life on or about January 27, 1956; that he is desirous of continuing operations formerly carried on by said partnership.

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

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

Subsequent to said hearing, and on June 13, 1956, "Letters of Administration" were filed with this Commission.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS:

That the Secretary of the Commission is hereby instructed to change the records of the Commission to show that PUC No. 549 is owned and operated by Wendell Ahnstedt, doing business as "Ahnstedt Truck Line," Holyoke, Colorado, rather than by Wendell Ahnstedt and Harold Ahnstedt, co-partners, doing business as "Ahnstedt Truck Line," Holyoke, Colorado, said Harold Ahnstedt having departed this life.

That transfer herein authorized is subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when,


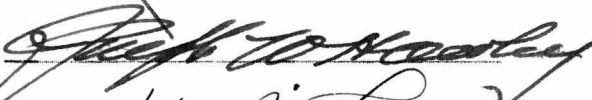

but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed.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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
FLOYD BLANKA, 1005 NORTH STREET,)
BOULDER, COLORADO, FOR A CERTIFI-)
CATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 14342
SUPPLEMENTAL ORDER

June 20, 1956

Appearances: Floyd Blanka, Boulder,
Colorado, pro se.

S T A T E M E N T

By the Commission:

On May 11, 1956, the Commission entered its Decision No. 45792, granting to the above-styled applicant a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire, for the transportation of:

"trash, ashes and other refuse, including fertilizer, from point to point in Boulder, Colorado, and a five-mile radius thereof, and to the Boulder Public Dump."

The Commission is now in receipt of a communication from John M. Sayre, Esq., on behalf of applicant, stating that applicant does not desire to transport fertilizer, and requesting deletion thereof from authority granted by Decision No. 45792.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted, and Decision No. 45792, of date May 11, 1956, amended, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:


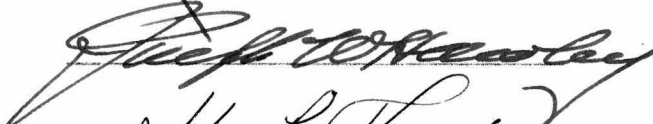

That Decision No. 45792, of date May 11, 1956, should be,

and the same hereby is, amended, nunc pro tunc, as of said 11th day of May, 1956, by striking the words "including fertilizer," appearing in the fourth line of the first paragraph of the Order contained in said decision, so that said first paragraph of the Order contained in said Decision No. 45792, as amended, shall read:

"That public convenience and necessity require the proposed common carrier motor vehicle call and demand service of Floyd Blanka, Boulder, Colorado, for the transportation of trash, ashes and other refuse, from point to point in Boulder, Colorado, and a five-mile radius thereof, and to the Boulder Public Dump, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor."

That, except as herein amended, said Decision No. 45792 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

original

(Decision No. 46030)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF ISSUANCE OF)
TEMPORARY CERTIFICATES OF PUB-)
LIC CONVENIENCE AND NECESSITY)
UNDER CHAPTER 80, SESSION LAWS)
OF COLORADO, 1951.)

APPLICATION NO. 14489

June 19, 1956

S T A T E M E N T

By the Commission:

Report has been received by the Commission from Louis J. Carter, Supervisor of Complaints and Investigations for this Commission, to the effect that an emergency will exist in the matter of trucks for the transportation of peas, snap beans, sweet corn, tomatoes, red beets, and pickles, in the Counties of Adams, Weld, Larimer, Morgan, Boulder, and Mesa, State of Colorado, and that the emergency will probably continue for a period of approximately thirty (30) days.

Request is made for an Order of the Commission relative to the issuance of temporary certificates of public convenience and necessity for the seasonal transportation of said vegetables in the territory described.

F I N D I N G S

THE COMMISSION FINDS:

That an emergency exists because of the shortage in certificated trucks for the transportation of peas, snap beans, sweet corn, tomatoes, red beets, and pickles, in the Counties of Adams, Weld, Larimer, Morgan, Boulder, and Mesa, State of Colorado, and that public convenience and necessity require that temporary certificates of public convenience and necessity should issue for the operation of motor ve-

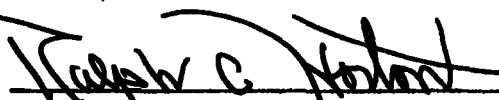
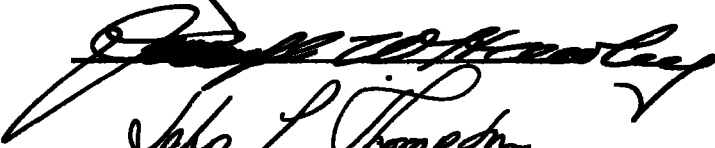
hicles for the transportation of said vegetables to market or places of storage, as provided by Chapter 80, Session Laws of 1951, said certificates to be effective for a period of thirty (30) days, or from June 20, 1956, to July 20, 1956, both dates inclusive.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity should be, and are hereby, authorized to be issued for the operation of motor vehicles, for the transportation of peas, snap beans, sweet corn, tomatoes, red beets, and pickles, to markets or places of storage, in Adams, Weld, Larimer, Morgan, Boulder, and Mesa Counties, State of Colorado, said certificates to be effective June 20, 1956, and continue in force up to and including July 20, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 19th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE INCREASE IN CLASS RATES)
BETWEEN DENVER, COLORADO,)
AND POINTS ON THE ROUTE OF)
THE INTERSTATE MOTOR LINES,)
INC., OPERATOR OF AIRLINE)
EXPRESS, INC., LAST CHANCE,)
COLORADO, AND EAST THEREOF.)

CASE NO. 1585

June 19, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of an Application No. 297 from The Motor Truck Common Carriers' Association, as Agent, by J. R. Smith, Chief of Tariff Bureau, for and on behalf of Interstate Motor Lines, Inc., operator of Airline Express, Inc., requesting authority to publish the following class rates in cents per 100 pounds:

BETWEEN AND	DENVER, COLORADO											
					Minimum Weight				Minimum Weight			
	L. T. L.				5,000 Pounds				10,000 Pounds			
	1st	2nd	3rd	4th	1st	2nd	3rd	4th	1st	2nd	3rd	4th
Anton, Colo.	147	125	102	81	141	120	97	75	136	114	91	69
Arickaree, Colo.	152	130	106	85	146	124	100	79	140	118	94	74
Cope, Colo.	166	140	117	90	160	135	112	84	154	129	106	78
Idalia, Colo.	178	151	125	98	173	145	120	92	167	139	114	86
Joes, Colo.	169	144	120	93	163	138	114	87	158	132	108	82
Last Chance, Colo.	132	114	93	74	127	108	87	68	121	102	82	75
Lindon, Colo.	143	121	99	79	137	115	93	74	131	109	87	68

The above proposed rates represent an increase of 15 per cent.

The application sets forth the following reasons in support of the request:

"By this Commission's Decision No. 45325 of February 6, 1956, many carriers parties to your petitioner's tariff Colorado P.U.C. No. 6 were permitted to increase their class rates by varying amounts to become effective on March 1, 1956. This decision was issued as a result of hearings held by this Commission on October 3, 4 and 5, 1955.

"Mr. Fred Rein, Jr., of the Airline Express, Inc., was present at the October hearing but did not testify in support of the requested increase in rates because our Application No. 282 requested that we be authorized to increase all rates and charges, as published in Sections No. 1, 2, 3 and 7 of Colorado P.U.C. No. 6, by adding 15% * * *, and it was his understanding that any order resulting from the hearing would apply to all carriers parties to the tariff.

"Mr. Rein also felt that any evidence which he might put into the record would be a repetition of what had already been submitted by other carriers concerning increased costs., etc., and would serve only to make the record more voluminous. Mr. Rein's assumption, however, was not correct and the increase granted by this Commission applied only to those carriers who had testified in support of the application. The carrier represents that the attached balance sheet as of December 31, 1955, and the profit and loss statement for the year 1955 show a real and urgent need for additional revenue. The carrier further represents that the revenues and expenses are divided approximately as follows: 10% Colorado intrastate and 90% interstate.

"The carrier further represents that the interstate rates were increased by 7% on March 21, 1956."

The balance sheet and the profit and loss statement cover the operation of the Airline Express, Inc., which operation is now being conducted by the Interstate Motor Lines, Inc., under a lease agreement between the two carriers. This lease agreement was authorized by this Commission for a period of 180 days from February 8, 1956, in its order dated February 8, 1956, under Decision No. 45330, in Application No. 14067 - Transfer.

In Decision No. 45330, the following facts are set forth:

"The buyer has arranged the purchase by an agreement offered in evidence, in which the selling corporation and all of its stockholders have joined. The end result of the transfer will be that all of the assets will be transferred from the selling corporation to the buying corporation and the selling corporation will thereupon be dissolved. The selling corporation has experienced some financial difficulties, as a result of which the buying corporation has advanced funds upon the purchase price, to meet immediate obligations, and has also taken over physical control and operation of the seller, and is now operating it at the buyer's expense." (Underscoring ours.)

Under the existing circumstances and conditions the Commission feels that it cannot prescribe the proposed increases on the basis of the balance sheet and profit and loss statement of the Airline Express, Inc., without a formal hearing.

F I N D I N G S

THE COMMISSION FINDS, That:

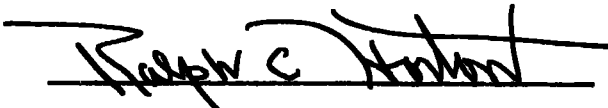
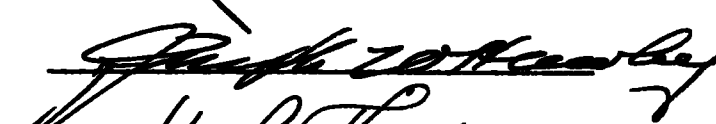

Case No. 1585 should be reopened for further hearing relative to the prescription of the class rates set forth in the statement.

O R D E R

THE COMMISSION ORDERS, That:

Case No. 1585 be and the same is hereby reopened for further hearing before the Commission at 10:00 o'clock, A. M., July 10, 1956, in the hearing room of the Commission, 330 State Office Building, Denver, Colorado, for the taking of evidence relative to the proposed increased class rates as shown in the statement.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 19th day of June, 1956.

mem

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
VERNON DILLEY, DOING BUSINESS AS }
"DILLEY'S SAND AND GRAVEL CONTRAC- }
TORS," 111½ EMERSON STREET, BRUSH, }
COLORADO, FOR A CLASS "B" PERMIT TO }
OPERATE AS A PRIVATE CARRIER BY }
MOTOR VEHICLE FOR HIRE. }

APPLICATION NO. 14425-PP

June 20, 1956

Appearances: Vernon Dilley, Brush,
Colorado, pro se.

S T A T E M E N T

By the Commission:

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

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the District Court Room, Fort Morgan, Colorado, June 7, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, applicant testified that his net worth is \$30,000; that he has had experience in the transportation field.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Vernon Dilley, doing business as "Dilley's Sand and Gravel Contractors," Brush, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amend-

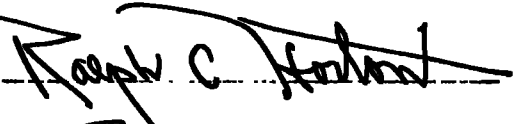


ments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

mls

original

(Decision No. 46033)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF RAY GAVIN, 1117 WEST EDISON STREET, BRUSH, COLORADO, FOR A CLASS "B" PERMIT TO OPERATE AS A PRIVATE CARRIER BY MOTOR VEHICLE FOR HIRE.	} } } } }	<u>APPLICATION NO. 14426-PP</u>

June 20, 1956

S T A T E M E N T

By the Commission:

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

Said application was regularly set for hearing, at the District Court Room, Fort Morgan, Colorado, June 7, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

Notwithstanding said notice, applicant failed to appear, either in person or by counsel, at the time and place designated for hearing.

Thereupon, the files were made a part of the record, and the matter was taken under advisement.

The files of the Commission disclose that applicant is the owner of sufficient equipment with which to conduct his proposed operation; that he is presently operating under Temporary Authority issued by this Commission.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

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

That all operations hereunder shall be strictly contract


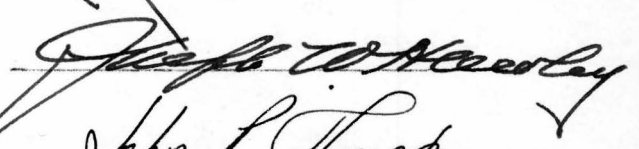

operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE VARIOUS CHANGES IN RATES, RULES)
AND REGULATIONS IN THE MOTOR TRUCK)
COMMON CARRIERS' ASSOCIATION, AGENT,)
FREIGHT TARIFF NO. 12, COLORADO)
P.U.C. NO. 6, ISSUED BY J. R. SMITH,)
CHIEF OF TARIFF BUREAU, 407 DENHAM)
BUILDING, DENVER 2, COLORADO)

CASE NO. 1585

June 19, 1956

S T A T E M E N T

By the Commission:

Under the provisions of Rule 18, paragraph C-(1)-(A), of the "Rules of Practice and Procedure" of the Commission, there were filed with the Commission on statutory notice schedules stating new rates, rules, regulations and charges advertised to become effective June 23, 1956, designated as set forth in "Appendix A," attached hereto and made a part hereof.

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

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

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

That an exception to the 15% increase in Sections 3 (Brick and Related Articles) and 7 (Farm Products) the increase will not apply on the traffic transported by James E. Ashton, d/b/a Ashton Truck Line. Similar provisions have been made for other carriers and by the addition of the carrier above to the exceptions, it will provide a reduction and a benefit to the shippers.

By the addition of Linton C. Austin, Melvin A. Chance and Joe F. Enright, d/b/a Boulder-Denver Truck Lines to the exception to ratings of the classification in Item 425 providing for the movement of

ice cream mix, sweetened condensed milk or sweet cream for use in making ice cream will amount to a reduction from a first class rating in less-than-truckload quantities to a third class rating as provided in the exception rating. Volume movements as provided in the classification is third class and no change will be involved for shipments on a quantity basis.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS, That:

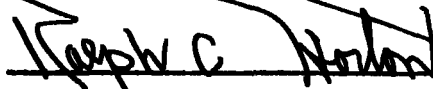
1. The statement, findings and "Appendix A," be, and the same are hereby made a part hereof.
2. This order shall become effective forthwith.
3. The rates, rules, regulations and provisions set forth in "Appendix A" shall on June 23, 1956, be the prescribed rates, rules, regulations and provisions of the Commission.
4. All private carriers by motor vehicle to the extent they are affected by the changes involved herein, shall publish, or cause to be published rates, rules, regulations and provisions which shall not be less than those herein prescribed for motor vehicle common carriers.
5. On and after June 23, 1956, the motor vehicle common carriers involved in the rates, rules, regulations and provisions set forth in "Appendix A" shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein set forth.
6. On and after June 23, 1956, all private carriers by motor vehicle, operating in competition with any motor vehicle common carrier affected by this order, shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Joseph C. Norton



Commissioners

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 19th day of June, 1956.

mem

APPENDIX "A"

Amendment No. 44, to Motor Truck Common Carriers' Association, Tariff No. 12, Colorado P.U.C. No. 6.

Exception: The increased rates provided for in Section No. 3 will not apply on traffic transported by James E. Ashton, d/b/a Ashton Truck Line.

Exception: The increased rates provided for in Section No. 7 will not apply on traffic transported by James E. Ashton, d/b/a Ashton Truck Line.

13th Revised Page No. 62, to Motor Truck Common Carriers' Association, Tariff No. 12, Colorado P.U.C. No. 6.

ITEM NO.	ARTICLE	CLASS RATING
425	<p>Ice cream mix, sweetened condensed milk, or sweet cream, for use in making ice cream, in milk shipping cans. Subject to the following conditions: shipper must furnish all refrigerant necessary to keep shipments in good condition; rates arrived at by use of this item include return of empty cans; the carrier will not furnish pick-up or delivery service at Denver, Colorado Springs or Pueblo, Colorado, in connection with rates arrived at by use of this item.</p> <p>*(Applies only via Linton C. Austin, Melvin A. Chance and Joe F. Enright, d/b/a Boulder-Denver Truck Lines.)</p> <p>* Addition to item</p>	3

original

(Decision N . 46035)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

COLORADO TRANSPORTATION COMPANY,
1730 Glenarm Place, Denver 2,
Colorado,

Complainant,

vs.

M. P. MASTERSON, doing business
as "Masterson Auto Service;"
CHECKER CAB CO.; J. R. BEARD,
doing business as "Beard Taxi
Company;" ARTHUR BAWDEN, doing
business as "Arthur Sightseeing
Service;" BURKE TAXICAB LINE,
INC.; and PIKE'S PEAK MOTOR
TOURS OF DENVER, INC.,

Respondents.

CASE NO. 5106
SUPPLEMENTAL ORDER

June 18, 1956

Appearances: Stockton, Linville and Lewis,
Esqs., by Truman A. Stock-
ton, Jr., Denver, Colorado,
for Complainant;
John R. Mueller, Esq., Denver,
Colorado, for Checker Cab
Company;
Worth Allen, Esq., Denver,
Colorado, for A-A Sightsee-
ing Tours; Pike's Peak Motor
Tours of Denver, Inc.;
Arthur Sightseeing Service;
Burke Taxicab Line, Inc.;
Thomas B. Masterson, Esq., Den-
ver, Colorado, for Masterson
Sightseeing Tours.

S T A T E M E N T

By the Commission:

By Decision No. 45866, of date May 29, 1956, the Commission
dismissed a petition or complaint of Colorado Transportation Company
for an order cancelling the right of respondents -- including Checker
Cab Company -- to operate any bus service in their motor carrier oper-

ations because of non-use and abandonment.

In said Decision No. 45866, there is incorporated on Pages 2 and 3 thereof, a statement as to the present authority of Checker Cab Company under PUC No. 78, as amended and defined in Decision No. 45865 of the same date in Case No. 5107.

Petition for Rehearing was filed by Checker Cab Company on June 7, 1956, on the ground that the present authority of said company was incorrectly and erroneously stated in Decision No. 45866.

The present authority of said company as then defined by the Commission was set forth in Decision No. 45865, supra, in the same words as it was set out in Decision No. 45866. Petition for Rehearing was duly filed in Case No. 5107, and on this date the Commission has entered a Supplemental Order substituting for the definition of the present authority of said company as erroneously set forth in Decision No. 45865, a new paragraph, setting forth the correct definition of the present authority of the company under paragraph 2 thereof as the same appears in both decisions referred to. The reasons for the error are fully set forth in the current decision in Case No. 5107, and need not here be re-stated.

In order that the definition of the present authority of this company may correspond, as set forth in the two decisions referred to, the amended paragraph 2 of the authority as substituted for said paragraph 2 in Decision No. 45865 should be substituted for paragraph 2 of the authority as set forth in the second paragraph on Page 3 of Decision No. 45866.

F I N D I N G S

THE COMMISSION FINDS:

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

That the error in Decision No. 45866, pointed out by Checker Cab Company in its Petition for Rehearing in Case No. 5106, can be cor-

rected by the substitution of one paragraph in the definition of the present authority of said company as set forth in said decision. A Supplemental Order should be entered authorizing such substitution, and the Petition for Rehearing denied.

O R D E R

THE COMMISSION ORDERS:

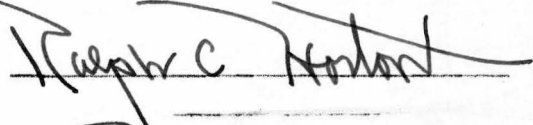
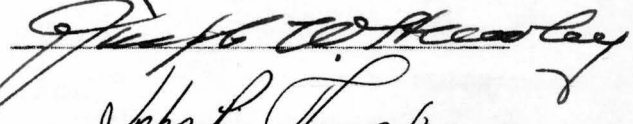
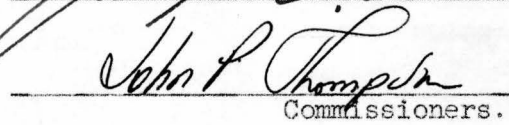
That Decision No. 45866, of date May 29, 1956, be, and is hereby, amended by the substitution for Paragraph 2 of the definition of the present authority of Checker Cab Company, being the second paragraph on Page 3 of said decision, of the following paragraph, to-wit:

"2. Authority to operate and engage in the business of operating taxicabs, motor cars, motor buses, and vehicles for the transportation of passengers and their personal baggage, from and between the City and County of Denver, Colorado, Estes Park, and to and from any and all counties, cities, towns, and points within said State of Colorado, in the nature of a special taxicab and bus service, with no branch office or agent in any other town or city than Denver, Colorado, for the purpose of developing business, excepting therefrom the right and authority to operate taxicabs (a taxicab being defined as a motor vehicle engaged in the bona fide taxicab business and having a rated seating capacity of not more than five passengers and driver), west of the line of separation between plains and mountain territory, as fixed by the Commission in Revised Case No. 1585, paragraph A-1."

That the Petition for Rehearing filed herein by Checker Cab Company be, and the same is hereby, denied.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of June, 1956.

mls

original

(Decision No. 46036)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

COLORADO TRANSPORTATION COMPANY,
1730 Glenarm Place, Denver 2,
Colorado,

Complainant,

vs.

CHECKER CAB COMPANY,
406 Seventeenth Street, Denver,
Colorado,

Defendant.

CASE NO. 5107
SUPPLEMENTAL ORDER

June 18, 1956

Appearances: Stockton, Linville and Lewis,
Esqs., by Truman A. Stock-
ton, Jr., Esq., Denver,
Colorado, for Complainant;
John F. Mueller, Esq., Denver,
Colorado, for Checker Cab
Company;
Barry and Hupp, Esqs., by John
R. Barry, Esq., Denver, Colo-
rado, for Denver-Colorado
Springs-Pueblo Motorway, Inc.,
Intervener;
Thomas B. Masterson, Esq., Den-
ver, Colorado, for Masterson
Auto Service.

S T A T E M E N T

By the Commission:

By Decision No. 45865, of date May 29, 1956, the Commission defined the present authority of Checker Cab Company under PUC No. 78. Petition for Rehearing was filed by said Company on June 7, 1956.

