

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
MIKE C. HERNANDEZ, 296 NORTH 11TH)	
STREET, BRIGHTON, COLORADO, FOR A)	
CLASS "B" PERMIT TO OPERATE AS A)	<u>APPLICATION NO. 14864-PP</u>
PRIVATE CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

January 14, 1957

S T A T E M E N T

By the Commission:

By the above-styled application, Mike C. Hernandez, Brighton, Colorado, seeks authority to operate as a Class "B" private carrier by motor vehicle for hire.

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

On November 26, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said matter, he thereafter to submit to the Commission a report of said proceedings.

Report of the Examiner states that applicant had given an incorrect address to the Commission on his application, and therefore, Notice of Hearing did not reach him, but was returned to the Commission.

Report of the Examiner recommends that said matter be continued, to be re-set for hearing at a future date.

F I N D I N G S

THE COMMISSION FINDS:

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

That the above-styled matter should be continued, to be re-set for hearing at a future date, with notice to all parties in interest.

O R D E R

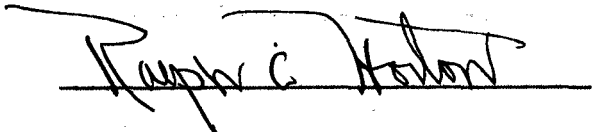
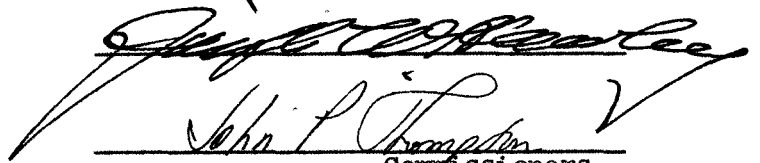
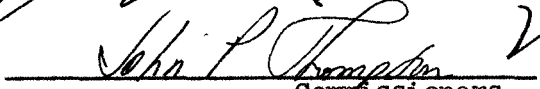
THE COMMISSION ORDERS:

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

That Application No. 14864-PP should be, and the same hereby is, continued, to be re-set for hearing at a later date to be determined by the Commission, with notice to all parties in interest.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 14th day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
WILLIAM WILLHITE, JR., BOX 100,)	
GRANBY, COLORADO, FOR A CLASS "B")	<u>APPLICATION NO. 14810-PP</u>
PERMIT TO OPERATE AS A PRIVATE)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	
-----)	

January 14, 1957

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and rough lumber, from forests in the State of Colorado, to sawmills and railroad loading points within a radius of thirty-five miles of such forests.

Said application was regularly set for hearing before the Commission at the Court House, Hot Sulphur Springs, Colorado, October 26, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On October 25, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application, he thereafter to submit a report of said proceedings to the Commission.

Report of said Examiner states that when said application was called for hearing, at the time and place designated in Notice of Hearing, applicant failed to appear, either in person or by counsel, and it is recommended by said Examiner, in said Report, that the above-styled application be re-set for hearing at a later date, with notice to all parties in interest.

F I N D I N G S

THE COMMISSION FINDS:

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

therein should be approved.

That the above-styled application should be continued, to be re-set for hearing at a later date, with notice to all parties in interest.

O R D E R

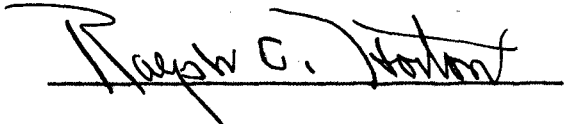
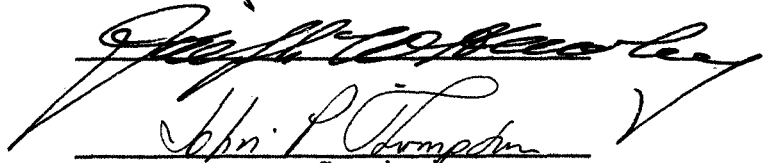
THE COMMISSION ORDERS:

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

That Application No. 14810-PP should be, and the same hereby is, continued, to be re-set for hearing at a later date to be determined by the Commission, with notice to all parties in interest.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 14th day of January, 1957.

ea

(Decision No. 47112)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
TOM MC KEE, 9910 WEST 44TH AVENUE,
WHEATRIDGE, COLORADO, FOR AUTHORITY
TO EXTEND OPERATIONS UNDER PERMIT
NO. B-4615 AND B-4615-I.

APPLICATION NO. 14725-PP-Extension

January 14, 1957

Appearances: Truman A. Stockton, Jr., Esq.,
Denver, Colorado, for
Applicant;
E. B. Evans, Esq., Denver,
Colorado, for Westway Motor
Freight, Capron Truck Line;
Howard Yelverton, Denver,
Colorado, for Goldstein
Transportation Company;
George F. Marsh, Esq., Denver,
Colorado, for Thomas D. Lane
Truck Line;
Marion Smyser, Esq., Denver,
Colorado, and
Ralph E. Turano, Denver, Colo-
rado, for Rio Grande Motor
Way, Inc.;
Roth Collins, Denver, Colorado,
for North Eastern Motor
Freight.

S T A T E M E N T

By the Commission:

By the above-styled application, Tom McKee, Wheatridge,
Colorado, owner and operator of Permit No. B-4615 and Permit No.
B-4615-I, authorizing:

Transportation of brewing barley, in bulk, and
seed barley, in bulk and bags, between points
and places in Colorado, for the Adolph Coors
Company, Golden, Colorado, only; and transport-
ation of grain, in bulk, from points and places
in Colorado, to mills and elevators of the Colo-
rado Milling and Elevator Company, only;

between all points in Colorado and the Colorado
State Boundary Lines, where all highways cross

same, in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended,

herein seeks authority to extend operations under said operating rights to include the right to transport general commodities: (1) between points and places in Golden, Colorado, and a radius of two miles thereof, and (2) between points and places in Golden, Colorado, and a radius of two miles thereof, on the one hand, and, on the other, points and places in the State of Colorado, for the exclusive use of Adolph Coors Company and/or Coors Porcelain Company.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

Prior to the hour and date set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner states that at the hearing, Tom McKee, applicant herein, testified that he is the owner and operator of Permit No. B-4615 and Permit No. B-4615-I; that by the above-styled application, he is seeking an extension of said operating rights as set forth in his application; that he is using twelve pieces of equipment in