It is alleged in said Petition for Rehearing that the defi-
nition given in Decision No. 45865 of that part of this Company's
authority obtained under a former decision of this Commission (Deci-
sion No. 4320), is erroneous and incorrect, and that the Company was
awarded under this former decision the following authority, to-wit:

". . . to operate and engage in the business of operating taxicabs, motor cars, motor buses, and vehicles for the transportation of passengers and their personal baggage (in addition to the taxicab operations now being carried on by applicant) from and between the City and County of Denver, Colorado, Estes Park, and to and from any and all counties, cities, towns, and points within said State of Colorado, in the nature of a special taxicab and bus service."

A review of the record shows that Decision No. 4320 was based upon Application No. 1635; of the Colorado Cab Company, predecessor in interest of Checker Cab Company. In this Application No. 1635, the company seeks a certificate of public convenience and necessity authorizing the proposed operation in words and figures as above set forth. The Statement in Decision No. 4320, of date May 20, 1932, refers to the application as follows:

"Applicant seeks authority to operate a motor taxicab and bus business for the transportation of passengers and their personal baggage to and from the City and County of Denver from and to any and all other counties, cities, towns and points within the State of Colorado, in the nature of a special taxicab and bus service."

The Order in said Decision No. 4320 is somewhat confusing. The application was consolidated with other similar applications for the purpose of hearing. It was Ordered:

"That the public convenience and necessity require the proposed motor vehicle operations of applicants, . . . as heretofore outlined, in Application No. 1635 . . ."

This might indicate that the operation authorized was that outlined in the Statement preceding the Order, as above set forth, which does not correspond with the operation requested as set forth in the application itself.

However, Paragraph Fourth of the Order reads as follows:

"Fourth, all authority herein granted shall be limited to the specific authorization sought in each particular application as filed."

This would indicate that it was the intention of the Commission to grant the specific authority sought in the application itself,

rather than that recited in the Statement. This specific authority, sought in the application, is that which the company now claims is its present authority under this decision.

The Commission is of the opinion that the company should be given the benefit of the doubt, and that the present authority of the company should be defined as set forth in the Petition for Rehearing. This error can be remedied by Supplemental Order rather than by a rehearing.

F I N D I N G S

THE COMMISSION FINDS:

That Decision No. 45865, of date May 29, 1956, should be amended by substituting for Paragraph 2 of the definition of the present authority of Checker Cab Company, being the next to the last paragraph on Page 13 of said decision, the paragraph described in the following Order.

O R D E R

THE COMMISSION ORDERS:

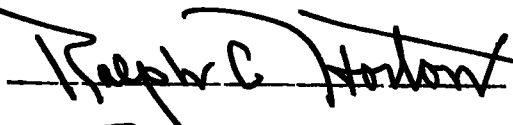
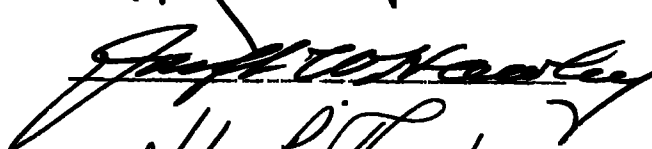

That Decision No. 45865, of date May 29, 1956, be, and is hereby, amended by the substitution for Paragraph 2 of the definition of the present authority of Checker Cab Company, being the next to the last paragraph on Page 13 of said decision, of the following paragraph, to-wit:

"2. Authority to operate and engage in the business of operating taxicabs, motor cars, motor buses, and vehicles for the transportation of passengers and their personal baggage, from and between the City and County of Denver, Colorado, Estes Park, and to and from any and all counties, cities, towns, and points within said State of Colorado, in the nature of a special taxicab and bus service, with no branch office or agent in any other town or city than Denver, Colorado, for the purpose of developing business, excepting therefrom the right and authority to operate taxicabs (a taxicab being defined as a motor vehicle engaged in the bona fide taxicab business and having a rated seating capacity of not more than five passengers and driver), west of the line of separation between plains and mountain territory, as fixed by the Commission in Revised Case No. 1585, paragraph A-1."

That the Petition for Rehearing filed herein by Checker
Cab Company be, and the same hereby is, denied.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM F. EGER, DOING BUSINESS AS)
"BILL EGER MOTOR COMPANY," 1290)
WEST ALAMEDA, DENVER, COLORADO.)
-----)

PERMIT NO. M-7921

June 25, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

William F. Eger, dba "Bill Eger Motor Company,"

requesting that Permit No. M-7921 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7921, heretofore issued to _____

William F. Eger, dba "Bill Eger Motor Company," _____ be,

and the same is hereby, declared cancelled effective June 4, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thomas

Commissioners

Dated at Denver, Colorado,

this 25th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

LEONARD O. M. LARSON, DOING BUSINESS)
AS "COLORADO EQUIPMENT COMPANY,")
6198 COLORADO BOULEVARD, DENVER,)
COLORADO.)
-----)

PERMIT NO. M-5904

June 25, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Leonard O. M. Larson, dba "Colorado Equipment Company,"
requesting that Permit No. M-5904 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5904, heretofore issued to _____
Leonard O. M. Larson, dba "Colorado Equipment Company" be,
and the same is hereby, declared cancelled effective June 17, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John H. W. Hargrave

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 25th day of June, 1956.

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

RE MOTOR VEHICLE OPERATIONS OF)

ORVILLE S. LAWLESS, 2320 SOUTH
HOOKER, DENVER 19, COLORADO.

PERMIT NO. M-7865

June 25, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Orville S. Lawless

requesting that Permit No. M-7865 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7865 , heretofore issued to

Orville S. Lawless

be,

and the same is hereby, declared cancelled effective June 18, 1956.

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

Replied C. Norton
 [Signature]
 Commissioner

Dated at Denver, Colorado,

this 25th day of June , 195 6.

mls

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

RE MOTOR VEHICLE OPERATIONS OF)
JOE STOECKER, VALENTINE, NEBRASKA.)

PERMIT NO. M-8884

June 25, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Joe Stoecker

requesting that Permit No. M-8884 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8884, heretofore issued to

Joe Stoecker

be,

and the same is hereby, declared cancelled effective June 18, 1956.

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

Ralph C. Horton

Commissioners

Dated at Denver, Colorado,

this 25th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LYNN C. KELLEY, 300 ARRAWANNA,)
FOUNTAIN, COLORADO.)

PUC NO. 3146-I

June 25, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Lynn C. Kelley, Fountain, Colorado, requesting that Certificate of Public Convenience and Necessity No. 3146-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate of Public Convenience and Necessity No. 3146-I, heretofore issued to Lynn C. Kelley, Fountain, Colorado, be, and the same is hereby, declared cancelled effective February 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 25th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LOUIS B. PHILLIPS, GENERAL DE-)
LIVERY, KREMMLING, COLORADO.)

APPLICATION NO. 13747-PP

June 25, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Louis B. Phillips, Kremmling, Colorado, requesting that his Class "B" permit, granted in Application No. 13747-PP, Decision No. 44802, under date of October 27, 1955, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Class "B" permit, granted Louis B. Phillips, Kremmling, Colorado, in the above-numbered application, Decision No. 44802, under date of October 27, 1955, be, and the same hereby is, declared cancelled, effective June 18, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 25th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOE AND JESS RODRIGUEZ, DOING)
BUSINESS AS "RODRIGUEZ TRUCKING)
SERVICE," 2607 EAST 7TH STREET,)
PUEBLO, COLORADO.)

APPLICATION NO. 13112-PP

June 25, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Joe and Jess Rodriguez, doing business as "Rodriguez Trucking Service," Pueblo, Colorado, requesting that their Class "B" permit, granted in Application No. 13112-PP, Decision No. 43496, under date of October 26, 1954, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Class "B" permit, granted Joe and Jess Rodriguez, doing business as "Rodriguez Trucking Service," Pueblo, Colorado, in the above-numbered application, Decision No. 43496, under date of October 26, 1954, be, and the same hereby is, declared cancelled, effective June 20, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John H. H. H. H.

John P. Thompson

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE VARIOUS CHANGES IN RATES, RULES)
AND REGULATIONS IN THE MOTOR TRUCK)
COMMON CARRIERS' ASSOCIATION, AGENT,)
FREIGHT TARIFF NO. 12, COLORADO)
P.U.C. NO. 6, ISSUED BY J. R. SMITH,)
CHIEF OF TARIFF BUREAU, 407 DENHAM)
BUILDING, DENVER 2, COLORADO.)

CASE NO. 1585

June 21, 1956

S T A T E M E N T

By the Commission:

Under the provisions of Rule 18, paragraph C-(1)-(A), of the "Rules of Practice and Procedure" of the Commission, there were filed with the Commission on statutory notice schedules stating new rates, rules, regulations and charges advertised to become effective July 1, 1956, designated as set forth in "Appendix A," attached hereto and made a part hereof.

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

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

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

That the addition of Boulder Truck Service, Inc., to the exceptions to Item No. 400 (Exceptions to Ratings of The Classification) on various grocery items rated fourth class for the item will not apply via or in connection with its lines. By this addition, it will clarify the determination of charges in that the carrier is an irregular route carrier and is required to charge 20% above line haul carriers when in competition with them.

That Robert E. Gilbert, d/b/a Gilbert Truck Line and Lennart Wallden, d/b/a Hill Top-Denver Truck Line have cancelled their separate commodity items for the transportation of milk in shipping cans and provided a joint item showing rates for the movements in shipping cans and providing a new service in bulk in tank vehicles.

By the provisions of this new item adjustments have been made whereby movements formerly transported via Hill Top-Denver Truck Line have been changed from a charge per can to a 100 pound basis and resulting in approximately a 50% increase in the charges. The last increase for this carrier was effective June 16, 1952 under Decision No. 38594.

For the transportation via Gilbert Truck Lines, the present basis for charges is in cents per 100 pounds with rates on the following basis:

1. 45 cents per 100 pounds applicable to shipments of 300 pounds or more but less than 1,000 pounds on a daily average for a semi-monthly period.
2. 55 cents per 100 pounds applicable to shipments of less than 300 pounds on a daily average for a semi-monthly period.
3. 35 cents per 100 pounds applicable to shipments of 1,000 pounds or more on a daily average for a semi-monthly period.

Under the new basis the division of weights has been changed to the following:

1. 55 cents per 100 pounds applicable to shipments of less than 500 pounds on the average daily pick-up during any semi-monthly period.
2. 50 cents per 100 pounds applicable on 500 pounds or more but less than 1,000 pounds on the average daily pick-up during any semi-monthly period.
3. 45 cents per 100 pounds applicable on 1,000 pounds or more on the average daily pick-up during any semi-monthly period.

The above quoted rates are cited from a portion of the rates involved for the purpose of showing the differences in the computation of the charges. The weight required for each respective rate has been changed with increase in certain rate brackets. For shippers tendering shipments daily averages less than 500 pounds but more than 300 pounds approximately

a 22% increase will ensue; the shippers with daily averages of less than 300 pounds no change is made; shippers with daily averages of 500 pounds or more but less than 1,000 pounds an 11% increase will be effected; and for shippers with daily averages over 1,000 pounds an increase of 28½% will be effected. The above rates involve milk in shipping cans. The last increase for Gilbert Truck Line was effected in April, 1951, with minor changes in 1952.

For the transportation of milk in bulk in tank vehicles, the rates and service are completely new and are apparently in line with the charges for milk in shipping cans. The Rate Department of the Commission sent appropriate notices to the shippers of the changes involved via these two carriers, and it is assumed that they are in agreement and satisfied as no protests have been received.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS, That:

1. The statement, findings and "Appendix A," be, and the same are hereby made a part hereof.
2. This order shall become effective forthwith.
3. The rates, rules, regulations and provisions set forth in "Appendix A" shall on July 1, 1956, be the prescribed rates, rules, regulations and provisions of the Commission.
4. All private carriers by motor vehicle to the extent they are affected by the changes involved herein, shall publish, or cause to be published rates, rules, regulations and provisions which shall not be less than those herein prescribed for motor vehicle common carriers.

5. On and after July 1, 1956, the motor vehicle common carriers involved in the rates, rules, regulations and provisions set forth in "Appendix A" shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein set forth.

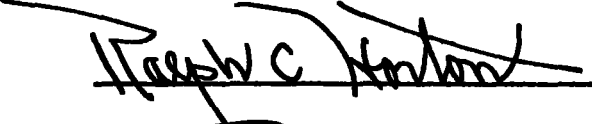

6. On and after July 1, 1956, all private carriers by motor vehicle, operating in competition with any motor vehicle common carrier affected by this order, shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 21st day of June, 1956.

mem

APPENDIX "A"

14th Revised Page No. 61, The Motor Truck Common Carriers' Association,
Local and Joint Freight Tariff No. 12, Colorado P.U.C. No. 6.

To add Boulder Truck Service, Inc. to Item No. 400 that the
provisions of this item will not apply via or in connection with its line.

6th Revised Page No. 213, The Motor Truck Common Carriers' Association,
Local and Joint Freight Tariff No. 12, Colorado P.U.C. No. 6.

ITEM NO.	COMMODITY			FROM	TO		
3230	Milk, in cans or in bulk, in tank vehicles			Points in authorized territory of Robert E. Gilbert, d/b/a Gilbert Truck Line and Lennart Wallden, d/b/a Hill Top- Denver Truck Line			Denver, Colorado
	From	IN MILK SHIPPING CANS			IN BULK IN TANK VEHICLES		
	Zone No. (See Note 2)	Less than 500 Lbs. (See Note 1)	500 Lbs. or more, but less than 1,000 Lbs. (See Note 1)	1,000 Lbs. or more (See note 1)	Less than 850 Lbs. (See Note 1)	850 Lbs. or more, but less than 2,000 Lbs. (See Note 1)	2,000 Lbs. or more (See note 1)
1	45	40	35	37	32	30	
2	50	45	40	39	34	32	
3	55	50	45	43	38	36	
4	60	55	50	46	41	39	
<p>Note 1: Rates are in cents per 100 pounds of milk and apply on the average daily pick-up during any semi-monthly period.</p> <p>Note 2:</p> <p>Zone 1: Rates apply from all points within a radius of three miles of Hill Top, Colorado;</p> <p>Zone 2: Rates apply from all other authorized territory west of Running Creek;</p> <p>Zone 3: Rates apply from all authorized territory east of Running Creek and west of a line drawn north and south through Kiowa, Colorado;</p> <p>Zone 4: Rates apply from all authorized territory east of a line drawn north and south through Kiowa, Colorado.</p> <p>Subject to a minimum charge of \$1.00 per day per shipper.</p> <p>In the event it is necessary for the carrier or his agent to open and pass through a gate or gates in going to and from the point of pick-up, the shipper will be charged an additional five cents per 100 pounds for each gate.</p> <p>Rates include return of empty cans.</p>							

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF }
CHARLES RICHIE, ROUTE 2, }
BRIGHTON, COLORADO. }

PERMIT NO. B-4197

June 27, 1956

S T A T E M E N T

By the Commission:

On June 19, 1956, the Commission authorized Charles Richie, Brighton, Colorado, to suspend operations under his Permit No. B-4197 until September 16, 1956.

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

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Permit No. B-4197 should be, and the same hereby is, reinstated as of June 18, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hartman

[Signature]

[Signature]
Commissioners.

Dated at Denver, Colorado,
this 27th day of June, 1956.

mls

original

(Decision No. 46046)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) CECIL R. MONGER, MACK, COLORADO,) FOR AUTHORITY TO TRANSFER INTER-) STATE OPERATING RIGHTS TO HAROLD) ERNST, BOX 308, DOVE CREEK, COLO-) RADO.) -----)	<u>PERMIT NO. B-4534-I-Transfer</u>
--	-------------------------------------

RE MOTOR VEHICLE OPERATIONS OF) HAROLD ERNST, BOX 308 DOVE) CREEK, COLORADO.) -----)	<u>PERMIT NO. B-4648</u>
---	--------------------------

June 22, 1956

S T A T E M E N T

By the Commission:

Heretofore, Cecil R. Monger, Mack, Colorado, was authorized, subject to the provisions of the Federal Motor Carrier Act of 1935, to operate as a private carrier by motor vehicle for hire, in interstate commerce, and Permit No. B-4534-I issued to him.

Said permit-holder now seeks authority to transfer said operating rights to Harold Ernst, Dove Creek, Colorado, and transferee requests that in the event said transfer is authorized, said operating rights be consolidated with Permit No. B-4648, presently owned and operated by him.

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

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

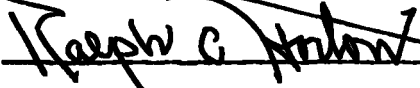
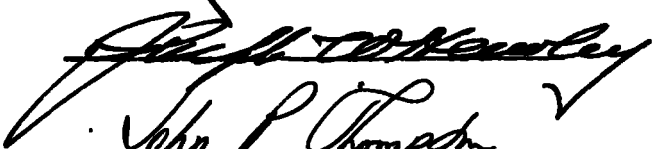
That Cecil R. Monger, Mack, Colorado, should be, and

he hereby is, authorized to transfer all his right, title and interest in and to Permit No. B-4534-I to Harold Ernst, Dove Creek, Colorado, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That operating rights herein authorized to be transferred shall be consolidated with, become a part of, and be operated under Permit No. B-4648, said operating rights herein authorized to be transferred to be hereafter known as "Permit No. B-4648-I," the permit number "B-4534-I" being hereby cancelled.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
GEORGE VINCENT, BOX 104, DEER-)
TRAIL, COLORADO.) APPLICATION NO. 12867-PP
- - - - -)

- - - - -
June 26, 1956
- - - - -

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from George Vincent, requesting that his Class "B" permit, granted in Application No. 12867-PP, Decision No. 42598, under date of May 6, 1954, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

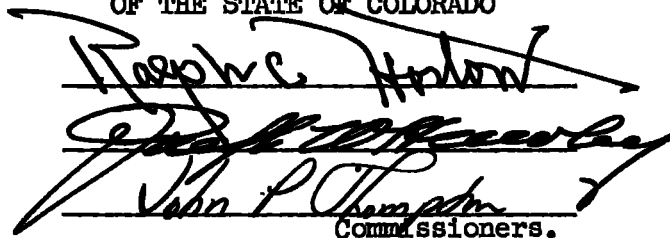
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Class "B" permit, granted George Vincent in the above-numbered application, Decision No. 42598, under date of May 6, 1954, be, and the same hereby is, declared cancelled, effective June 21, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 26th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
OSCAR L. BARBER, BOX 164, WILMORE,) PUC NO. 2307-I
KANSAS.)
-----)

June 26, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Oscar L. Barber, requesting that Certificate of Public Convenience and Necessity No. 2307-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

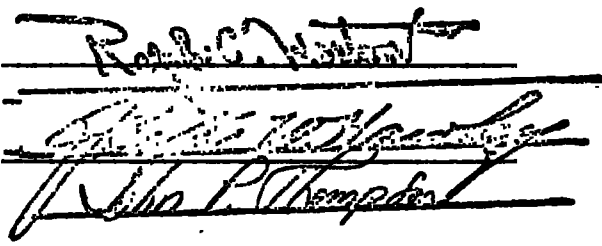
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. PUC-2307-I, heretofore issued to Oscar L. Barber, be, and the same is hereby, declared cancelled effective June 10, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 26th day of June, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN J. WEISBECK, 2404 BLUFF STREET,)
BOULDER, COLORADO.)
_____)

PERMIT NO. M-5129.

June 26, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
John J. Weisbeck,
_____ requesting that Permit No. M-5129 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5129, heretofore issued to _____
John J. Weisbeck, _____ be,
and the same is hereby, declared cancelled effective June 9, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Reuben C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 26th day of June, 195 6.

ea

original

(Decision No. 46050)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE PIKES PEAK AUTOMOBILE COMPANY,)
A CORPORATION, 103 EAST PIKES PEAK)
AVENUE, COLORADO SPRINGS, COLORADO,)
FOR AN INTERPRETATION AND CLARIFI-)
CATION OF THE CONDITIONS UNDER WHICH)
IT MAY TRANSPORT PASSENGERS TO AND)
FROM THE COLORADO SPRINGS MUNICIPAL)
AIRPORT; AND IN THE ALTERNATIVE RE-)
QUESTING THAT IT BE RELIEVED FROM)
CERTAIN CONDITIONS CONTAINED IN PRIOR)
DECISIONS OF THE COMMISSION; AND IN)
THE SECOND ALTERNATIVE REQUESTING)
A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO CARRY PASSENGERS)
TO AND FROM THE COLORADO SPRINGS)
MUNICIPAL AIRPORT.)
-----)

APPLICATION NO. 14268-Extension

June 22, 1956

Appearances: Ben S. Wendelken, Esq.,
Colorado Springs, Colo-
rado, for Applicant;
Marion F. Jones, Esq.,
Denver, Colorado, and
Alvin J. Meiklejohn, Jr. Esq.,
Denver, Colorado, for
Air Lines Cab Service;
Horn and Anderson, Esqs.,
Colorado Springs, Colorado,
for Colorado Springs
Transit Company.

S T A T E M E N T

By the Commission:

Applicant is a Colorado corporation holding a certifi-
cate of public convenience and necessity (PUC No. 116), to
transport passengers for hire by auto livery service between all
points in the Pikes Peak Sightseeing Region, and from and to
said points to and from other points in the State of Colorado,
all as authorized in Decisions Nos. 15523, 17012 and 32399 of
this Commission.

For many years, applicant engaged in such auto livery business, and since June 13, 1940, has been continuously engaged in transporting passengers between, from and to points within the said region to and from other points within the State of Colorado, including the Colorado Springs Municipal Airport, approximately six and one-half miles beyond the city limits of Colorado Springs.

Said airport is municipally-owned, but prior to March 1, 1956, there had been no contract between the City of Colorado Springs and any transportation agency for the transportation of passengers to and from the airport from and to points in Colorado Springs. In addition to the service of applicant under its auto livery authority, one James F. Donahue, doing business as "Air Lines Cab Service," has performed similar service under authority of PUC No. 1305, on an unofficial basis without contract or authority from the city.

The city had never asked for bids for the performance of such service until November, 1955. The airport was and is under the management of the City Manager, and used by Braniff International Airways and Continental Air Lines, Inc. Because of the growth of the city, the City Council felt that it had the obligation to regulate transportation service to and from the airport, which the city considered a city concession, and to obtain some revenue from this transportation service. It therefore decided upon advertising for competitive bids. Notice issued that sealed bids would be received at the office of the City Manager up to January 5, 1956, for the privilege of furnishing limousine service between the airport (Peterson Field) and the City of Colorado Springs and vicinity, on an annual revocable basis, with option of renewal. The service was to be scheduled to accommodate passengers of all incoming and outgoing commercial airline flights scheduled at the air field. In the event of

emergencies, such as the arrival of non-scheduled flights, the airlines might require any necessary additional service. Conditions of service were outlined, including the furnishing of public liability insurance, a performance bond; etc., and the rates were to be charged in accordance with the rates filed with and approved by the Commission.

Tariffs for auto livery service had been theretofore filed by applicant and upon receipt of above notice for bids, applicant filed with the Commission an application to amend its tariffs pertaining to service to and from the airport on less than thirty day's notice. By Decision No. 13988, of date December 5, 1955, applicant was authorized to make effective amended tariffs for its auto livery service to and from the airport, said tariffs being identical with those of Air Lines Cab Service.

Bids for the proposed authorized service were made by applicant and by Air Lines Cab Service. Applicant bid \$1,500 per annum for the concession, and Air Lines Cab Service bid \$300. The bid of applicant was accepted, contract executed on February 29, 1956, and service instituted by applicant under the contract on March 1, 1956.

The instant application was filed on February 7, 1956, reciting the history above outlined up to the date of the acceptance of applicant's bid, and stating that at that time the question had been raised and objection made as to the authority of applicant to furnish the proposed service. Applicant seeks an order:

"1. Construing and interpreting the authority of applicant insofar as it relates to transportation of passengers to and from the Colorado Springs Airport under the prior orders and decisions of this Commission and holding that petitioner has the authority to transport passengers to and from said Airport, from and to all points within the State of Colorado and at the rates authorized to be made effective by order of this Commission entered December 5th, 1955, and free from limitations as to six passengers per car set forth

in said decision No. 17012 but eliminated in the tariffs authorized to be made effective December 5th, 1955, by said Authority No. 13988.

"2. In the alternative and in event the Commission cannot or does not enter such an order as is requested in 1. above, then for an order exempting applicant in the transportation of passengers to and from the Colorado Springs Airport, from the restrictions and limitations as to rates and number of passengers contained in said Decision No. 17012 and authorizing applicant to transport passengers to and from the Colorado Springs Airport from and to all points within the State of Colorado at the rates authorized to be made effective by the Commission's Authority of December 5, 1955, No. 13988, and without limitation as to the number of passengers per vehicle and in such type of car or motor vehicle as the needs of the public may reasonably require.

"3. In the alternative and only in event that the Commission does not or cannot enter the order requested in 1. or 2. above, then that an order be entered granting the applicant a certificate of Public Convenience and Necessity to transport passengers for hire from the Colorado Springs Municipal Airport to all points in the State of Colorado and from all points in the State of Colorado to the Colorado Springs Municipal Airport in such type of motor vehicle as the needs of the public may reasonably require."

The application was set for hearing at the Court House in Colorado Springs, Colorado, with due notice to all interested parties, for April 12, 1956, where the matter was heard and taken under advisement.

Applicant and protestant were granted twenty days time in which to file their respective "Statements of Position," which have been filed and carefully considered by the Commission.

John Biery, City Manager of Colorado Springs, testified as to the facts stated in the early portion of this decision, and identified a certified copy of the notice as to sealed bids (Exhibit No. 1), and a certified copy of the executed contract (Exhibit No. 2).

He further stated that an additional reason for the decision of the City Council to advertise for bids was the fact that complaints had been received by members of the City Council relative to the inadequate service offered by Air Lines Cab

Service to and from the airport. Since March 1, 1956, no complaints have been received as to the operations of applicant.

Allen L. White, City Sales Manager of Continental, stated that his duties were related to promotional and publicity activities, and he came into constant contact with passengers of Continental -- both leaving and landing at the airport -- and his duty subsequent to March 1, 1956, had been to see that these passengers were furnished with adequate transportation to and from the airport. Continental had been dissatisfied with the service of Air Lines Cab Service due to complaints from passengers and operational employees, and did not feel that such service was adequate. Witness had handled three or four such complaints per month, largely based on insufficient cars in service or lack of any cars available on arrival of scheduled air passengers. No complaints had been received relative to applicant's service since March 1, 1956. Continental is moving an average of 1200 passengers per month, emplaning or deplaning at the airport, and public convenience and necessity require the service offered by applicant.

Stewart Wandell, Airport Manager since 1936, with the exception of the time spent in Military Service, testified that Continental has 14 scheduled flights, and Braniff, 7 scheduled flights per day. Prior to March 1st, the service of Air Lines Cab Service was not entirely satisfactory, complaints being received from passengers of both airlines. These complaints were reported by witness to Air Lines Cab Service, and sometimes situations were corrected and sometimes not. No complaints were received after that date as to the service of applicant.

Gunnar Alenius, Vice-President of applicant corporation, corroborated Witness Biery as to the negotiations up to the date of the contract. He referred to the Description of Equipment filed with the Commission, showing in operation five 1947 ten-passenger Cadillac sedans, one 1946 Plymouth two-door, five-passenger sedan, and one 1946 twenty-two-passenger Chevrolet

bus. The operations of the company have been carried on by the use of this equipment, and recently the company has been experimenting with eight-passenger Volkswagons, costing approximately \$3,200 each, which are classified as limousines.

Several witnesses were called by protestants. Colonel Bryan L. Davis, District Sales Agent of Braniff, stated his company emplanes and deplanes approximately 10,600 passengers per annum at the airport, and has seven scheduled flights per day. One of his duties is to obtain proper transportation for passengers to the airport. The service of Air Lines Cab Service prior to March 1, 1956, had been "not too unsatisfactory." Complaints had been registered occasionally, and sometimes Air Lines Cab Service would cooperate in settling the complaints, and sometimes not.

Frank Klinebell and James F. Finn, both employed by Alexander Film Company, and Elizabeth Hylbloom, a housewife, had used Air Line service and found same satisfactory.

James F. Donahue, owner of PUC No. 1305, testified that he had been operating in the area for the past twenty years, and had invested more than \$10,000 in his business. His terminal is at his home. In February, 1955, he operated four cars but the number had been reduced to two in February, 1956, prior to applicant's contract. One or more cars met every scheduled air line flight. Complaints were sometimes received, and always carefully investigated. Prior to March 1st, he used three drivers, but now he and his wife do all the driving, as revenue has declined and the operations of applicant have "practically put me out of business."

Dorothy Donahue, wife of the previous witness, and his bookkeeper, testified as to the revenue received prior to March 1, 1956, as follows:

	1953 -	\$1,617.09
	1954 -	1,283.40
	1955 -	1,824.79
Jan. & Feb.	1956 -	483.40

The number of passengers carried to and from the airport were as follows:

Feb. 1953	- 1,060
Feb. 1954	- 1,186
Feb. 1955	- 1,216
Mar. 1953	- 1,026
Mar. 1954	- 998
Mar. 1955	- 1,253
Mar. 1956	- 375

Applicant maintains that it has full authority to transport passengers to and from the airport under PUC No. 116. The original certificate was issued by Decision No. 1165, and authorized the transportation of passengers from Colorado Springs to various scenic attractions in the Pikes Peak Region, limited to round-trip operations, one-way transportation prohibited, and quantity of equipment limited to 12 cars. The certificate was on a temporary basis for one year only, but was made permanent by Decision No. 1694.

By Decision No. 15523, the Commission authorized the operation by applicant of an auto livery service between all points in the Pikes Peak Sightseeing Region, and from and to said points to and from other points in the State of Colorado, subject to the following restrictions:

(a) Cars used to be of the same type used in applicant's sightseeing business. Applicant limited to the use in said service of the number of cars he was entitled to use under his sightseeing certificate (12 cars). In other words, no additional equipment might be used for such auto livery service. Only five passengers might be carried in one car on all trips of ten one-way miles or under.

(b) Rates fixed for all trips, both over and under ten one-way miles, all rates based upon round-trip mileage plus waiting time.

(c) Service not to be advertised outside El Paso County.

By Decision No. 16561, the prohibition of one-way transportation was removed so far as it relates to transportation of passengers from and to Colorado Springs to and from the summit of Pikes Peak, when such operations are conducted under tariffs provided for diverse routings with the Manitou and Pikes Peak

Railway Company.

By Decision No. 17012, the restrictions were eliminated so far as taxi operations within the corporate limits of the Town of Manitou are concerned; new minimum rates prescribed for trips of over and under ten one-way miles based on round-trip mileage, plus waiting time. The number of passengers permitted to be carried was increased from five to six, the base fare of the round-trip currently in effect to be charged on any transportation competitive with scheduled motor vehicle carriers.

By Decision No. 32399, applicant acquired PUC No. 140, authorizing transportation of passengers from Colorado Springs, Manitou, Cascade, and Green Mountain Falls to the scenic attractions in the Pikes Peak Region, limited to round-trip operations and permitting no one-way transportation to any points in the region; quantity of equipment limited to 16 cars; transportation of passengers from Manitou to scenic points limited to round-trip operations, and the use of one automobile; and auto livery service, state-wide, with the same restrictions as contained in Decision No. 15523.

By Decision No. 42077, applicant was authorized to substitute four 21-passenger Flexible buses for certain of its authorized equipment used in sightseeing business.

- - - - -

Under paragraph (1) of the instant application, an order is sought construing and interpreting the authority of applicant relative to the transportation of passengers to and from the Colorado Springs Municipal Airport, and holding that it has authority under its auto livery rights to transport such passengers at the rates made effective by Commission order of December 5, 1955, free from limitation as to six passengers per car.

The Commission is satisfied from the evidence and from the record that applicant has authority under Decisions Nos. 15523 and 32399 to transport passengers to and from any point in the State of Colorado from and to the Municipal Airport at Colorado Springs. However, this transportation is subject to the limitations and restrictions contained in the decisions authorizing the service. We cannot, by construing or interpreting an authority, overlook and disregard specific restrictions in the authority. Nor can we hold that the filing of an amended tariff, without reference to the limitation of six passengers per car, even though the Commission has permitted such tariff to become effective, can eliminate such a specific restriction in the authority. The method of eliminating such restrictions is well established. The filing of an application for such elimination, hearing and decision thereon, is available at all times. This applicant has recognized this theory of regulation by filing application and obtaining the order in Decision No. 16561, supra, removing the prohibition of one-way transportation in certain operations; Decision No. 17012, eliminating the restriction so far as taxi operations in Manitou are concerned; and Decision No. 42077, permitting the substitution of buses for certain of its authorized equipment used in sightseeing business. The Commission has never before been asked to eliminate plain and specific restrictions by an interpretation of an authority containing such restrictions. We believe applicant has recognized this fact by requesting as an alternative in Paragraph (2) of the instant application an order exempting applicant from such restrictions and limitations.

Under paragraph (3) of the instant application, applicant seeks as an alternative an order granting a certificate of public convenience and necessity to transport passengers to and from the Airport from and to all points in Colorado, in any type

of motor vehicle the needs of the public may require. A careful review of the evidence does not disclose any proof in support of an application for state-wide service. Moreover, Rule 12 (d) of the Rules of Practice and Procedure before the Commission, 1955, reads as follows:

"Proof Necessary for Certificate of Public Convenience and Necessity. Applicants for authority to operate as a Common Carrier must prove by witnesses (including shippers or passengers), sworn and examined at the hearing that public convenience and necessity requires such operation, and make such other proof as is required. The responsibility of making the proof required by law is on the applicant."

No passenger witnesses were sworn and examined at the hearing, and this fact, coupled with failure to prove need for state-wide service to and from the Airport, must result in the denial of the application for new authority.

This brings us to Paragraph (2) of the instant application, seeking as an alternative an order exempting applicant from the limitations and restrictions contained in the decisions authorizing the auto livery service. We are of the opinion, from the evidence, that the service to and from the Airport offered by Air Lines Cab Service prior to March 1, 1956, was inadequate. Complaints were made by passengers and by the operational personnel of the Air Lines to the effect that equipment was not available at all times, and delays were often incurred before the arrival of equipment when requested. The two air lines handle an ever-increasing load as Colorado Springs expands, and it is apparent that these passengers cannot be adequately served with the present equipment and personnel of Cab Service. This company has never offered bus service in this transportation, although not limited as to the type of equipment in its certificate, and Cab Service is not equipped, according to its equipment list on file with the Commission to adequately handle any group of any size that may arrive at any time by the air lines.

Paragraph (2) of the application is based upon Rule 6 (a) of the Rules and Regulations Governing Common Carriers by Motor Vehicle adopted by the Commission, which reads as follows:

"No common carrier by motor vehicle shall extend or in any manner enlarge, diminish, change, alter, or vary the territory, route or routes, or the service authorized by his certificate, or serve any points or transport any commodities not included therein, unless and until such common carrier has made application to the Commission and the Commission has authorized the same."

We have held that applicant has present authority to serve the Colorado Springs Airport from any other point in the State, so the question remains as to what, if any, restrictions should apply to the operation. Applicant is required to provide for the accommodation of passengers of all incoming and outgoing commercial air line flights, no matter what the size of the group may be, and regardless of the fact that notice has or has not been received from passengers of any flight requesting the service. In emergencies such as the arrival of non-scheduled flights, additional service must be furnished. No matter what kind of equipment is used, the city is indemnified against all liability and the passengers protected by public liability insurance. The substitution of buses for presently authorized equipment will not change in any way the present competitive situation, and will only serve to provide the air line passengers and the City of Colorado Springs with adequate service. In furnishing bus service elsewhere under similar circumstances, the operators use buses such as are proposed by applicant. The Volkswagon now in temporary use by applicant may be the answer. If not, applicant should be authorized to use that type of vehicle that the needs of the public require. It is qualified financially and by experience to provide the service required by the City Council and residents of Colorado Springs and the traveling public, and should be authorized to do so.

The Commission will not attempt to pass upon the legality of the contract between applicant and the City Council of Colorado Springs, or any of the provisions thereof.

F I N D I N G S

THE COMMISSION FINDS:

That the above and foregoing Statement should be made a part hereof by reference.

That in its passenger service to and from the Colorado Springs Municipal Airport from and to other points in the state, applicant should be exempt from the restrictions and limitations contained in Decisions Nos. 15523, 17012 and 32399 of this Commission.

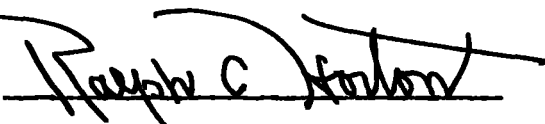
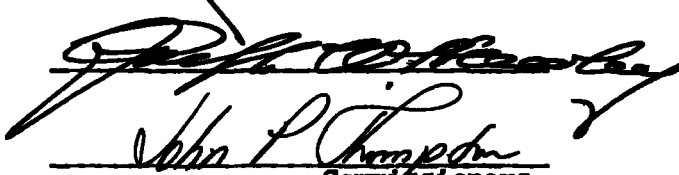
O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require, and will require, that The Pikes Peak Automobile Company, a corporation, applicant herein, in its passenger operations to and from the Colorado Springs Airport, Colorado Springs, Colorado, from and to other points in the State of Colorado, be, and is hereby, exempted from the restrictions and limitations contained in Decisions Nos. 15523, 17012 and 32399 of this Commission, and this Order shall be taken, deemed and considered as a certificate of public convenience and necessity to conduct the operation referred to, without being bound by such restrictions and limitations.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

ea

(Decision No. 46051)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LAWRENCE A. KRANTWASHL, 236 NORTH)
FIRST STREET, GRAND JUNCTION, COLO-)
RADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)
-----)

APPLICATION NO. 13667-PP
SUPPLEMENTAL ORDER

June 22, 1956

S T A T E M E N T

By the Commission:

On October 17, 1955, the Commission entered its Decision No. 44740 in the above-styled application, granting to applicant herein a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of:

"sand, gravel, asphalt, dirt, culverts, and steel, for road, street, and building construction, over all streets, roads, and highways within a radius of 65 miles of Grand Junction, Colorado, for a limited number of customers, viz.: Corn Construction Company, Whitewater Sand and Gravel Company, and Charles Hilton, Grand Junction, Colorado."

The Commission is now in receipt of a communication from said Lawrence Krantwashl, requesting that authority to transport culverts and steel be eliminated from said operating rights.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted, and operating rights granted applicant herein by Decision No. 44740 restricted, as so requested.

O R D E R

THE COMMISSION ORDERS:

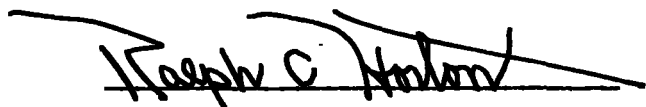
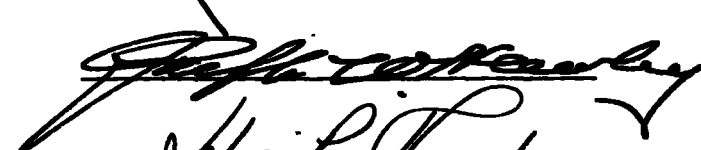
That operating rights granted Lawrence A. Krantwashl, Grand Junction, Colorado, by Decision No. 44740, of date October 17, 1955,

in Application No. 13667-PP, should be, and the same hereby are, restricted, by eliminating therefrom the right to transport culverts and steel, so that said operating rights, as amended and restricted as requested by applicant herein, shall be as follows:

"Transportation of sand, gravel, asphalt, and dirt, for road, street, and building construction, over all streets, roads and highways within a radius of 65 miles of Grand Junction, Colorado, for a limited number of customers, viz.: Corn Construction Company, Whitewater Sand and Gravel Company, and Charles Hilton, Grand Junction, Colorado."

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

ca

original

(Decision No. 46052)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
R. B. MC CULLAR, INC., DOING BUSI-
NESS AS "B C B WATER SERVICE," BOX
169, FORT MORGAN, COLORADO, FOR A
CLASS "B" PERMIT TO OPERATE AS A
PRIVATE CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 14424-PP

June 22, 1956

Appearances: R. B. McCullar, Fort
Morgan, Colorado,
pro se;
John R. Barry, Esq.,
Denver, Colorado, for
Basin Truck Line;
Marion F. Jones, Esq.,
Denver, Colorado, and
A. J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for
R. B. "Dick" Wilson,
Melton Transport, Collett
Tank Lines, Ward Transport;
Earl Harris, Walden, Colo-
rado, for North Park
Transportation Company.

S T A T E M E N T

By the Commission:

On April 24, 1956, applicant herein filed application for a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of drilling mud, crude oil, and water, from one location to another location, within a radius of fifty miles of such locations, all for oil-drilling purposes, within the State of Colorado.

Said application was regularly set for hearing, and heard, at the District Court Room, Fort Morgan, Colorado, June 7, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, applicant asked to amend his appli-
cation, restricting authority, if granted, as follows:

"transportation of waste drilling mud, crude oil, and oil emulsion and water, from one location to another location, within a radius of fifty miles of such locations, all for oil-drilling purposes, within the State of Colorado,"

and that this permit, if granted, will not be transferable.

Amendment to the application was permitted, and protestants, represented by John R. Barry, A. J. Meiklejohn, and Earl Harris, withdrew protests to the granting of said application, as amended.

The evidence disclosed that applicant is presently operating four tractors, fourteen bob-tail trucks, has a net worth of \$90,000, and is well qualified by experience to carry on the proposed operation.

Thornton G. Ashbrook, who represents a new drilling company with headquarters in Fort Morgan, Colorado, stated that applicant is presently taking care of his needs, and that he will need applicant's services in his drilling operations in the future. He therefore appeared in support of the instant application.

In view of the withdrawal of protests, it would therefore appear that applicant's proposed service is needed by drilling companies in and around Fort Morgan, Colorado, who may be drilling in other portions of the State of Colorado, and that application, as so amended, should be granted.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS:

That R. B. McCullar, Inc., doing business as "B C B Water Service," Fort Morgan, Colorado, should be, and hereby is,

authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of waste drilling mud, crude oil, and oil emulsion and water, from one location to another location, within a radius of fifty miles of such locations, all for oil-drilling purposes, within the State of Colorado, and said permit is not transferable.

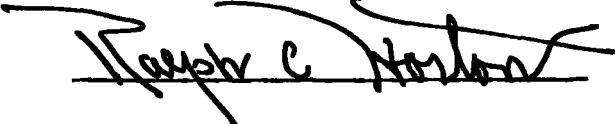

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

ea

original

(Decision No. 46053)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) GERALDINE DICK, DOING BUSINESS AS) "DICK TRUCK LINE," CROOK, COLORADO,) FOR AUTHORITY TO LEASE PUC NO. 818) TO HARVEY NELSON, CROOK, COLORADO.) -----)	APPLICATION NO. 14432-Lease
--	-----------------------------

June 22, 1956

Appearances: Geraldine Dick, Crook,
Colorado, pro se;
Harvey Nelson, Crook,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, Geraldine Dick, doing business as "Dick Truck Line," Crook, Colorado, seeks authority to lease PUC No. 818 to Harvey Nelson, Crook, Colorado, said PUC No. 818 being the right to operate as a common carrier by motor vehicle for hire, for the transportation of:

general freight, including livestock, from point to point within a radius of 15 miles of Crook, Colorado; livestock from and to all points in said area, to and from points within the area bounded by the Colorado-Wyoming State Line on the north, U. S. Highway No. 36 on the south, the Colorado-Kansas State Line on the east, and U. S. Highway No. 285 on the west; farm products from farms in said 15-mile radius of Crook, to Sterling or Denver, with back-haul of livestock, coal, and an occasional shipment of farm machinery, only, from Denver to points in said area; provided that for the transportation of all freight other than household goods, livestock and farm products from farm to market, between points served by scheduled motor vehicle or railroad common carrier service, applicant shall charge rates which in all cases shall be at least twenty per cent in excess of those charged by scheduled carriers, and his rates for transportation of household goods shall not be less than those provided by tariff of the Colorado Transfer and Warehousemen's Association on file with the Commission; transportation of commodities, generally, on call and demand, between points within a 15-mile radius of Crook,

Colorado, and from and to points in said area, to and from points in the State of Colorado, excepting transportation of commodities (other than those authorized) between towns served by scheduled motor vehicle line-haul carriers.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Hall, Sterling, Colorado, June 8, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, lessor testified that there are no outstanding unpaid operating obligations against said certificate; that lessee is qualified to carry on said operation.

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

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

F I N D I N G S

THE COMMISSION FINDS:

That the leasing of PUC No. 818, as set forth in Lease Agreement attached to the application herein, which is made a part of these Findings, by reference, from Geraldine Dick, doing business as "Dick Truck Line," Crook, Colorado, to Harvey Nelson, Crook, Colorado, is in the public interest, and that application so to lease should be approved by this Commission.

O R D E R

THE COMMISSION ORDERS:

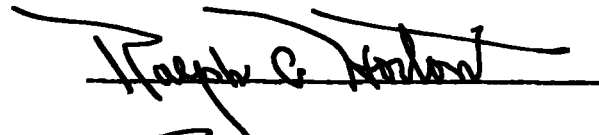


That Geraldine Dick, doing business as "Dick Truck Line," Crook, Colorado, should be, and hereby is, authorized to lease PUC No. 818 -- with authority as set forth in the preceding Statement, which is made a part hereof, by reference -- to Harvey Nelson, Crook, Colorado, as per terms of Lease Agreement, of date May 7, 1956, attached to the above-styled application.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE CHANGES IN THE MINIMUM CHARGES)
AND RATES BETWEEN DENVER ON THE ONE)
HAND AND CLIMAX AND KOKOMO, COLORADO,)
ON THE OTHER HAND, FOR DENVER - CLIMAX)
TRUCK LINE AND ASHLOCK TRUCK LINE,)
PARTIES TO MOTOR TARIFF SERVICE,)
COLORADO MOTOR FREIGHT TARIFF NO. 1-A,)
COLORADO P.U.C. NO. 3, BY ITS AGENT,)
JOHN P. BECK.)
- - - - -

CASE NO. 1585

- - - - -
June 22, 1956
- - - - -

S T A T E M E N T

By the Commission:

Under the provisions of Rule 18, paragraph C-(1)-(A), of the "Rules of Practice and Procedure" of the Commission, there were filed with the Commission on statutory notice schedules stating new rates, rules, regulations and charges advertised to become effective July 2, 1956, designated as set forth in "Appendix A," attached hereto and made a part hereof.

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

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

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

That the Denver-Climax Truck Line presently has an exception to the minimum charge rule prescribed under Decision No. 42474 dated April 20, 1954, wherein the minimum charge is \$1.20 per shipment. On December 9, 1954, the exception was amended to \$1.20 where origin or destination of shipment is Denver, Colorado Springs or Pueblo, and pick-up and/or delivery service is performed by carrier or his agent at said

points; and 75 cents when origin or destination is not Denver, Colorado Springs or Pueblo, or where no pick-up and/or delivery is performed at said points. Norman R. Ashlock, d/b/a Ashlock Truck Line has authority which overlaps the Denver-Climax Truck Line in that the two carriers can serve Kokomo and Climax.

By 16th Revised Page No. 44, 7th Revised Page No. 103 and 7th Revised Page No. 107 to Motor Tariff Service, Colorado Motor Freight Tariff No. 1-A, Colorado P.U.C. No. 3, issued May 31, 1956, and effective July 2, 1956, the two carriers are increasing the minimum charge and the class rates between Denver on the one hand and Kokomo and Climax on the other.

The increase in the minimum charge will provide approximately a 25% increase where pick-up and/or delivery is performed and 33% increase for origins not Denver, Colorado Springs or Pueblo, and no pick-up is performed. A 10% increase in class rates will ensue for the points involved. It is apparently reasonable to assume the carriers are justified in these increases as in recent decisions of this Commission many other carriers have been granted similar percentages of increase to their minimum charges and class rates due to the increased costs of doing business.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS, That:

1. The statement, findings and "Appendix A," be, and the same are hereby made a part hereof.
2. This order shall become effective forthwith.
3. The rates, rules, regulations and provisions set forth in "Appendix A" shall on July 2, 1956, be the prescribed rates, rules, regulations and provisions of the Commission.

4. All private carriers by motor vehicle to the extent they are affected by the changes involved herein, shall publish, or cause to be published rates, rules, regulations and provisions which shall not be less than those herein prescribed for motor vehicle common carriers.

5. On and after July 2, 1956, the motor vehicle common carriers involved in the rates, rules, regulations and provisions set forth in "Appendix A" shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein set forth.

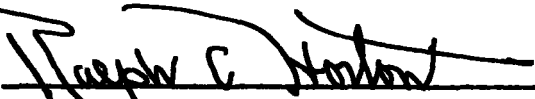
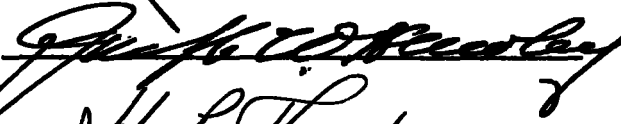

6. On and after July 2, 1956, all private carriers by motor vehicle, operating in competition with any motor vehicle common carrier affected by this order, shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 22nd day of June, 1956.

mem

APPENDIX "A"

For the account of Denver-Climax Truck Line and Norman R. Ashlock, d/b/a Ashlock Truck Line:

16th Revised Page No. 44, Item No. 40, Motor Tariff Service, Colorado Motor Freight Tariff 1-A, Colorado P.U.C. No. 3, Exceptions to Rules of the Classification, Minimum Charge.

Exceptions:

- 2 - When shipment moves via The Denver-Climax Truck Line, The Ashlock Truck Line, or competing carrier, the minimum charge is \$1.50 when shipments are subject to Column 1 charges, and \$1.00 when shipments are subject to Column 2 charges.

Column 1: When origin or destination of shipment is Denver, Colorado Springs or Pueblo, and pick-up and/or delivery service is performed by the carrier or his agent at said points.

Column 2: When origin or destination is not Denver, Colorado Springs or Pueblo, or where no pick-up and/or delivery service is performed at Denver, Colorado Springs or Pueblo by the carrier or his agent.

7th Revised Page No. 103 and 7th Revised Page No. 107, Motor Tariff Service, Colorado Motor Freight Tariff 1-A, Colorado P.U.C. No. 3, Section No. 1, Class Rates in cents per 100 pounds.

INDEX NO.	BETWEEN AND COLO. POINTS	DENVER, COLORADO											
		Less Truckload				Minimum Weight 5,000 Pounds				Minimum Weight 10,000 Pounds			
		CLASSES				CLASSES				CLASSES			
		1st	2nd	3rd	4th	1st	2nd	3rd	4th	1st	2nd	3rd	4th
2270	Climax	165	143	121	95	144	121	99	77	103	87	72	57
3185	Kokomo	161	139	116	88	134	117	94	75	94	79	65	51

(Decision No. 46055)

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

* * *

IN THE MATTER OF THE APPLICATION OF
THE PIONEER TELEPHONE ASSOCIATION,
INC., A KANSAS CORPORATION, ULYSSES,
KANSAS, FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY TO INSTALL,
OPERATE, AND MAINTAIN COMPLETE TELE-
PHONE FACILITIES FOR AND WITHIN AN
AREA LOCATED WITHIN THE COUNTY OF
BACA, IN THE STATE OF COLORADO.

APPLICATION NO. 14433

June 22, 1956

Appearances: W. P. Wesley, Esq.,
Ulysses, Kansas,
for Applicant;
John Sweeney, Denver,
Colorado, for The
Mountain States Tele-
phone and Telegraph
Company;
E. R. Thompson, Denver,
Colorado, and
J. M. McNulty, Denver,
Colorado, for the
Commission.

S T A T E M E N T

By the Commission:

On May 17, 1956, the Pioneer Telephone Association, Inc., by its attorneys, filed the above entitled application with this Commission, seeking a certificate of public convenience and necessity to transact the business of a telephone public utility within a certain portion of Baca County, in the State of Colorado.

After due notice to interested parties, the matter was set for hearing and heard on June 21, 1956 at 9:30 o'clock A. M., at the Commission's Hearing Room, 330 State Office Building, Denver, Colorado. At the conclusion of the hearing, the Commission took the matter under advisement.

Applicant is a Kansas corporation organized under the general statutes of said state for the purpose of forming a private corporation not organized for profit to supply telephone service to its customers. A copy of the Articles of Incorporation was filed in the instant matter as Exhibit No. 1. Applicant is also authorized to do business in the State of Colorado and a duplicate copy of the Certificate of Organization as filed with the Secretary of the State of Colorado was introduced in the instant matter as Exhibit No. 2.

Testimony at the hearing revealed that the Pioneer Telephone Association has already obtained a loan from the United States Government under what it terms its "A" Project for the purchase of certain existing telephone companies within the State of Kansas and for the construction of additional telephone facilities to serve new customers located within said State. Applicant is now in the process of initiating its "B" Project which will seek additional funds from the United States Government through the Rural Electrification Administration for the purchase of existing telephone facilities and for construction of additional telephone lines in Kansas and for the acquisition of a farmer-owned service line in Colorado presently serving thirteen customers and for the additional construction in Colorado of telephone facilities to serve a potential of 40 customers in said State. The loan under the "B" Project is in the amount of \$795,000. Applicant has received a letter from the Rural Electrification Administration in Washington, D. C., stating, in effect, that as soon as it has complied with certain provisions, among which is the approval of the State Commissions of Kansas and Colorado, the funds under the "B" loan will be available for the purpose intended. Applicant has filed its application with the Corporation Commission of Kansas but the hearing has not yet been held. A copy of the letter of approval

for the "B" loan was filed in the instant matter as Exhibit No. 3. As a part of Exhibit No. 3, a set of rates has been set up by Applicant which it intends to file with this Commission should the instant application be approved. In the testimony at the hearing it developed that these rates are the initial rates and would be subject to review at the end of one full year's operation, at which time Applicant would be in a better position to determine final rates. Witness for Applicant testified that he fully understood the procedure before the Colorado Commission as to any future changes in rates and that the Applicant intends to comply with said procedures.

Of the total amount of funds to be available under the "B" loan and any other funds available to Applicant, the witness estimated that the total capital expenditure for the construction of the telephone plant in Colorado would amount to \$25,791. The Commission will base the issuance fee for the certificate sought herein upon said amount, but said amount shall not be binding upon the Commission in any future proceeding where rates or valuation may be an issue.

Further testimony at the hearing disclosed that in the original application as filed with the Commission, Applicant set forth by metes and bounds the territory it desired to serve in Colorado. It was subsequently learned that this territory as applied for would be in conflict with the exchange area of the Two Buttes Exchange Area of The Mountain States Telephone and Telegraph Company. At the hearing, Applicant asked leave to amend its application by deleting from the territory which it originally asked for, that portion that would be in conflict with The Mountain States Telephone and Telegraph Company. This request was granted and witness for Applicant inserted on Exhibit No. 4 a new line as the eastern boundary for service. Exhibit No. 4 is a map showing the proposed area of service,

and after the above correction, the western boundary of Applicant's territory now forms a common boundary with The Mountain States Telephone and Telegraph Company's Two Buttes Exchange Area. The metes and bounds description as given on the original application was also changed to agree with the new area delineated on the map marked as Exhibit No. 4.

Mr. F. G. Burns, of Iyca, Colorado, which is located in Baca County, testified on behalf of Applicant regarding the necessity for the proposed telephone service in Colorado. Mr. Burns stated that he is presently a subscriber on a farmer-owned line which will be taken over by Applicant under the "B" Project. In lieu of the present farmer-owned switch line, new facilities will be constructed which will provide modern dial telephone service, not only to the present 13 subscribers on the farmer line but to an additional 21 customers in the area sought to be served by Applicant. Ultimate area coverage in the proposed Colorado area could bring telephone service to approximately 40 customers. The dial system to be constructed in Colorado will be a part of the Manter, Kansas Exchange of Applicant and will be a vast improvement over the type of telephone service presently in the area. Mr. Burns further stated that he personally has contacted the 34 subscribers who have signed up for the service and it is his opinion that this telephone service is needed in this community. He introduced Exhibits Nos. 8 and 9, being respectively, a letter as of March 23, 1956, addressed to The Mountain States Telephone and Telegraph Company at Denver, Colorado, signed by the 13 subscribers of the farmer-owned telephone line, advising said Mountain States Company that the undersigned were requesting the Pioneer Telephone Association to furnish them with local exchange service from Manter, Kansas; and a list of the subscribers who signed applications for service and the amount paid either as a member of the Association or as purchasers of equity stock in the

Pioneer Telephone Association, Inc. Subscribers do not have to become members of the Association to obtain telephone service.

Mr. J. B. Chilen, of Ulysses, Kansas, Manager of the Pioneer Telephone Association, Inc., testified that the Company hoped to obtain approval of the two State Commissions so that it could proceed with its construction plans. It hoped to be in a position to start construction during the Year 1956, and to finish the construction within two years of the start. He further stated that there is a deferment of three years on the principal and interest on the loan under the "A" Project, and the Company is presently in a position financially to make the payment on both the principal and interest on said loan. The same deferment will apply on funds borrowed under the "B" loan. The term on both the "A" and "B" loans is for thirty-five years, bearing interest at the rate of 2% per annum. Part of the construction of the facilities under both the "A" and "B" Projects were by equity funds obtained by the sale of stock to subscribers. The equity funds are to return 3% interest to the stockholders. The Applicant plans to use the same rates under the "B" Project for both the Colorado and the Kansas areas subject to revision as previously mentioned.

No one appeared at the hearing in opposition to the granting of the authority, and we believe that public convenience and necessity will best be served by the granting of the authority sought herein.

F I N D I N G S

THE COMMISSION FINDS:

That the Pioneer Telephone Association, Inc., should be granted a certificate of public convenience and necessity to operate as a public utility within certain defined territory in Colorado, to be set forth in the Order following, for the rendering of telephone service.

That the above Statement be made a part of these Findings, by reference.

O R D E R

THE COMMISSION ORDERS:

That the Pioneer Telephone Association, Inc., be,
and it hereby is, granted a certificate of public convenience
and necessity to operate as a public utility for the rendering
of telephone service within the area in Colorado described as
follows:

Beginning at a point on the North Line of
Section 3, T. 28-S, R. 43-W, which point is
3/4 of a mile East of the NW corner of said
Section 3, thence East approximately 10-3/4
miles to the Colorado-Kansas state line;
thence South along said state line 14 miles;
thence West approximately 7 miles to the
South line of Section 8, T. 30-S, R. 42-W;
thence North 2-1/2 miles; thence West 3-3/4
miles; and thence North 11-1/2 miles to the
point of beginning,

all as shown on the corrected map introduced at the hearing as
Exhibit No. 4 and, by reference, made a part hereof.

That thirty (30) days before rendering service to any
customers within the State of Colorado, Applicant shall file
with this Commission the rates, rules and regulations under which
it proposes to render telephone service.

That Applicant shall at the time it begins rendering
telephone service in Colorado, set up its books and accounts as
they pertain to Colorado in accordance with the Uniform System
of Accounts prescribed by this Commission, and shall file Annual
Reports with the Commission on forms to be supplied by this
Commission.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
T. E. MOORE, ROUTE 3, COLORADO)
SPRINGS, COLORADO.)
)
)
)
)
-----)

PERMIT NO. M-8792

June 29, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
T. E. Moore

requesting that Permit No. M-8792 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8792, heretofore issued to _____
T. E. Moore _____ be,

and the same is hereby, declared cancelled effective April 29, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,
this 29th day of June, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ROY O. WILLIAMS, JR., 3548 LOCUST)
STREET, DENVER, COLORADO.)
)
)
)
-----)

PERMIT NO. M-7147

June 29, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Roy O. Williams

requesting that Permit No. M-7147 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7147, heretofore issued to _____

Roy O. Williams

be,

and the same is hereby, declared cancelled effective June 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

R. C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 29th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

FRANK M. GRAHAM, 1435 GLENCOE
STREET, DENVER, COLORADO.

PERMIT NO. B-4739

June 29, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Frank M. Graham

requesting that Permit No. B-4739 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. B-4739, heretofore issued to _____

Frank M. Graham _____ be,

and the same is hereby, declared cancelled effective June 3, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

R. C. Hooten
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 29th day of June, 195 6.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF }
PETER B. KOOI, DOING BUSINESS }
AS "INTERMOUNTAIN FREIGHT LINES," }
29TH & BLAKE STREETS, DENVER, }
COLORADO. }

PERMIT NO. A-807

June 29, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. A-807 be suspended for six months from June 1, 1956.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Peter B. Kooi, doing business as "Intermountain Freight Lines," Denver, Colorado, be, and he is hereby, authorized to suspend operations under Permit No. A-807 until December 1, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Handwritten signatures and stamps over the printed text]

Commissioners.

Dated at Denver, Colorado,
this 29th day of June 29, 1956.

(Decision No. 46061)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
DALE S. BARNETT & HAROLD L.)
JOHNSON, ROUTE 1, BOX 234A,)
GREELEY, COLORADO.)

PUC NO. 3038-I

June 29, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Dale S. Barnett & Harold L. Johnson, Greeley, Colorado, requesting that Certificate of Public Convenience and Necessity No. 3038-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 3038-I, heretofore issued to Dale S. Barnett & Harold L. Johnson, Greeley, Colorado, be, and the same is hereby, declared cancelled effective June 11, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

R. B. C. [Signature]
[Signature]
[Signature]
Commissioners.

Dated at Denver, Colorado,
this 29th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
A. J. BURGDORF, DOING BUSINESS AS)
"DUTCH'S FEED STORE," 211 RIVER)
DRIVE, AMARILLO, TEXAS.)
_____)

PERMIT NO. M-2126

June 29, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

A. J. Burgdorf, dba "Dutch's Feed Store"

requesting that Permit No. M-2126 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2126, heretofore issued to _____

A. J. Burgdorf, dba "Dutch's Feed Store" _____ be,

and the same is hereby, declared cancelled effective June 25, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 29th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LLOYD KILPATRICK, 820 WELLINGTON,))
GRAND JUNCTION, COLORADO.))
))
))
-----)

PERMIT NO. M-4384

June 29, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Lloyd Kilpatrick

requesting that Permit No. M-4384 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4384, heretofore issued to _____

Lloyd Kilpatrick be,

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

THE PUBLIC UTILITIES COMMISSION
~~OF THE STATE OF COLORADO~~

Richard C. Wilson

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 29th day of June, 1956.

mls

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

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES A. THISTLE, JR.,)
STEAMBOAT SPRINGS, COLORADO.)

PERMIT NO. M-7510

June 29, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Charles A. Thistle, Jr.

requesting that Permit No. M-7510 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7510, heretofore issued to

Charles A. Thistle, Jr.

be,

and the same is hereby, declared cancelled effective May 29, 1956.

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

Commissioners

Dated at Denver, Colorado,

this 29th day of June, 1956.

mle

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

RE MOTOR VEHICLE OPERATIONS OF)
LOWELL C. KOEN, 5959 MAGNOLIA,)
DENVER, COLORADO.)

PERMIT NO. M-10024

June 29, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Lowell C. Koen

requesting that Permit No. M-1002⁴ be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10024, heretofore issued to _____

Lowell C. Koen be,

and the same is hereby, declared cancelled effective June 17, 1956.

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

Ralph C. Norton
 John W. Hawley
 John P. Thomas
 Commissioners

Dated at Denver, Colorado,

this 29th day of June , 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
L. W. PARCELL, SILVERTON, COLORADO,
FOR A CERTIFICATE OF PUBLIC CONVEN-
IENCE AND NECESSITY TO EXTEND OPERA-
TIONS UNDER PUC NO. 12.

APPLICATION NO. 14437-Extension

June 22, 1956

Appearances: L. W. Parcell, Silverton,
Colorado, pro se.

S T A T E M E N T

By the Commission:

The applicant is the owner of PUC No. 12 authorizing the
operation of an automobile stage line for the transportation of:

passengers, baggage and freight between
Silverton, Colorado, and Ouray, Colorado,
via Red Mountain, Colorado.

This authority has been voluntarily suspended with authority from
the Commission since May 5, 1953.

By the present application filed April 30, 1956, the appli-
cant seeks to have his authority extended to permit him to engage in
transporting passengers for hire between Silverton and Gladstone,
Colorado.

Said application, pursuant to prior setting, after appro-
priate notice to all parties in interest, was heard at the District
Court Room, Durango, Colorado, June 14, 1956, and at the conclusion
of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He
stated that his present authority has been inactive because the min-
ing operations upon which Silverton's community depends to a con-
siderable extent have been shut down due to the decreased price of
metals produced in the area. Renewed activity has now been commenced,

however, and miners living in Silverton will require transportation to their work at mines to the north of Silverton a short distance. The route to Gladstone is not a part of the applicant's presently authorized route. The applicant's net worth is approximately \$100,000. His operation has been suspended long enough that he has no equipment with which to perform the service proposed, but he expects that he will be able to buy or lease equipment at Montrose or from other carriers at Silverton. The applicant has other interests, including the Silverton Electric Light Company, which he owns and he would therefore hire drivers to do this work. These drivers are available locally, he said. The service would be a scheduled service to deliver the men to the mine and pick them up at the beginning and end of the regular shifts. The mine operators have asked for his service and expect that it will be urgently needed in approximately 30 days.

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That PUC No. 12 should be reinstated.

That public convenience and necessity require the proposed extended service of the applicant and that certificate of public convenience and necessity should issue therefor.

O R D E R

THE COMMISSION ORDERS:

That Certificate of Public Convenience and Necessity No. 12 should be, and the same hereby is, reinstated as of the day and date of this Order.

That public convenience and necessity require the proposed extended motor vehicle common carrier scheduled service of L. W. Parcell, Silverton, Colorado, under PUC No. 12, to permit him to engage in transporting passengers between Silverton and Gladstone, Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

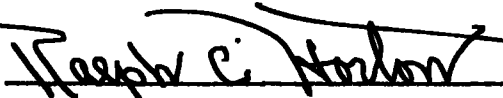


That applicant shall file tariffs of rates, rules and regulations and time and distance schedules as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate his carrier system according to the schedule filed except when prevented by Act of God, the public enemy or extreme conditions.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

mls

original

(Decision No. 46067)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF MELVIN BREWER, DOVE CREEK, COLORADO, FOR AUTHORITY TO TRANSFER PERMIT NO. B 4823 TO DAVID V. SANDERS, DOVE CREEK, COLORADO.	}	<u>APPLICATION NO. 14438-PP-Transfer</u>

June 22, 1956

Appearances: Dyer and Marlo, Esqs., Dove
Creek, Colorado, by Samuel
J. Marlo, Esq., for Trans-
feror & Transferee.

S T A T E M E N T

By the Commission:

By Decision No. 43971, dated February 15, 1955, Melvin
Brewer, Dove Creek, Colorado, was authorized to operate as a Class
"B" private carrier by motor vehicle for hire, for the transporta-
tion of:

uranium and vanadium ores in bulk within a
75-mile radius of Dove Creek, Colorado, and
to Durango, Uravan, and Naturita, Colorado,

said operating rights being known as "Permit No. B-4823."

By the instant application filed April 23, 1956, said per-
mit-holder seeks authority to transfer Permit No. B-4823 to David V.
Sanders, Dove Creek, Colorado.

Said application, pursuant to prior setting, after appro-
priate notice to all parties in interest, was heard at the District
Court Room, Durango, Colorado, June 14, 1956, and at the conclusion
of the evidence, the matter was taken under advisement.

The transferee Mr. Sanders appeared and testified in support
of the application. He stated that he has seven years experience in
this type of work, of which four were as Foreman for the Transferor Mr.

Brewer. Mr. Brewer has left the business and the transferee is to obtain the permit and three flat bed dump trucks suitable to the work in return for his agreeing to pay off the indebtedness associated with the operation of Brewer, which amounts to approximately \$11,000, including the mortgages on the trucks.

The transferee has no other authority to engage in transportation for hire. He is familiar with the operation and the rules and regulations of the Commission and will abide by them.

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

No one appeared in opposition to the transfer.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

That Melvin Brewer, Dove Creek, Colorado, should be, and he hereby is, authorized to transfer all his right, title and interest in and to Permit No. B-4823 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to David V. Sanders, Dove Creek, Colorado, subject to payment of outstanding indebtedness, if any there be, whether secured or unsecured.

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

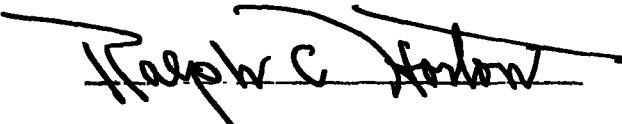


either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
EMIL VOEHRINGER, SILVERTON, COLO-
RADO, FOR AUTHORITY TO TRANSFER PUC
NO. 2193 TO NORMAN B. WELLS, BOX
387, SILVERTON, COLORADO.

APPLICATION NO. 14439-Transfer

June 22, 1956

Appearances: Emil Voehringer, Silverton,
Colorado, pro se;
Norman B. Wells, Silverton,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By Decision No. 35803, dated December 18, 1950, Emil Voehringer, Silverton, Colorado, was granted a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire to operate a scheduled passenger service for the transportation of:

miners and persons desiring service between Silverton, Colorado, and the Idarado Mining Company property, located on U. S. Highway 550,

said operating rights being known as "PUC No. 2193."

By the present application, filed April 26, 1956, said certificate-holder seeks authority to transfer PUC No. 2193 to Norman B. Wells, Silverton, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the District Court Room, Durango, Colorado, June 14, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

Mr. Emil Voehringer, the transferor, testified in support of the application. He stated that he is transferring all the authority and a bus he has been using for a total consideration of

\$9,250, of which only \$500 remains to be paid. There is no mortgage connected with the transaction of either equipment or authority. There is no indebtedness connected with the operation, but should any indebtedness appear of which he is not aware the transferor will pay it.

Mr. Norman B. Wells, the transferee, also testified. He stated that he has no other authority to engage in transportation for hire, but has approximately eight years experience in the motor carrier industry as a commercial carrier. He has purchased another bus for use in connection with the operation and has made arrangements for his insurance. He produced evidence of financial ability satisfactory to the Commission. He is familiar with the extent of the authority and the rules and regulations of the Commission and will abide by them. He plans to do business as a sole proprietor. He also verified the terms of sale and the fact that no mortgage is associated with the transaction.

No one appeared in opposition to the transfer and no reason appears why the same should not be granted.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

That Emil Voehringer, Silverton, Colorado, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 2193 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to

Norman B. Wells, Silverton, Colorado, subject to payment of outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

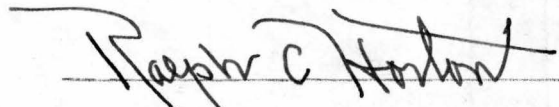
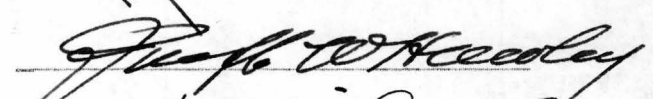
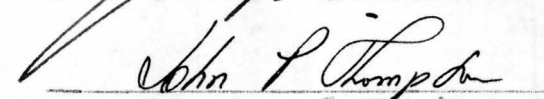
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with the conditions and requirements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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

mls

original

(Decision No. 46069)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) QUANAH N. PARKER, DOING BUSINESS AS) "PARKER WATER SERVICE," 208 EAST) TYCKBEN AVENUE, FARMINGTON, NEW) MEXICO, FOR A CLASS "B" PERMIT TO) OPERATE AS A PRIVATE CARRIER BY) MOTOR VEHICLE FOR HIRE.) -----)	<u>APPLICATION NO. 14440-PP</u>
---	---------------------------------

June 22, 1956

Appearances: Robert C. Duffy, Esq.,
Durango, Colorado,
for Applicant.

S T A T E M E N T

By the Commission:

By application filed March 2, 1956, the applicant seeks authority as a private carrier by motor vehicle for hire for the transportation of water to drilling rigs "around and in the vicinity of Ignacio, Colorado, and west to the State boundary line."

Said application, pursuant to prior setting after appropriate notice to all parties in interest, was heard at the District Court Room, Durango, Colorado, June 14, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of the application. He stated that he has engaged in hauling raw water to drilling rigs in New Mexico for approximately two years and has two tank trucks suitable to this work. The water transported is not suitable for human consumption, but is used as a lubricant in connection with oil and gas well drilling operations. The point of origin is the closest place where water is available; ordinarily, this is a river or irrigation ditch. The point of delivery is the well drilling site, which is ordinarily in the back country away

from the established roads.

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

In explanation of the rather vague territorial description contained in the application, the applicant stated that he had in mind the Counties of Archuleta, La Plata, Montezuma, and Dolores. The applicant has no other authority to engage in transportation for hire within the State.

No one appeared in opposition to the granting of the authority sought, and no reason appears why the same should not be granted.

F I N D I N G S

THE COMMISSION FINDS:

That the above and foregoing Statement is, by reference, incorporated hereinto.

That the authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Quannah N. Parker, doing business as "Parker Water Service," Farmington, New Mexico, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of water to oil and gas drilling rigs located in Archuleta, La Plata, Montezuma and Dolores Counties, Colorado.

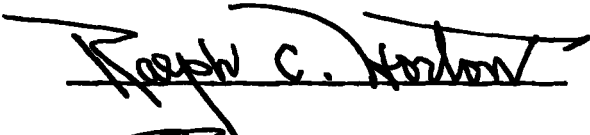
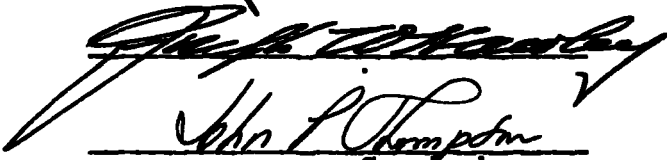

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

ea

original

(Decision No. 46070)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
JOHN L. HITTI AND HAROLD BELMEAR,
CO-PARTNERS, DOING BUSINESS AS "AL'S
TAXI," DURANGO, COLORADO, FOR AUTH-
ORITY TO TRANSFER PUC NO. 1911 TO
CANYONBALL, INC., DURANGO, COLORADO.

} APPLICATION NO. 14185-Transfer.

June 22, 1956

Appearances: McKelvey and McKelvey, Esqs.,
Durango, Colorado, for
Transferee.

S T A T E M E N T

By the Commission:

By Decision No. 30768, dated June 29, 1948, M. A.
Robinson, Durango, Colorado, was granted a certificate of public
convenience and necessity for the transportation of:

passengers and their baggage, on call and
demand, between points within a radius of
fifty miles of Durango, Colorado, subject
to the following conditions:

(a) That, in the conduct of said operation,
applicant's equipment shall be limited to
use of "six-passenger automobiles,"

(b) For the transportation of passengers
between points served by line-haul motor
vehicle common carriers on schedule, rates
shall be on the basis of 25 cents per mile
one way, with fare and a half for round trip,
for one passenger, with half fare extra for
each passenger in addition to a single passen-
ger, either one way or round trip, and \$2.00
per hour waiting time,

and "PUC-1911" issued to him.

By Decision No. 33024, dated July 9, 1949, said certifi-
cate-holder was granted authority to transfer PUC-1911 to John L.
Hitti and Harold Belmear, doing business as "Al's Taxi," Durango,
Colorado.

By Decision No. 40615, dated May 14, 1953, John L. Hitti and Harold Belmear, doing business as "Al's Taxi," Durango, Colorado, were authorized to lease FUC-1911 to Charles Carter, doing business as "San Juan Stages," Durango, Colorado.

By the instant application, John L. Hitti and Harold Belmear, doing business as "Al's Taxi," Durango, Colorado, seek authority to transfer FUC-1911 to Cannon Ball, Inc., Durango, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the District Court Room, Durango, Colorado, June 14, 1956, and at the conclusion of the evidence, the matter was taken under advisement.

Mr. Charles R. Carter testified in support of the application. He stated that he owns the controlling stock interest of the transferee Colorado corporation and is its President and General Manager. The books of the Company are kept in Albuquerque. The principal Colorado office of the Company is in Durango. The Company is engaged at present in motor bus and charter operations; it has no authority pursuant to which it could render taxi service in Colorado. Under his trade name "San Juan Stages," Mr. Carter formerly leased this authority, with option to purchase the same, and he is therefore familiar with its nature and extent. He has paid \$150.00 of the total consideration of \$450.00.

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

The transferee is not willing to assume any debts of the transferors, although it understands there is no indebtedness attached to the operation. The following Order will place the matter of indebtedness in such condition that the transferee may take such action as it deems appropriate upon further investigation.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

That John L. Hitti and Harold Belmear, co-partners, doing business as "Al's Taxi," Durango, Colorado, should be, and they are hereby, authorized to transfer all their right, title, and interest in and to PUC No. 1911 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Cannon Ball, Inc., Durango, Colorado, subject to payment of outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

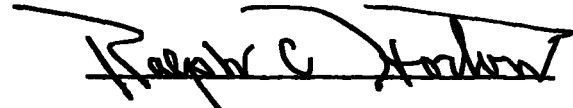

That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

ea

original

(Decision No. 46071)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) LOUIS N. ALBRIGHT, BAYFIELD, COLO-) RADO, FOR AUTHORITY TO EXTEND OPER-) ATIONS UNDER PERMIT NO. B-1629.) -----)	<u>APPLICATION NO. 14467-PP-Extension</u>
--	---

June 22, 1956

Appearances: Louis N. Albright, Bayfield,
Colorado, pro se;
McKelvey and McKelvey, Esqs.,
Durango, Colorado, for
David Baker and Montezuma
Truck Line;
R. E. Turano, Denver, Colo-
rado, for Rio Grande
Motor Way, Inc.

S T A T E M E N T

By the Commission:

By application filed May 25, 1956, the applicant herein seeks authority to extend his operations under Permit No. B-1629 to include the right to transport livestock, farm produce, livestock feed, and poultry feed, from and to Bayfield, Colorado, to and from all other points in the State of Colorado, maximum load to be 23,000 pounds.

Said application was regularly set for hearing at the District Court Room, Durango, Colorado, June 14, 1956, due notice of the time and place of hearing being forwarded to all interested parties.

When the application was called for hearing, a motion was made to hear the matter at some future time, there not having been sufficient notice given of the present hearing.

No objection was made to the motion and the matter will be re-set for hearing at some future date, with notice to all interested parties.

F I N D I N G S

THE COMMISSION FINDS:

That the instant application should be re-set at some future date convenient to the Commission, with notice to all interested parties.

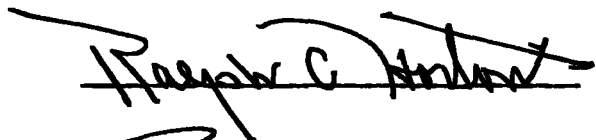
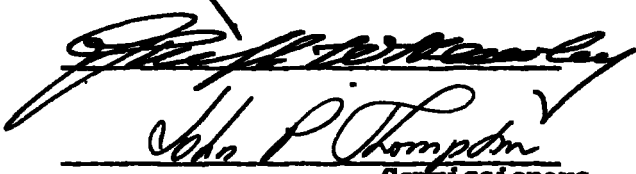
O R D E R

THE COMMISSION ORDERS:

That the instant application should be, and the same hereby is, re-set for hearing at some future date convenient to the Commission, with notice to all interested parties.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 22nd day of June, 1956.

ea

original

(Decision No. 46072)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF W. C. HAYES, DOING BUSINESS AS "HAYES WATER SERVICE," AKRON, COLO- RADO, FOR A CLASS "B" PERMIT TO OPERATE AS A PRIVATE CARRIER BY MOTOR VEHICLE FOR HIRE.	}	<u>APPLICATION NO. 14002-FP-Amended</u>

June 28, 1956

Appearances: Chutkow and Adler, Esqs.,
Denver, Colorado, and
Edward I. Haligman, Esq.,
Denver, Colorado, for
Applicant;
Barry and Hupp, Esqs.,
Denver, Colorado, for
Basin Truck Company;
Earl Harris, Walden, Colo-
rado, for North Park
Transportation Company;
Marion F. Jones, Esq.,
Denver, Colorado, and
Alvin J. Meiklejohn, Jr.,
Esq., Denver, Colorado,
for R. F. "Dick" Wilson,
Inc., Melton Transport
Company, Collett Tank
Lines, and Ward Transport.

S T A T E M E N T

By the Commission:

By the above-styled application, W. C. Hayes, doing business as "Hayes Water Service," Akron, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of water, oil, and oil circulating mud, in bulk, in tank vehicles, from points within the State of Colorado, to well sites constituting other points within the State of Colorado.

Said application was regularly set for hearing at the Court House in Sterling, Colorado, for February 28, 1956, but by Decision No. 45437, dated March 9, 1956, said setting was vacated. The matter was

again re-set for hearing on June 7, 1956, at the Court House in Fort Morgan, Colorado, and after the taking of evidence, was taken under advisement.

At the hearing, applicant agreed to amend his application to confine his transportation of liquid products only, and North Park Transportation Company, after the amendment, withdrew its protest.

W. C. Hayes, the applicant herein, stated he was presently operating six vehicles under an M-permit, and has been doing so for some time. He stated he has a net worth of approximately \$35,000 and feels that he could better run his operation with a private carrier permit.

Applicant produced no customer witnesses as to the need for his proposed service.

Jack A. Olson, of the Basin Truck Company, stated he was the President of said company, operating under PUC No. 2709, holding authority state-wide in Colorado for the transportation of water, etc. He stated that 30% of his equipment is idle and he feels that the granting of this permit would impair his service to the public.

In considering the above application, applicant is presently operating by selling water and mud under an M-permit. He had no customer witnesses to testify in support of his application, and the Commission is of the opinion that applicant failed to establish a prima facie case after considering the evidence of protestants herein. The Commission has, on numerous occasions, held that where an application for a private carrier operation is protested, that it is necessary for applicant to produce customer witnesses who need, and would use applicant's proposed service. In view of the above statement it is our opinion that said application should be denied.

F I N D I N G S

THE COMMISSION FINDS:

That the instant application should be denied for the reasons

stated in the above and foregoing Statement which, by reference, is made a part hereof.

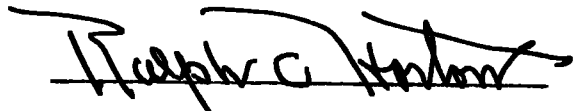

O R D E R

THE COMMISSION ORDERS:

That the instant application of W. C. Hayes, doing business as "Hayes Water Service," Akron, Colorado, being Application No. 14002-PP-Amended, be, and hereby is, denied, for the reasons set forth in the above Statement, which, by reference, is made a part hereof.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOHN P. THOMPSON ABSENT.

Dated at Denver, Colorado,
this 28th day of June, 1956.

mls

original

(Decision No. 46073)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF }
COLBURN MOTOR TOURS, INC., 32 SOUTH }
NEVADA AVENUE, COLORADO SPRINGS, }
COLORADO, FOR AUTHORITY TO EXTEND }
OPERATIONS UNDER PUC NO. 1265. }

APPLICATION NO. 14264-Extension

June 28, 1956

Appearances: James F. Quine, Esq., Colo-
rado Springs, Colorado,
for Applicant;
Barry and Hupp, Esqs., by
John R. Barry, Esq., Den-
ver, Colorado, for Denver-
Colorado Springs-Pueblo
Motor Way, and Continental
Bus System, Inc.;
Horn and Anderson, Esqs.,
Colorado Springs, Colorado,
for Colorado Springs
Transit Company;
Ben S. Wendelken, Esq., Colo-
rado Springs, Colorado, for
Pikes Peak Automobile Com-
pany.

S T A T E M E N T

By the Commission:

By the instant application, Colburn Motor Tours, Inc., seeks an extension of its authority under PUC No. 1265, to include the transportation of passengers desiring to ski and their skis and skiing paraphernalia, and those desiring to sightsee and watch such skiing only, in scheduled service on Saturdays, Sundays and Holidays during the skiing season, November 1 to May 1 of each year, round-trip only from Colorado Springs, Colorado, to the Cooper Hill Ski Area, via U. S. Highway No. 24.

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

rado Springs, Colorado, April 12, 1956, and taken under advisement.

At the close of the hearing, the parties were granted twenty days time after the filing of the transcript by the official reporter in which to file briefs or Statements of Position. The transcript was filed on May 28, 1956, and all parties notified. Brief of counsel for protestants, Denver-Colorado Springs-Pueblo Motor Way and Continental Bus System, Inc., was filed on June 18, 1956, but no brief has been received from any of the other interested parties, and the time granted in which to file the same has expired. The application is considered as submitted for determination upon the record so made.

It appears from the evidence of K. B. Charlesworth, President of Applicant Company, that his Company is primarily engaged in the sightseeing business under PUC No. 1265, which authorizes the transportation of passengers in sightseeing service over various specified routes and to the scenic attractions generally in the Pikes Peak Sightseeing Region from Colorado Springs, as well as in auto livery service with certain limitations and restrictions.

Applicant proposes to operate a scheduled sightseeing service, leaving Colorado Springs at 7:30 A. M., arriving at Cooper Hill (about 10 miles above Leadville) at 10:30 A. M.; leaving Cooper Hill at 5:00 P. M., and arriving at Colorado Springs at 8:00 P. M., all trips on a round-trip basis, with no service to intermediate points, and the schedules to be maintained only on weekends or Holidays, when a sufficient number of passengers appear to make the trip profitable, the round-trip being 332 miles and the proposed fare being \$5.00 per trip, all on an individual fare basis rather than on a charter basis. All points involved are on U. S. Highway No. 24. The proposed operation is seasonal, limited to the skiing season, the equipment to be used consisting of two 21-passenger Flexible buses, one 37-passenger bus, and three limousines, with 7 or 8 other limousines as stand-by equipment.

A satisfactory list of equipment, annual reports, and Articles

of Incorporation and a favorable financial statement are on file with the Commission. There is no similar service now offered, and no service at all between Leadville and Cooper Hill, except by taxicab. By the present schedules of the railroad and bus systems, it requires a trip by round-about route, one day each way.

Witness recited the details of various contacts made by him with military personnel and other parties who might be interested, including the Chamber of Commerce of Leadville and Colorado Springs, and the owners of sporting goods stores. He identified letters of support from the Chambers of Commerce referred to (Exhibits 1 and 2), which were permitted to be filed only but not admitted in evidence as they are clearly inadmissible under the hearsay rule.

Witness admitted that charter bus service is available to the Cooper Hill Ski Area for large groups, but he will offer the service on an individual basis either by bus or by limousine, depending upon the size of the group.

No other witnesses appeared in support of the application.

Favorable action was protested by common carriers with charter authority: Floyd K. Roberts, Terminal Manager of Colorado Springs for Denver-Colorado Springs-Pueblo Motor Way, testified that the principal part of his duties consisted in soliciting business through the military, civic organizations, etc. The Junior Chamber of Commerce, of which he is a member, formerly ran buses to the Cooper Hill Ski Area in connection with its Youth Welfare Program, but had stopped doing so two years ago because of lack of interest. He had contacted a group of skiers at Ent Air Base and quoted charter rates, but no business materialized. He also contacted Special Services at Fort Carson, but the skiers are now receiving military ski training at Camp Hale. He also contacted the Colorado Springs High School, Colorado College, and St. Mary's High School, and quoted charter rates, but with no results. In 1954, he handled two charter groups from the Junior Chamber of Commerce to Cooper Hill and re-

turn, and no other groups to Cooper Hill during the three-year period, except one trip from the Star Ranch on December 30, 1955. His company has available for this service 25 coaches of the 37-passenger size. All solicitation has been on a charter basis, but the company also furnishes scheduled service to Cooper Hill which requires $4\frac{1}{2}$ hours running time each way. The charter rates would be higher than the rates proposed by applicant, and the only equipment available would be buses of 29 to 37-passenger capacity, with no limousine service. However, there is other limousine service available at Colorado Springs for any such trip.

Ralph F. Berndt, General Manager of the same company and Assistant General Manager of Continental Bus System, Inc., stated that charter service constitutes a large part of their revenue-producing operations. He has attempted to sell service from Denver to the ski areas on a per capita basis, has established special or cut-rates, and all without success, as charter operations are the only logical operations for skiers. Several buses per season have been chartered from Denver to Cooper Hill since the establishment of the ski facilities there. He offers no limousine service or other service on an individual basis.

David W. Cowen, Schedule Analyst for the Colorado Springs Transit Company, testified his company has 21 buses from 21 to 44-passenger capacity available for bus service to Cooper Hill, but has handled no such movements as there has been no demand. Pikes Peak Automobile Company of Colorado Springs has a fleet of limousines for use in such service, if requested. Witness knows of no demand for either bus or limousine service to the Cooper Hill Ski Area.

Rule 12 (d) of the Rules of Practice and Procedure before the Public Utilities Commission, reads as follows:

"(d) Proof Necessary for Certificate of Public Convenience and Necessity. Applicants for authority to operate as a Common Carrier must prove by witnesses (including shippers or passengers), sworn and examined at the hearing that public convenience and necessity require such operation, and make such other proof as is required. The responsibility of making the proof required by law is on the applicant."

Applicant has wholly failed to meet the requirement of the above rule. No public witnesses were offered and, irrespective of the rule, the evidence as a whole shows that there is no public demand for the proposed service.

F I N D I N G S

THE COMMISSION FINDS:

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

That the instant application should be dismissed.

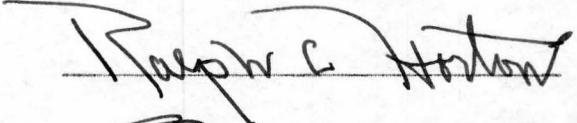
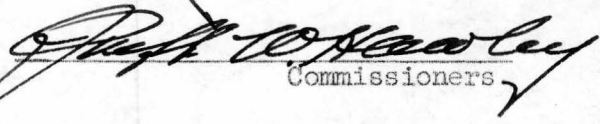
O R D E R

THE COMMISSION ORDERS:

That Application No. 14264 of Colburn Motor Tours, Inc., of Colorado Springs, Colorado, be, and hereby is, dismissed.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER THOMPSON NOT PARTICIPATING.

Dated at Denver, Colorado,
this 28th day of June, 1956.

mls

original

(Decision No. 46074)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WALTER H. COLBURN, DOING BUSINESS)
AS "GRAND VIEW TOURS," 106 WEST)
PIKES PEAK AVENUE, COLORADO SPRINGS,)
COLORADO, FOR AUTHORITY TO LEASE)
PUC NO. 213 TO W. W. BRUBAKER, DOING)
BUSINESS AS "HIAWATHA TOURS," 513)
MANITOU AVENUE, MANITOU SPRINGS,)
COLORADO.)
-----)

APPLICATION NO. 13007-Lease
SUPPLEMENTAL ORDER

June 28, 1956

Appearances: Weldon M. Tarter, Esq.,
Colorado Springs, Colo-
rado, for Applicants.

S T A T E M E N T

By the Commission:

Walter H. Colburn, doing business as "Grand View Tours," Colorado Springs, Colorado, is the owner of PUC No. 213, authorizing operation of two sightseeing automobiles in the Pike's Peak Region.

By Decision No. 43048, of date July 27, 1954, said certificate-holder was authorized to lease said operating rights to W. W. Brubaker, doing business as "Hiawatha Tours," Manitou Springs, Colorado, until November 1, 1954.

By Decision No. 44566, of date September 2, 1955, said certificate-holder was authorized to further lease said operating rights to said W. W. Brubaker, doing business as "Hiawatha Tours," Manitou Springs, Colorado, until November 1, 1955.

The Commission is now in receipt of a communication from Weldon M. Tarter, Esq., Colorado Springs, Colorado, on behalf of applicants herein, requesting that said lease arrangement be continued until November 1, 1956, said communication also being signed by said Walter H. Colburn and W. W. Brubaker.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Walter H. Colburn, doing business as "Grand View Tours," Colorado Springs, Colorado, should be, and he hereby is, authorized to further lease to W. W. Brubaker, doing business as "Hiawatha Tours," Manitou Springs, Colorado, his operating rights under PUC No. 213, in accordance with the executed agreement for such lease on file with this Commission, and approved by Decision No. 43048, the operations of said W. W. Brubaker under said lease to be conducted in accordance with, and subject to, the laws of the State of Colorado and the rules and regulations of this Commission, and within the authority granting the certificate, and subject to the conditions and restrictions therein contained, said lease agreement to continue until November 1, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

August W. Kearley
Commissioners.

COMMISSIONER JOHN P. THOMPSON ABSENT.

Dated at Denver, Colorado,
this 28th day of June, 1956.

ea

original

(Decision No. 46075)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
WALTER H. COLBURN, DOING BUSINESS
AS "GRAND VIEW TOURS," 106 WEST
PIKES PEAK AVENUE, COLORADO SPRINGS,
COLORADO, FOR AUTHORITY TO LEASE
PUC NO. 132 TO W. W. BRUBAKER, DOING
BUSINESS AS "HIAWATHA TOURS," 513
MANITOU AVENUE, MANITOU SPRINGS,
COLORADO.
- - - - -

APPLICATION NO. 13006-Lease
SUPPLEMENTAL ORDER

- - - - -
June 28, 1956
- - - - -

Appearances: Weldon M. Tarter, Esq.,
Colorado Springs, Colo-
rado, for Applicants.

S T A T E M E N T

By the Commission:

On July 27, 1954, by Decision No. 43050, the Commission authorized lease of PUC No. 132 from Walter H. Colburn, doing business as "Grand View Tours," Colorado Springs, Colorado, to W. W. Brubaker, doing business as "Hiawatha Tours," Manitou Springs, Colorado, upon the terms and conditions set forth in said Decision No. 43050, for a term beginning June 1, 1954, and terminating May 31, 1955.

On July 7, 1955, Decision No. 44392 was entered by the Commission, authorizing further lease of said operating rights from said lessor to said lessee, for a term beginning June 1, 1955, and terminating May 31, 1956.

The Commission is now in receipt of a communication from Weldon M. Tarter, Esq., in behalf of applicants herein, requesting that said parties be authorized to continue said lease agreement for the current year, said communication also being signed by Walter H. Colburn and W. W. Brubaker.

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

F I N D I N G S

THE COMMISSION FINDS:

That the leasing of PUC No. 132 is in the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Walter H. Colburn, doing business as "Grand View Tours," Colorado Springs, Colorado, should be, and he is hereby, authorized to lease to W. W. Brubaker, doing business as "Hiawatha Tours," Manitou Springs, Colorado, his operating rights under PUC No. 132, for a term beginning June 1, 1956, and terminating May 31, 1957, for the consideration agreed upon between the parties hereto, the operation of said W. W. Brubaker, doing business as "Hiawatha Tours," under said lease to be conducted in accordance with, and subject to, the laws of the State of Colorado, and the rules and regulations of this Commission, and within the authority granting certificate and subject to the conditions and restrictions therein contained.

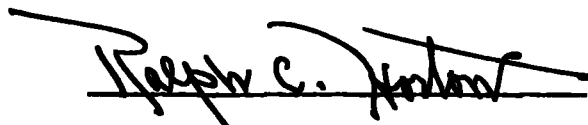

That said lease may be renewed from year to year by proper notice given to this Commission by the parties to said lease, at least thirty (30) days prior to the date of the termination thereof.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOHN P. THOMPSON ABSENT.

Dated at Denver, Colorado,
this 28th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BACEL J. TELLIER, JR., STAR ROUTE,)
GRANBY, COLORADO, FOR A CLASS "B") APPLICATION NO. 14278-PP
PERMIT TO OPERATE AS A PRIVATE) SUPPLEMENTAL ORDER
CARRIER BY MOTOR VEHICLE FOR HIRE.)
- - - - -)

- - - - -
June 28, 1956
- - - - -

Appearances: Bacel J. Tellier, Jr., Granby,
Colorado, pro se.

S T A T E M E N T

By the Commission:

On June 5, 1956, the Commission entered its Decision No. 45910 in the above-styled application, granting to applicant herein authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of:

"logs and poles, from forests to sawmills and railroad loading points within a radius of thirty-five miles of Granby, Colorado; lumber, from sawmills within a radius of thirty-five miles of Granby, to Denver, and to points within a radius of ten miles of Denver, Colorado."

It now appears that through error, the Commission failed to grant applicant as extensive authority as was intended.

F I N D I N G S

THE COMMISSION FINDS:

That Decision No. 45910, of date June 5, 1956, should be amended, as set forth in the Order following.

O R D E R

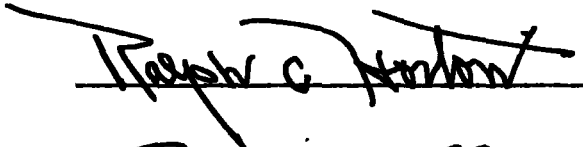
THE COMMISSION ORDERS:


That Decision No. 45910, of date June 5, 1956, should be, and the same hereby is, amended, nunc pro tunc, as of said 5th day of June, 1956, by striking therefrom the second paragraph of the Order contained in said decision, appearing on Page 3 thereof, and inserting in lieu thereof the following:

"That Bacel J. Tellier, Jr., Granby, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs and poles, from forests to sawmills and railroad loading points within a radius of one hundred miles of Granby, Colorado; lumber, from sawmills within a radius of one hundred miles of Granby, to Denver, and to points within a radius of ten miles of Denver, Colorado."

That, except as herein amended, said Decision No. 45910 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

COMMISSIONER JOHN P. THOMPSON ABSENT.

Dated at Denver, Colorado,
this 28th day of June, 1956.

ea

original

(Decision No. 46077)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEROLD MOVING & WAREHOUSING COMPANY,)
315 NORTH 9TH STREET, EAST ST.)
LOUIS, ILLINOIS, FOR AUTHORITY TO)
TRANSFER INTERSTATE OPERATING RIGHTS)
TO BURTON C. NORTH, DOING BUSINESS)
AS "ATLANTIC & PACIFIC MOVING COM-)
PANY," 123 NORTH 3RD STREET, EAST)
ST. LOUIS, ILLINOIS.)

PUC NO. 1665-I-Transfer

June 28, 1956

S T A T E M E N T

By the Commission:

Heretofore, Gerold Moving & Warehousing Company, East St. Louis, Illinois, was authorized, subject to the provisions of the Federal Motor Carrier Act of 1935, to operate as a common carrier by motor vehicle for hire, and PUC No. 1665-I issued to it.

Said certificate-holder now seeks authority to transfer said operating rights to Burton C. North, doing business as "Atlantic & Pacific Moving Company," East St. Louis, Illinois.

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

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

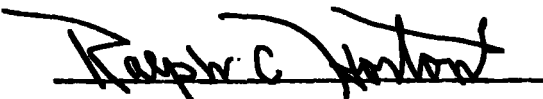
THE COMMISSION ORDERS:


That Gerold Moving & Warehousing Company, East St. Louis,

Illinois, should be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 1665-I to Burton C. North, doing business as "Atlantic & Pacific Moving Company," East St. Louis, Illinois, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to the payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

COMMISSIONER JOHN P. THOMPSON ABSENT.

Dated at Denver, Colorado,
this 28th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOE A. DURAN, DOING BUSINESS AS)
"JOE A. DURAN," PUEBLO, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 12881
SUPPLEMENTAL ORDER

June 28, 1956

Appearances: Matt J. Kikel, Esq., Pueblo,
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

On May 24, 1954, the Commission entered its Decision No. 42700 in the above-captioned application, granting to applicant herein a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle:

"for the calling for, picking up, hauling away, dumping, general disposition of trash, ashes, dirt, rubbish, refuse, and other waste materials, and general transportation of same from the Post Office at Pueblo, Colorado, and a radius of fifteen miles thereof, as area of pick-up or origin, to all points within the County of Pueblo, as destination or points of disposal; for the general transportation, movement, hauling, and carrying of sand, gravel, aggregate, other road and construction materials and fertilizer, from any points of origin in Pueblo County, to any other points of disposition or destination in Pueblo County, the area and intended operation of applicant being the roads, highways, streets, private and public, within the County of Pueblo, and over no fixed route other than those legally established for the operation of applicant's business to and from such points as may legally be designated as dump grounds, and for any other points within the radius heretofore set forth that may be hereafter designated as public dumping grounds."

The records and files of the Commission disclose that appli-

cant has failed to meet the requirements set forth in said Decision No. 42700, and that mail directed to him has been returned.

F I N D I N G S

THE COMMISSION FINDS:

That said application should be dismissed, and said Decision No. 42700 set aside, vacated, and held for naught, and authority granted thereby cancelled.

O R D E R

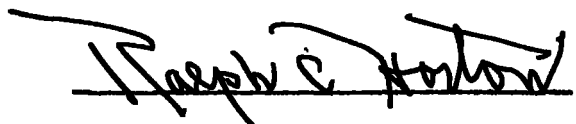

THE COMMISSION ORDERS:

That the above-styled application should be, and the same hereby is, dismissed.

That operating rights granted to applicant herein by Decision No. 42700, of date May 24, 1954, should be, and the same hereby are, cancelled, said Decision No. 42700 being hereby vacated, set aside, and held for naught.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 28th day of June, 1956.

mls

(Decision No. 46079)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RICHARD S. FLYNN AND J. W. COLBERT,)
DOING BUSINESS AS "SUD-COL COMPANY,")
ESTES PARK, COLORADO, FOR A CERTIFI-)
CATE OF PUBLIC CONVENIENCE AND NE-)
CESSITY.)

APPLICATION NO. 12981
SUPPLEMENTAL ORDER

June 28, 1956

Appearances: Herbert F. Miller, Esq., Estes
Park, Colorado, for Applicants.

S T A T E M E N T

By the Commission:

On August 4, 1954, the Commission entered its Decision No. 43080 in the above-captioned application, granting to applicants herein a certificate of public convenience and necessity, authorizing them to operate as a common carrier by motor vehicle for hire, on call and demand, for the transportation of:

"tourists from Estes Park, Colorado, to Ward, Jamestown, and vicinity, for the purpose of taking tourists on brief prospecting trips in said Ward and Jamestown area, and upon completion of said prospecting trip to return to Estes Park, Colorado."

The records and files of the Commission disclose that applicants have failed to meet the requirements set forth in said Decision No. 43080, and that mail directed to them has been returned.

F I N D I N G S

THE COMMISSION FINDS:

That said application should be dismissed, and said Decision No. 43080 set aside, vacated, and held for naught, and authority granted thereby cancelled and revoked.

O R D E R

THE COMMISSION ORDERS:

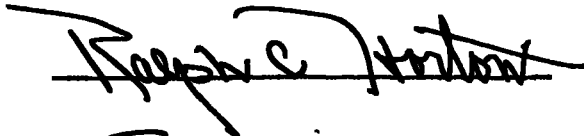

That the above-styled application should be, and the same

hereby is, dismissed.

That operating rights granted to applicants herein by Decision No. 43080, of date August 4, 1954, should be, and the same hereby are, cancelled and revoked, said Decision No. 43080 being hereby vacated, set aside, and held for naught.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 28th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ROBERT P. HINES AND BOB C. THROME-)
BERRY, CO-PARTNERS, DOING BUSINESS)	
AS "B & B TRUCKING," 2994 EMPORIA)	APPLICATION NO. 13684-PP
STREET, DENVER, COLORADO, FOR A)	<u>SUPPLEMENTAL ORDER</u>
CLASS "B" PERMIT TO OPERATE AS A)	
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
- - - - -)	

- - - - -
June 29, 1956
- - - - -

Appearances: Robert P. Hines and Bob C.
Throneberry, Denver, Colo-
rado, pro se;
Marion F. Jones, Esq., Denver,
Colorado, for Fairplay
Motor Company.

S T A T E M E N T

By the Commission:

On November 1, 1955, the Commission entered its Decision No. 44360 in the above-captioned application, granting to applicants herein a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of:

"sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road construction jobs, mixer and processing plants within fifty miles of said pits and supply points; transportation of sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; transportation of sand, gravel, dirt, and stone, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; transportation of insulation rock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, excluding any service under the authority herein granted in Boulder, Clear Creek, and Gilpin Counties, and excluding service within a radius of twenty miles of Alma, Colorado."

The records and files of the Commission disclose that applicants have failed to meet the requirements set forth in said Decision

No. 44860, and that mail directed to them has been returned.

F I N D I N G S

THE COMMISSION FINDS:

That said application should be dismissed, and said Decision No. 44860 set aside, vacated, and held for naught, and authority granted thereby cancelled and revoked.

O R D E R

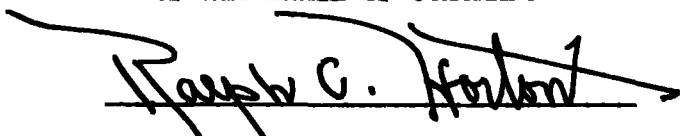

THE COMMISSION ORDERS:

That the above-styled application should be, and the same hereby is, dismissed.

That operating rights granted to applicants herein by Decision No. 44860, of date November 1, 1955, should be, and the same hereby are, cancelled and revoked, said Decision No. 44860 being hereby vacated, set aside, and held for naught.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 29th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JEFF BARNETT, GENERAL DELIVERY,)	
FORT COLLINS, COLORADO, FOR A CLASS)	APPLICATION NO. 13058-PP
"B" PERMIT TO OPERATE AS A PRIVATE)	<u>SUPPLEMENTAL ORDER</u>
CARRIER BY MOTOR VEHICLE FOR HIRE.)	
-----)	

June 29, 1956

Appearances: Jeff Barnett, Fort Collins,
Colorado, pro se.

S T A T E M E N T

By the Commission:

On September 30, 1954, the Commission entered its Decision No. 43355 in the above-styled application, granting to applicant herein a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of:

"logs and lumber, from point to point within a radius of twenty-five miles of Red Feather Lakes, Colorado."

The records and files of the Commission disclose that applicant has failed to meet the requirements set forth in said Decision No. 43355, and that mail directed to him has been returned.

F I N D I N G S

THE COMMISSION FINDS:

That said application should be dismissed, and said Decision No. 43355 set aside, vacated, and held for naught, and authority granted thereby cancelled and revoked.

O R D E R

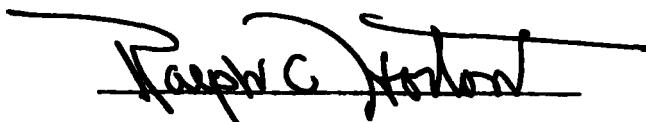

THE COMMISSION ORDERS:

That the above-styled application should be, and the same hereby is, dismissed.

That operating rights granted to applicant herein by Decision No. 43355, of date September 30, 1954, should be, and the same hereby are, cancelled and revoked, said Decision No. 43355 being hereby vacated, set aside, and held for naught.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 29th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
FRANK I. BLAKLEY, ROUTE 2, BOX 32,)	
FORT COLLINS, COLORADO, FOR A CLASS)	APPLICATION NO. 13632-PP
"B" PERMIT TO OPERATE AS A PRIVATE)	<u>SUPPLEMENTAL ORDER</u>
CARRIER BY MOTOR VEHICLE FOR HIRE.)	
- - - - -)	

- - - - -
June 29, 1956
- - - - -

Appearances: Frank I. Blakley, Fort
Collins, Colorado,
pro se.

S T A T E M E N T

By the Commission:

On October 6, 1955, the Commission entered its Decision No. 44685 in the above-styled application, granting to applicant herein a Class "B" permit to operate as a private carrier by motor vehicle for hire, for the transportation of:

"lumber and sawmill products, from forests and sawmills within a radius of ten miles of Red Feather Lakes, to Fort Collins, Colorado."

The records and files of the Commission disclose that applicant has failed to meet the requirements set forth in said Decision No. 44686, and that mail directed to him has been returned.

F I N D I N G S

THE COMMISSION FINDS:

That said application should be dismissed, and said Decision No. 44686 set aside, vacated, and held for naught, and authority granted hereby cancelled and revoked.

O R D E R

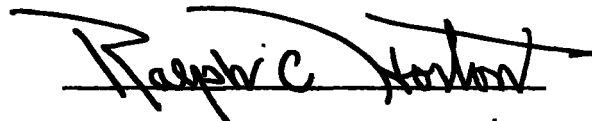

THE COMMISSION ORDERS:

That the above-styled application should be, and the same hereby is, dismissed.

That the operating rights granted to applicant herein by Decision No. 44686, of date October 6, 1955, should be, and the same hereby are, cancelled and revoked, said Decision No. 44686 being hereby vacated, set aside, and held for naught.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 29th day of June, 1956.

ea

original

(Decision No. 46083)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
SERAPHINE E. EHRET, DOING BUSINESS)	
AS "BLUE MOUNTAIN BUILDING SUPPLY,")	
1921 EAST COLFAX AVENUE, DENVER,)	APPLICATION NO. 13824-PP
COLORADO, FOR A CLASS "B" PERMIT)	<u>SUPPLEMENTAL ORDER</u>
TO OPERATE AS A PRIVATE CARRIER BY)	
MOTOR VEHICLE FOR HIRE.)	
- - - - -)	

- - - - -
June 29, 1956
- - - - -

Appearances: Seraphine E. Ehret, Denver,
Colorado, pro se;
Ed Tuxhorn, Byers, Colorado,
for Byers-Denver Truck Line;
Ross Collins, Denver, Colorado,
for Northeastern Motor
Freight;
Clayton Knowles, Esq., Denver,
Colorado, for Union Pacific
Railroad company, The Colo-
rado and Southern Railway
Company.

S T A T E M E N T

By the Commission:

On November 14, 1955, the Commission entered its
Decision No. 44895 in the above-styled application, granting
to applicant herein a Class "B" permit to operate as a private
carrier by motor vehicle for hire, for the transportation of:

"sand, gravel, and other road-surfacing
materials used in the construction of roads
and highways, from pits and supply points
in the State of Colorado, to road jobs,
mixer, and processing plants within a radius
of fifty miles of said pits and supply points;
transportation of sand and gravel, from pits
and supply points in the State of Colorado,
to railroad loading points and to homes and
small construction jobs within a radius of
fifty miles of said pits and supply points;
transportation of sand, gravel, dirt, stone,
and refuse, from and to building construction
jobs, to and from points within a radius of
fifty miles of said jobs; transportation of
insulation rock, from pits and supply points
in the State of Colorado, to roofing jobs
within a radius of fifty miles of said pits
and supply points; transportation of all types

of building materials, from Denver, Colorado, to points within a radius of twenty-five miles of Wonder View, Colorado."

The records and files of the Commission disclose that applicant has failed to meet the requirements set forth in said Decision No. 44895, and that mail directed to him has been returned.

F I N D I N G S

THE COMMISSION FINDS:

That said application should be dismissed, and said Decision No. 44895 set aside, vacated, and held for naught, and authority granted thereby cancelled and revoked.

O R D E R

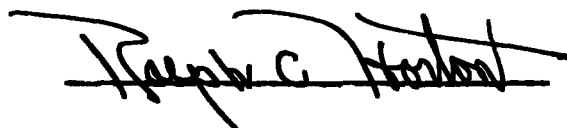

THE COMMISSION ORDERS:

That the above-styled application should be, and the same hereby is, dismissed.

That operating rights granted to applicant herein by Decision No. 44895, of date November 14, 1955, should be, and the same hereby are, cancelled and revoked, said Decision No. 44895 being hereby vacated, set aside, and held for naught.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 29th day of June, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

R. L. RITCHEY, DOING BUSINESS AS)
"CARPENTER GRAIN COMPANY,")
CARPENTER, WYOMING.)
-----)

PERMIT NO. M-7620

June 29, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

R. L. Ritchey, dba "Carpenter Grain Company"

requesting that Permit No. M-7620 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7620, heretofore issued to _____

R. L. Ritchey, dba "Carpenter Grain Company" be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Norton

John P. Thomas

Commissioners

Dated at Denver, Colorado,

this 29th day of June, 195 6.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

PAUL G. REEVES, DOING BUSINESS AS)
"REEVES DISTRIBUTING COMPANY,")
2101 EAST STREET, GOLDEN, COLORADO.)
_____)

PERMIT NO. M-5823

June 29, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Paul G. Reeves, dba "Reeves Distributing Company"

requesting that Permit No. M-5823 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5823, heretofore issued to _____

Paul G. Reeves, dba "Reeves Distributing Company" be,

and the same is hereby, declared cancelled effective June 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hart

John W. Hargrave

John C. Patterson

Dated at Denver, Colorado,

this 29th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
T. F. McBRIDE, DOING BUSINESS)
AS "McBRIDE TRUCKING COMPANY,")
P. O. BOX 234, TEXLINE, TEXAS.)

PUC NO. 2743-I

June 29, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named certificate-holder requesting that his PUC No. 2743-I be suspended for six months from March 25, 1956.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That T. F. McBride, doing business as "McBride Trucking Company," Texline, Texas, be, and he is hereby, authorized to suspend operations under PUC No. 2743-I until September 25, 1956.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Webster

John F. Thompson

Commissioners.

Dated at Denver, Colorado,
this 29th day of June, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
INTERMOUNTAIN AVIATION, INC., 3975)
YORK STREET, DENVER, COLORADO, FOR)
AUTHORITY TO TRANSFER CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
GRANTED IN APPLICATION NO. 8734,)
DECISION NO. 30379, TO RICHARD G.)
KOPLITZ, 2600 HOLLY STREET, DENVER,)
COLORADO.)

APPLICATION NO. 14360-Transfer

SUPPLEMENTAL ORDER

July 2, 1956

Appearances: Harold Sheldon, Denver,
Colorado, for Appli-
cants;
Neil Tasher, Esq., Den-
ver, Colorado, for
Clinton Aviation,
Rocky Mountain Avia-
tion, Drapela Flying
Service, Vest Aircraft.

S T A T E M E N T

By the Commission:

On May 31, 1956, the Commission entered its Decision No. 45885 in the above-styled application, granting Intermountain Aviation, Inc., Denver, Colorado, authority to transfer operating rights to Richard G. Koplitiz, Denver, Colorado.

The Commission is now in receipt of a communication from said transferee, requesting authority to conduct operations under authority acquired by him pursuant to said Decision No. 45885 as "Denver Air Taxi."

F I N D I N G S

THE COMMISSION FINDS:

That transferee herein should be authorized to do business as "Denver Air Taxi," as requested by him.

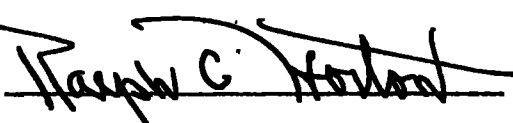

O R D E R

THE COMMISSION ORDERS:

That Richard G. Koplitz, Denver, Colorado, should be, and he hereby is, authorized to conduct operations under authority acquired by him pursuant to Decision No. 45885 as "Denver Air Taxi."

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOHN P. THOMPSON ABSENT.

Dated at Denver, Colorado,
this 2nd day of July, 1956.

mls

original

(Decision No. 46088)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF PUEBLO TRANSIT COMPANY, PUEBLO, COLORADO, FOR AUTHORITY TO TRANSFER PUC NO. 1464 TO PUEBLO TRANSPORTA- TION COMPANY, PUEBLO, COLORADO.	}	<u>APPLICATION NO. 14475-Transfer</u>

June 28, 1956

Appearances: Harry S. Peterson, Esq., Pueblo,
Colorado, for Applicants;
John L. McNeill, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

Transferor, Pueblo Transit Company, is the owner of Certifi-
cate of Public Convenience and Necessity No. 1464, which authorizes
the following:

Transportation of passengers between the City
of Pueblo, Colorado, and the Northern Avenue
Gate of the Minnequa Plant of the Colorado Fuel
and Iron Corporation, with the right to serve
all intermediate points between Bus Depot east
on First Avenue to Santa Fe Avenue, thence south
on Santa Fe Avenue to Northern Avenue, thence
east to Northern Avenue Gate;

Transportation of passengers: (1) Starting at
1st and Main Streets in Pueblo, Colorado, thence
east on 1st Street to Santa Fe Avenue, thence
southerly along Santa Fe Avenue to Juniper
Street, thence east on Juniper Street to the
entrance of said ball field or park; (2) Start-
ing at Evans and Northern Avenue in Pueblo, Colo-
rado, thence east on Northern Avenue to South
Santa Fe Avenue, thence north on South Santa Fe
Avenue to Juniper Street, thence east on Juniper
Street to the entrance of said ball field or
park, said company to charge the same fare, or
fares, as are charged within the municipal con-
fines of Pueblo, Colorado, and said patrons to
have transfer privileges from this line to all
other interconnecting lines within the City of
Pueblo, and transfer privileges from all inter-
connecting lines in the City of Pueblo to this
line;

Transportation of passengers between the City of Pueblo and what is known as "Lake Avenue Park," located 4.6 miles from the intersection of 9th and Main Streets, in Pueblo, Colorado, and to and from intermediate points;

Transportation of passengers for hire, as a transit system, to and from all points within the City Limits of Pueblo, Colorado;

Transportation of passengers for hire, between the Municipal Airport, located approximately six miles east of the City of Pueblo, Colorado, to points in and within a radius of fifteen miles of the City of Pueblo, Colorado, on special charter agreements, only, where an entire motor coach and driver shall be employed on such particular trips, said operations to be limited to passengers arriving or departing by air at the Pueblo Municipal Airport.

Transferor Pueblo Transit Company now seeks authority to transfer PUC No. 1464 to Pueblo Transportation Company, a Colorado corporation.

At the hearing, in Denver, Colorado, June 26, 1956, the following exhibits were introduced:

- Exhibit No. 1 - Resolution of the City Council of Pueblo, consenting to transfer.
- Exhibit No. 2 - Officers of the Pueblo Transportation Company.
- Exhibit No. 3 - Certificate of Incorporation of Pueblo Transportation Company.
- Exhibit No. 4 - Proposed Balance Sheet of Pueblo Transportation Company.
- Exhibit No. 5 - Agreement of sale.
- Exhibit No. 6 - Request of the President of Pueblo Transit Company for transfer of certificates, franchise, and licenses.

The evidence disclosed that the consideration for the transfer of the certificate, equipment, and other property is the sum of Two Hundred and Ten Thousand Dollars (\$210,000.00). It also appeared that all obligations of transferor will be adjusted at the time of the transfer, and transferor has operated continuously since it acquired

said operation from the Southern Colorado Power Company.

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS:

That Pueblo Transit Company, Pueblo, Colorado, should be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 1464 -- with authority as set forth in the preceding Statement, which is made a part hereof, by reference -- to Pueblo Transportation Company, Pueblo, Colorado, a Colorado corporation, subject to payment of outstanding indebtedness against said operation, whether secured or unsecured.

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

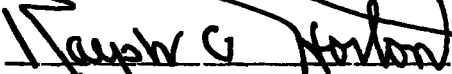

The tariff of rates, rules, and regulations of transferor

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

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

This Order shall become effective July 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOHN P. THOMPSON ABSENT.

Dated at Denver, Colorado,
this 28th day of June, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
MINNIE LEE SPAROVIC, DOING)
BUSINESS AS "THE SPAROVIC BUS) PUC NO. 2855
LINE," LEADVILLE, COLORADO.)
-----)

June 29, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Minnie Lee Sparovic, doing business as "The Sparovic Bus Line," Leadville, Colorado, requesting authority to further suspend operations under PUC No. 2855.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Minnie Lee Sparovic, doing business as "The Sparovic Bus Line," Leadville, Colorado, should be, and she hereby is, authorized to further suspend operations under PUC No. 2855 until January 5, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hobart
John P. Thompson
Commissioners.

COMMISSIONER JOHN P. THOMPSON ABSENT.

Dated at Denver, Colorado,
this 29th day of June, 1956.
ea

original

(Decision No. 46090)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE REMOVAL BY)	
CHICAGO, ROCK ISLAND AND PACIFIC)	
RAILROAD COMPANY OF ITS DEPOT)	APPLICATION NO. 14527
BUILDING AT MATHESON, COLORADO.)	
-----)	

June 29, 1956

S T A T E M E N T

By the Commission:

Pursuant to Rule No. 6 of the Rules and Regulations of this Commission Pertaining to Railroads and Express Companies operating in the State of Colorado, the Chicago, Rock Island and Pacific Railroad Company, by its Superintendent, J. C. Cortland, on May 22, 1956, filed its Petition requesting authority to remove its station building in the Town of Matheson, Elbert County, Colorado, effective on or after June 15, 1956.

Matheson is a station on that part of applicant's main line extending between Colorado Springs and Limon, Colorado, with the line continuing eastward through Burlington, Colorado, into Kansas and points beyond. Matheson is located 6.3 miles east from Simla, and 19.2 miles west from Limon, Colorado, and is served also by U. S. Highway No. 24, which roadway is asphalt-paved and generally parallels the full length of the rail line in Colorado.

In Investigation and Suspension Docket No. 221, by Decision No. 11020, dated November 27, 1937, authority was granted for the substitution of a custodian in lieu of an operator-agent, in order to reduce operating expenses to a level more in keeping with declining revenues. In Application

No. 10793, by Decision No. 35636, dated November 10, 1950, authority for withdrawal of the custodian was granted on the basis that there was only a very negligible volume of less-than-carload shipments and that remaining carload business of the Matheson station could be readily handled at Simla. The station has remained closed and unused since that time.

It is now submitted to the Commission that applicant has no use for the building at its present location, and in the interest of improved safety for the general public, and for the railroad, it is proposed to remove the station because of its proximity to the highway crossing located near the depot.

Upon investigation of this matter by the Commission, it has been determined that the depot, measuring 19.3 feet by 22 feet, consists of a frame building covered with asbestos siding and resting on a foundation of concrete blocks. The building and roof is in good shape. It is located between the main-line and the industry track, and is 105 feet west from the highway crossing to the near end of the building.

The highway crossing is a part of the county road serving northward from Matheson and U. S. Highway No. 24. Within a distance of 68 feet in the northerly direction, the road crosses a passing track, the main line and an industry track. While vision of trains for a motorist approaching the crossing is generally open, there is some restriction due to grain elevators and coal bins in the yard area near the trackage. However, the proposed station removal will open up the view westward along the main line within the railroad yard and be a definite safety improvement.

Other inquiry in the area has revealed that current prospects are not very promising for increased railroad business due to extended drouth and poor crop yields; in the event there would be a resurgence of business necessitating the services of an agent, it is always possible to move in a temporary agent's

office, that could be so located as to maintain the advantages of improved crossing vision now contemplated in the removal of the present structure.

As a matter of public information, a notice of the proposed station removal was posted on the outside of the building, wherein it was indicated that any protests to the proposal should be forwarded to the Commission.

No protests have been received and the files of the Commission do not indicate anyone who would desire to be heard in opposition to the granting of the authority sought; therefore, the Commission determined to hear, and has heard, said matter forthwith, without further notice, upon the records and files herein.

F I N D I N G S

THE COMMISSION FINDS:

That the authority sought in the instant application should be granted, since public safety will be increased as a result of the requested building removal.

O R D E R



THE COMMISSION ORDERS:

That the above Statement and Findings be made a part hereof.

That on or after date, the Chicago, Rock Island and Pacific Railroad Company be, and it hereby is, authorized to retire and remove its depot building at Matheson, Elbert County, Colorado.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER JOHN P. THOMPSON
NOT PARTICIPATING.
Dated at Denver, Colorado,
this 29th day of June, 1956.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE FAILURE OF)
VARIOUS CORPORATIONS AND PERSONS)
TO COMPLETE APPLICATIONS FOR)
AUTHORITY TO OPERATE AS COMMON)
OR PRIVATE CARRIERS FOR HIRE IN)
INTRASTATE OR INTERSTATE COMMERCE)
BY MOTOR VEHICLE OVER THE HIGHWAYS)
OF THE STATE OF COLORADO)

JULY 2, 1956

It appears from the records of the Commission that the corporations and persons listed in the order part of this decision have paid this Commission a filing fee for a private carrier permit or a common carrier certificate to operate as a private or common carrier for hire, in intrastate or interstate commerce, over the highways of the State of Colorado, and that the Commission has held hearings and granted said permits and certificates subject to completion of the applications and the filing of the required insurance, tariff, description of equipment, statement of customers, and other documents specified by law and in the Commission's rules.

All of the corporations and persons listed in the order part of this decision have been duly notified by this Commission of their failures in one or more of the respects hereinabove stated.

The Commission is of the opinion, and so finds, that all of said proceedings heretofore instituted by the corporations and persons listed in the order part of this decision should be and hereby, are dismissed.

O R D E R

IT IS ORDERED:

That each of the application proceedings heretofore commenced by:

A & R Company
Allen Chevrolet Co.
Barsh Produce Co.
George W. Blandin
Bend Plumbing Inc.
Hayden Bowlin
Virgle Bowlin
Jack Braden
F. T. Brook
Buckeye Shippers Assn. Inc.
Ernest Buettnier
Byrd Butters
C. T. Calhoun
H. M. Canty Truck Line
C. E. Caudle
Conley Truck Co.

Brickenridge Minnesota
1322 8th St. Kansas City, Missouri
25 No. Trenton, Tulsa Oklahoma
1106 Seventh St., Wichita Falls, Texas
Miami, Florida
Tarkio, Missouri
Box 21, Hazleton Idaho
435 S. Sheridan, Denver 14, Colo.
Taos, New Mexico
3333 Lakeside, Cleveland, Ohio
Mission, South Dakota
Cornish, Utah
714 E. Overland, El Paso, Texas
Mechanicsville, New York
925 Watson Rd., Springdale, Arkansas
4140 E. 29th Des Moines, Iowa

Earl Dancer
J. B. Debbins
Thomas L. Dudman
Bert Ellis
Derrance W. Fenderson
Alvin Fletes
Silva Florencie
Food Sales
Marion Fry Truckline
J. T. Gonzales
J. H. Green
A. W. Grimes
Guignard Brothers
Kenneth Gunderson
M. V. Haggard
C. E. Hansen Mobile Homes
C. J. Hargraves
Frank J. Hatt
Hayes Truck Line
James Hazell
Chris H. Hensen
Merle Gene Holstein
Jack Holt
L. L. King
W. T. Klebold
Ray Knight
Jack O. Komes
Howard B. Landrum
W. E. Leifeste
Francis Loesch
Elmer Lucas
H. I. Lyman
Ray F. Lyman & Sons
George Manates Trans.
Marvel Truck & Deer Service
L. J. Masching
McCue Transportation
McFarland Trucking Co.
Fred A. McNeil
George Miller
J. H. Miller
M. G. Montano
John W. Moore
Vernon E. Mullikin
Norman D. Noble
Arthur Offe
Oklahoma Truck Service
Luther Lee Page
N. J. Parriski
Jesse M. Peavey
Mack Pouncey
Jim Priest
Robert E. Puran
Quality Steel Inc
Ratliff & Washburn
Vernon Rayburn
Dean Reid
Rich Brothers Co.
Roy Rogers Truck Line
T. L. Sparkman
Harold Stall
R. W. Steele

Gibbon, Nebraska
Carlsbad, New Mexico
2605 Wall, Joplin, Missouri
Box 429, Beab, Utah
1118 1/2 N. 16th St., Omaha, Nebr.
Box 553, Great Bend, Kansas
Japelle, New Mexico
Dyersburg, Tennessee
212 3rd Ave. S. E., Aberdeen So. Dak.
Costilla, New Mexico
Retan, Texas
932 So. California, Grand Island, Nebr
Rt. 5 Box 848, Charlotte, No. Carolina
1923 Feronia Ave., St. Paul, Minnesota
3002 Bates St., Lubbock, Texas
15700 W. 6th, Golden, Colorado
Spencer, Iowa
Green River, Utah
2810 W. Lisbon, Milwaukee, Wisc.
1012 Monroe St., Kansas City, Mo.
617 Woodruff, Niles, Michigan
Alta, Iowa
801 N. Lynn St., Lamesa, Texas
1810 So. Locust, Grand Island, Nebr.
Clovis, New Mexico
Oram, Utah
Box 186, North Platte, Nebraska
1021 So. 14th, Chickasha, Okla.
3021 Frankfort St., El Paso, Texas
Orleans, Nebraska
4315 So. Main, South Bend, Indiana
Dennison, Iowa
Blanding, Utah
524 "B" St., Rock Springs, Wyoming
Casper, Wyoming
Breese, Illinois
Hutchinson, Kansas
Casper, Wyoming
Lance Creek, Wyoming
763 E. 2nd So., Salt Lake City, Utah
Williams, Arizona
Las Vegas, New Mexico
Raton, New Mexico
Box 154, W. Terre Haute, Indiana
Columbus, Nebraska.
Guernsey, Wyoming
Tulsa, Oklahoma
Box 7, Tres Piedras, New Mexico
715 Westminster, Providence, R. I.
1501 Hamilton St., El Centro, Calif.
c/o Perry Truck Stop, Perry, Florida
La Grange, Kentucky
17720 Ivanhoe, Roseville, Michigan
Lubbock, Texas
Comanche, Texas
Gibbon, Nebraska
900 Washakie St., Lander, Wyoming
Box 514, Sioux Falls, So. Dakota
322 9th Ave S. W. , Aberdeen, So. Dak.
Coleman, Texas
Gibbon, Nebraska
9000 Lee St., Clovis, New Mexico

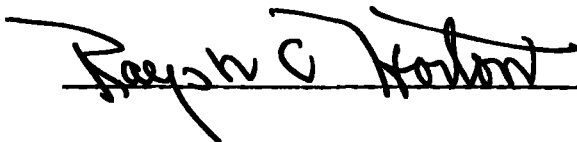
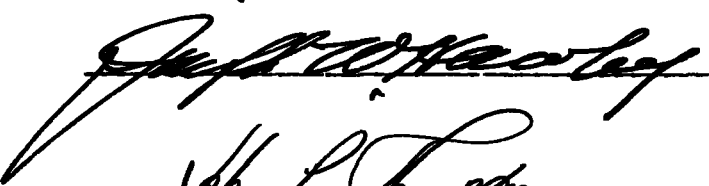
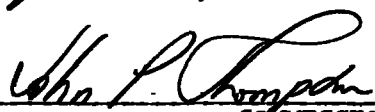
J. L. Taylor
M. B. Thomas Auto Sales
Tooley Transportation Co
Harry E. Troutman
Harvey Uken
Universal Dist. Inc
Alfred Velarde
Arthur Washburn
Arthur Washburn
Waterloo Transfer
Harold Weese
Wood Truck Line

Douglass Kansas
St Louis Missouri
2889 Longwood Hayward California
1216 South F St Wellington Kansas
Winner South Dakota
106 Meadow St New Haven Connecticut
Box 11 Ducla New Mexico
Dem Star Rt. Comanche Texas
Belton Texas
Waterloo Nebraska
Greenville New Mexico
Rudd Iowa

before this Commission, to obtain a permit authorizing said corporations and persons to operate over the highways of this State as Private Carriers for hire by motor vehicle be, and the same hereby are, dismissed.

This order shall become effective ten days from this date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




COMMISSIONERS

Dated at Denver, Colorado,
this second day of
July, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE FAILURE OF VARIOUS)
CORPORATIONS AND PERSONS TO COMPLETE)
APPLICATIONS FOR AUTHORITY TO OPERATE)
AS COMMON AND PRIVATE CARRIERS FOR HIRE)
IN INTERSTATE AND INTRASTATE COMMERCE)
BY MOTOR VEHICLE OVER THE HIGHWAYS OF)
THE STATE OF COLORADO)

JULY 2, 1956

It appears from the records of the Commission that the corporations and persons listed in the order part of this decision have, upon demand of the Colorado State Patrol of the State of Colorado, paid to this Commission a filing fee for Common or Private Carrier authority to operate as a Common or Private Carrier for hire, interstate or intrastate, over the highways of the State of Colorado, pursuant to Chapter 120, Sessions Laws of 1931, as amended.

It further appears from the records of this Commission that said corporations and persons have failed to complete their said applications in one or more of the following particulars:

(a) Failure to file application as required by law and Rule 3 of the Rules and Regulations of this Commission Governing Common Carriers for hire by Motor Vehicle.

(b) Failure to file with this Commission a statement giving the description of each truck, trailer, or other vehicle used by said corporations or persons in their business, as required by law and Rule 12 of said Rules and Regulations.

(c) Failure to obtain, keep in force at all times, public liability and property damage insurance or a surety bond providing similar coverage, or to file with this Commission a certificate of insurance, all as required by law and Rule 18 of said Rules and Regulations.

It further appears from the records of the Commission that all of the corporations and persons listed in the order part of this decision have been duly notified by this Commission of their failure in the respects hereinabove stated.

The Commission is of the opinion, and so finds, that all of said proceedings heretofore instituted by the corporations and persons in the order part of this decision should be dismissed.

O R D E R

IT IS ORDERED:

That each of the application proceedings heretofore commenced by:

ACA Produce Co
H H Adams
Robert C Adcox
Albert Albaugh
Robert K Albaugh
Aldrich & Sons
Earl Allen
Robert Ames
Luverne Anderson
Anderson & Severson
Andrews Implement Co
Arbuthnot Bros
Paul Arpin

444 Grand Ave Nogales Arizona
Georgetown Texas
Burnett Texas
Flora Indiana
315 W Columbia St Flora Indiana
Hewitt Minnesota
Clermont Florida
Marcus Iowa
Conger Minnesota
Isle Minnesota
Highway 71 N Fayetteville Ark
Box 423 Haddam Kansas
150 Minton Avenue Providence R I

E C Ashbrook	1208 Jones St Ft Worth Texas
Fred L. Back	1514 Pruesser San Angelo Texas
Joe E Barnett	Goldthwaite Texas
L M Bauer & E L Hastings	2727 West 33rd Ave Denver 11 Colorado
Beason Truck Service	Kiowa ansas
Belford Trucking Co	1250 NW 23rd Miama Florida
R E Bell Jr	Bowie Texas
Roman R Bensik	o430 So 11th Milwaukee Wisconsin
C E Berthing	Marble Falls Texas
Norman E Blackmore	Box 301 Lusk Wyoming
Marlin Bemberger	Sargent Nebraska
Melvin Bookout	927½ No. 24th Billings Montana
Carl Bordine	6415 Avenue "S" Houston Texas
Rex Bransen	Hydro Oklahoma
Richard Bright	Rt 1 Beatonsville Arkansas
J W Briston	3618 Daves Drive Dallas Texas
Broadway Leasing Corp	175 Vallejo St Denver 23 Colo
Leonard Brookshire	Chalmers Indiana
C K Buckner	Roscoe Texas
Jack Bucks	Box 2209 Uvalde Texas
A Buell & Jim Van Arsdale	North Platte Nebraska
L O Burdett	Box 741 Maysville Oklahoma
Charley Butler	Fulton Kansas
Joe Butler	Newkirk Oklahoma
E S Calhoun	7939 E Broadway Tampa Florida
Callahan Wheat Co	Floydada Texas
Cardwell Produce	119 Poplar St North Little Rock Arkansas
Sid Carter Feed Yards	Box 1508 Amarillo Texas
E E Caughlin	629 S W 33rd Oklahoma City Oklahoma
J E Chambers	119 McKean St Auburndale Florida
Chapman Produce Company	Box 498 Hamilton Alabama
R E Cheek	2700 Canyon Road Amarillo Texas
Gail Clay	141 So 10th Broken Bow Nebraska
J B Cloud	Box 565 Brownfield Texas
E S Cole	Box 243 Pritchett Colorado
Colonial Freight Line	Birmingham Alabama
E C Conklin	1211 Houston Levelland Texas
W B Conley	4140 East 29th Des Moines Iowa
Carl Conway	2642 Caravos St St Louis Missouri
Earl Corcoran	Emmon South Dakota
C L Cox & Son	Beeville Texas
F Cox	Chandler Arizona
Walter Cox	1201 Claude St Dallas Texas
Crambilt Truck Line	3101 E 14th St Des Moines Iowa
I L Crews	Route 1 Lindale Texas
Tom Cressland	Wheeler Texas
E R Crouse Jr	310 McGee Sherman Texas
L P Cunningham	324 3rd Lincolnton Georgia
Davies & Son	1100 "M" Street Gering Nebraska
Dereu & Dean	Atkinson Illinois
Jack Dennell	Joplin Missouri
K D Douthit	Box 383 Briscoe Texas
Deniece Duncan	Kokomo Indiana
E & F Produce Co	5030 So State St Murray Utah
Larry Easley	Box 244 Van Texas
El Rancho Distributors	Las Lumas New Mexico
Walter English	710 Williams St Eagle Pass Texas
Elias Escobedo	1211 San Luis San Antonio Texas
Rudy Escobedo	1620 San Dario Ave Laredo Texas
Ewing Milling Co	Wiley Colorado
Don Faulk	Chadron Nebraska
John U Fee	Medina Texas
Robert H Fletcher	257 Boulder San Antonio Texas
Floral Park Trans Service	21 Belmont Ave Floral Park Long Island N Y
C R Gandy	Edom Texas
Paul F Gastineau	25 So Phoenix Tulsa Oklahoma
Milan Gayman	1521 East 10th North Platte Nebraska
Jerry Gibson	Box 208 Gibbon Nebraska
Lee F Gibson & So	2402 Hastings N E Albuquerque N Mexico
Davil L Graening	1001 N W 39th Oklahoma City Oklahoma
W A Gray Jr	Haines City Florida

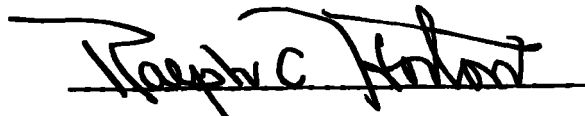

Kenneth H Greening
 Gordon Lee Grice
 Gronvoft Livestock Market
 Jay Grove
 Growers Marketing Assn Inc
 Gulf Southwestern Trans, Co
 Billy J Gunter
 Claude H Hall
 Bert Hamann
 Rich Hamilton
 C W Haynes
 Lowell Hefner
 Helmway Trucking
 D J Henthorn
 Hicks & Denson
 Hinrichs Truck Line
 C F Hollabauer
 John M Hollison
 Wesley Horine
 Ralph Horton
 Ira Iwerks
 Wilbur J Jackson
 Alva J Johnston
 Carleton I Johnston
 Zeb C Jones
 Jordon & Beauford
 Kansas Arizona Motor Express
 Wayne Kelley
 E B Kennedy
 Kenson Transportation

Box 753 Fort Morgan Colorado
 Goodwell Oklahoma
 General Delivery Biron Minnesota
 Watonga Oklahoma
 Box 1106 Haines City Florida
 5812 Brock St Houston Texas
 Box 331 San Saba Texas
 Inland Nebraska
 528 E Trent Spokane Washington
 970 Osborne Road Minneapolis Minnesota
 Chapman Kansas
 901 Forest Benton Illinois
 2520 Park Circle Salt Lake City Utah
 Shamrock Texas
 1012 Hale Durham North Carolina
 Ida Grove Iowa
 Canyon Texas
 5207 E Twin Lakes Blvd Minneapolis Minnesota
 2915 N Meridian Wichita Kansas
 Charleston Arkansas
 General Delivery Derby Colorado
 Naponee Nebraska
 211 West 51st Little Rock Arkansas
 21 Lester Court Pontiac Michigan
 Gen Bldg. Fruitland Park Florida
 Box 4125 Santa Fe N Mexico
 2521 1/2 West Beverly Blvd Montebello California
 401 17th St Lubbock Texas
 Coleman Texas
 1245 No Valley Burbank California

before this Commission, to obtain a certificate authorizing said corporations and persons to operate over the highways of this State as Common Carriers for hire, interstate, by motor vehicle, be, and the same hereby are, dismissed.

That this order shall be come effective ten (10) days from this date.

THE PUBLIC UTILITIES COMMISSION
 OF THE STATE OF COLORADO



 Commissioners

Dated at Denver, Colorado, this
 second day of July, 1956

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE FAILURE OF VARIOUS)
CORPORATIONS AND PERSONS TO COMPLETE)
APPLICATION FOR AUTHORITY TO OPERATE)
AS COMMON CARRIERS FOR HIRE, INTERSTATE,)
BY MOTOR VEHICLE OVER THE HIGHWAYS OF THE)
STATE OF COLORADO.)

July 2, 1956

It appears from the records of the Commission that the corporations and persons listed in the order part of this decision have, upon demand of the Colorado State Patrol of the State of Colorado, paid to this Commission a filing fee for Common Carrier authority to operate as a Common Carrier for hire interstate over the highways of the State of Colorado, pursuant to Chapter 120, Sessions Laws of 1931, as amended.

It appears from the records of this Commission that said corporations and persons have failed to complete their said application in one or more of the following particulars:

(a) Failure to file application as required by Law and Rule 3 of the Rules and Regulations of this Commission Governing Common Carriers for hire by Motor Vehicle.

(b) Failure to make to this Commission a deposit to insure the filing of monthly reports and the payment of highways compensation taxes due from said corporations or persons, as required by Law and Rule 26 of said Rules and Regulations.

(c) Failure to file with this Commission a statement giving the description of each truck, trailer, or other vehicle used by said corporations or persons in their business, as required by Law and Rule 12 of said Rules and Regulations.

(d) Failure to obtain, keep in force at all times, public liability and property damage insurance or a surety bond providing similar coverage, or to file with this Commission a certificate of insurance, all as required by Law and Rule 18 of said Rules and Regulations.

It further appears from the records of the Commission that all of the corporations and persons listed in the order part of this decision have been duly notified by this Commission of their failure in the respects hereinabove stated.

The Commission is of the opinion, and so finds, that all of said proceedings heretofore instituted by the corporations and persons in the order part of this decision should be dismissed.

O R D E R

IT IS ORDERED:

That each of the applicants proceedings heretofore commenced by:

R C Kimball
Lawrence King
Buren Knewlton
A R Krull
Ronald Kuhn
L A Eureka Lines
George Lakeman

603 Pearson McKinney Texas
Gen Del Vienna Illinois
Box 222 Doniphan Missouri
2529 N Edgemore Phoenix Arizona
Box 236 Loup City Nebraska
1231 E 7th St Los Angeles California
Billings Montana

Robert E Lampman
 Manasa & Wexler
 A S Lawrence Trucking Co
 John L Lewis
 Hugh C Lister
 C L Lobstein
 Harold Lehman
 J T Lumley
 Syble Mackey
 Marks Thorebred Express
 L A Martin
 Marcel Martinez
 Robert Martinson
 A E Massey
 Sid H Masters
 William May
 Lee Roy Mayfield
 Chester McCabe
 McCracken & Keon
 McKay Freight Lines
 Curtis C Miller
 Miller Transfer Co
 W A Miller
 Thomas Moore
 Ivan A Murphy
 Norman Murphy
 Chester H Neeley
 Cecil H Nish
 Oklahoma Fruit & Vegetable Co
 Bill Orate
 Dersey Overturf
 Frear V Parker
 E H Parks
 Weldon W Parrish
 J H Payne
 Irven Penny
 Pervin Grain Transit Co
 Charles W Peterman
 Y F Pharis
 Virgil L Piper
 Lindell B Pounders
 Clyde Premer
 Donald Pressley
 Ted Presser
 B R Raines
 Allen Rainey
 E T Rainville
 Red Lodge City Transfer
 Redmon Truck Line
 Emerson J Reese
 Cecil D Rhynolds
 S & R Trucking
 Joe Saladino
 J D Sampson
 H B Danders
 Scallsa Produce Co
 Schultz Transit Co
 Charles Seufert
 Fred Shoemaker
 Peter W Simon
 Orvil Simpson
 John H Skidmore
 Tom Slack & Charles Wright
 Charles V Smalley
 Carl Smith
 Winfred Smith
 Souder Truck
 Ray B Spurgin Truck Service
 James William Staab
 Standard Magnesium Corp
 State Lumber Co
 Charles E Stowell

Trenton Nebraska
 701 Front Key West Florida
 121 Potter St Red Wing Minnesota
 Route 3 Jacksonville Texas
 Sedan Kansas
 Brownwood Texas
 Gen Del Independence Iowa
 6402 Military Dallas Texas
 315 Samon Lee Drive San Antonio Texas
 Rt. 3 Box 161 Glendale Arizona
 Bison Oklahoma
 514 Bridge St La Junta Colorado
 8336 5th Avenue Minneapolis Minnesota
 Burnett Texas
 12112 Longworth Ave Norwalk California
 3725 Frankford Ave Philadelphia Penn
 2602 So 20th Abilene Texas
 Dwight Kansas
 Red Cloud Nebraska
 216 4th Fairbury Nebraska
 Box 433 Hawkins Texas
 Harding Highway E Marion Ohio
 Box 575 Crosbyton Texas
 Fulton Missouri
 200 W 40th Boise Idaho
 Roosevelt Utah
 Sabinal Texas
 931 Hillcrest Ave Logan Utah
 340 E Choctaw McAlester Oklahoma
 Syracuse Kansas
 Box 482 Santa Rosa California
 Pawnee Nebraska
 Ft Stockton Texas
 Gen Del Lockhart Texas
 Bullard Texas
 South Avenue Marble Falls Texas
 1819 3rd Ave S E Rochester Minnesota
 Box 67 Celina Texas
 317 Park Avenue Sanford Florida
 509 E Walke St Breckenridge Texas
 610 Christine St Houston Texas
 Evans Colorado
 6235 Morrison Road Denver 14 Colorado
 Box 653 Plainview Texas
 Whitworth Street Sulphur Springs Texas
 1605 So 20th St Chickasha Oklahoma
 71 Carlton St Holyoke Mass
 Red Lodge Montana
 Box 8 Kiawatha Kansas
 5654 Eighteen Baton Rouge La
 5809 Gillan Road Lincoln Nebraska
 Box 1162 Santa Rosa California
 2047 Beech Tampa Florida
 Box 62 Evans Colorado
 Crowell Texas
 St Louis Missouri
 Box 587 Rochester Minnesota
 Route 1 Grand Island Nebraska
 Pharr Texas
 Fairmont Minnesota
 1420 College Blvd Durant Oklahoma
 Ucola Route Dove Creek Colorado
 1125 Colgate Perryton Texas
 Rt 11 Box 1314 Springfield Missouri
 800 Eustis St Saint Paul Minnesota
 1737 N W 7th St Oklahoma City Oklahoma
 6513 Myron St Louis Missouri
 417 1st Ave Dallas Texas
 Waukesha Wisconsin
 Tulsa Oklahoma
 1620 Bassett El Paso Texas
 3619 West First Tulsa Oklahoma

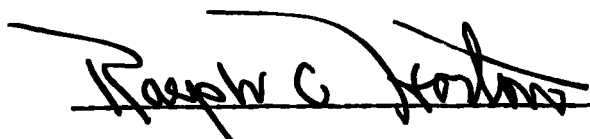
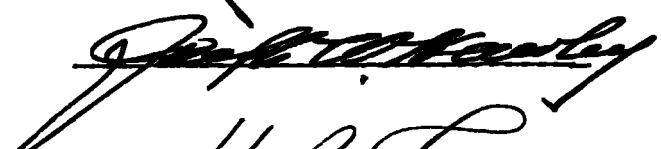

Red V Svilar
 T & W Transport Corp
 Dan Talbert
 William Taylor
 Glen Thompson
 Thompson Seed Co
 Lon A Torbert
 Transport Rental Systems
 Ray Tysen Co
 United Produce Co
 Universal Truck Lines Co
 Valdez Brothers
 M N Vanhorn
 Raymond Vollmer
 Wardell's Truck Stop
 W W Warren
 J W Washburn & D L Preece
 Watkins Motor Lines Inc
 James T Watson
 T B Weddle
 P T Weese Trailer Sales
 O L Weir
 H L Wilkerson
 F R Wills
 Wilson Brothers Trucking Co
 D Q Wise Co
 J E Wiseman
 D R Woods
 O, A Wortham
 Yellow Cab & Transfer Co
 York Interstate Trucking Inc
 Bill Yousey
 John Zinno

Box 85 Hudson Wyoming
 Putman Texas
 Albion Hotel Greeley Colorado
 Upalco Utah
 Chillicothe Missouri
 Columbus Nebraska
 Box 248 Lindale Texas
 Miami Florida
 Junction 69-71 Riverside Missouri
 1124 So Central Expressway Dallas Texas
 5511 N Post St Spokane Washington
 Box 641 Raton New Mexico
 Aurora Nebraska
 Hugoton Kansas
 Box 1723 Billings Montana
 400 S W E Bentonville Arkansas
 Belton Texas
 Thomasville Georgia
 3 Busbee Road Asheville North Carolina
 Box 802 Fort Stockton Texas
 Route 1 Galveston Indiana
 Fayetteville Arkansas
 204 Donley Big Springs Texas
 3213 Meadow Oak Fort Worth Texas
 Carthage Missouri
 Pawhuska Oklahoma
 6900 Washington Ave Houston Texas
 434 Maple St Albuquerque N Mex
 Box 305 Anthony New Mexico
 530 So University Ave Provo Utah
 8222 Market St Road Houston Texas
 Sea Ridge Arkansas
 Box 1138 Pueblo Colorado

before this Commission, to obtain a certificate authorizing said corporations and persons to operate over the highways of this State as Common Carriers for hire, interstate, by motor vehicle, be, and the same hereby are, dismissed.

That this order shall become effective ten (10) days from this date.

THE PUBLIC UTILITIES COMMISSION
 OF THE STATE OF COLORADO




 Commissioners

Dated at Denver, Colorado, this
 Second day of July, 1956.

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* * *

APPLICATION NO. 14557

June 25, 1956

S T A T E M E N T

By the Commission:

Report has been received by the Commission from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, to the effect that an emergency exists in the matter of trucks for the transportation of grain in the State of Colorado, in the Counties of Weld, Morgan, Logan, Sedgwick, Phillips, Washington, and Yuma, and that said emergency will probably continue for a period of thirty days hereafter.

Request is made for an Order of the Commission relative to the issuance of temporary certificates of public convenience and necessity for the seasonal transportation of grain in the territory described.

FINDINGS

THE COMMISSION FINDS:

That an emergency exists because of the shortage of certificated trucks for the transportation of grain in the Counties of Weld, Morgan, Logan, Sedgwick, Phillips, Washington, and Yuma, State of Colorado, and that public convenience and necessity require that temporary certificates of public convenience and necessity should issue for the operation of motor vehicles for transportation of grain to markets or places of storage, as provided by Chapter 80, Session Laws of 1955, said certificates to be effective from June 25, 1956 to July 25, 1956,

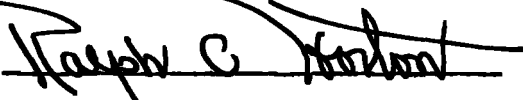

both dates inclusive.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity should be, and are hereby, authorized to be issued for the operation of motor vehicles, for the transportation of grain, to markets or places of storage, in the Counties of Weld, Morgan, Logan, Sedgwick, Phillips, Washington, and Yuma, State of Colorado, said certificates to be effective June 25, 1956, and continue in force up to and including July 25, 1956, no such certificate to issue for transportation of grain by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOHN P. THOMPSON ABSENT.

Dated at Denver, Colorado,
this 25th day of June, 1956.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
SAM SPAHN, DOING BUSINESS AS)
"SPAHN PRODUCE," 115 EIM,)
JULESBURG, COLORADO.)
-----)

PERMIT NO. M-6133

July 5, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Sam Spahn, dba "Spahn Produce,"

requesting that Permit No. M-6133 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6133, heretofore issued to _____
Sam Spahn, dba "Spahn Produce," be,

and the same is hereby, declared cancelled effective July 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

R. C. Norton
John P. Thomas
Commissioners

Dated at Denver, Colorado,

this 5th day of July, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
ARCHIE GORDON, STAPLETON,
NEBRASKA.

}
FUC NO. 2403-I

July 2, 1956

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Archie Gordon, Stapleton, Nebraska, requesting that Certificate of Public Convenience and Necessity No. 2403-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

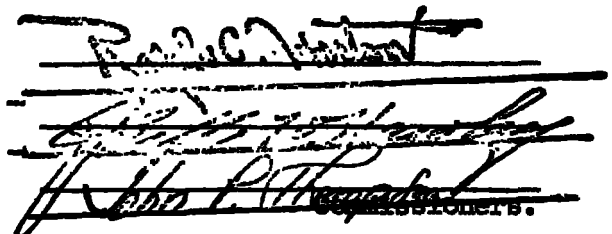
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 2403-I, heretofore issued to Archie Gordon, Stapleton, Nebraska, be, and the same is hereby, declared cancelled effective June 24, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 5th day of July, 1956.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

EDDIE ROMERO, PAGOSA SPRINGS,
COLORADO.

PERMIT NO. B-4793

July 5, 1956

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Eddie Romero

requesting that Permit No. B-4793 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. B-4793, heretofore issued to _____

Eddie Romero

be,

and the same is hereby, declared cancelled effective July 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hartman
John C. Hartman
John C. Hartman

Dated at Denver, Colorado,

this 5th day of July, 195 6.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
MARCELIA STRUTZ, DOING BUSINESS
AS "MIDLAND STEEL COMPANY,"
5501 NORTH FEDERAL BOULEVARD,
DENVER, COLORADO.

PERMIT NO. M-8401
CASE NO. 76788-INS.

July 2, 1956

S T A T E M E N T

By the Commission:

On June 26, 1956, in Case No. 76788-Ins., the Commission entered an Order revoking Permit No. M-8401 for failure to keep on file the required certificate of insurance.

Since proper insurance is now on file, within the five-day grace period, and without lapse of coverage, our Order of revocation should be set aside.

F I N D I N G S

After careful consideration of the record and the files, the Commission is of the opinion, and finds, that our revocation Order entered in Case No. 76788-Ins. should be cancelled and set aside, and said Permit No. M-8401 restored to its former status.

O R D E R

THE COMMISSION ORDERS:

That revocation Order entered on June 26, 1956, in Case No. 76788-Ins., should be, and it hereby is, cancelled and set aside, and said Permit No. M-8401 restored to its former status as of June 26, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
[Signature]
Commissioners.

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 2nd day of July, 1956.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
HERBERT AND AGATHA KULIMAN,)	PERMIT NO. M-5564
2630 EAST 3rd AVENUE, DENVER,)	<u>CASE NO. 76845-INS.</u>
COLORADO.)	
- - - - -)	

- - - - -
July 2, 1956
- - - - -

S T A T E M E N T

By the Commission:

On June 26, 1956, in Case No. 76845-Ins., the Commission entered an order revoking Permit No. M-5564 for failure to keep on file the required certificate of insurance.

Since proper insurance filing has now been received, within the five-day period of grace, and is in order without lapse of coverage, our revocation order should be set aside.

F I N D I N G S

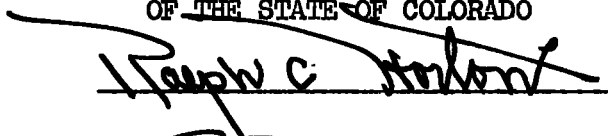

After careful consideration of the record and the files, the Commission is of the opinion, and finds, that our revocation order entered in Case No. 76845-Ins., should be cancelled and set aside, and said Permit No. M-5564 restored to its former status.

O R D E R

THE COMMISSION ORDERS:

That revocation order entered on June 26, 1956, in Case No. 76845-Ins., should be, and it hereby is, cancelled and set aside, and said Permit No. M-5564 restored to its former status as of June 26, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER THOMPSON ABSENT.

Dated at Denver, Colorado,
this 2nd day of July, 1956.
ea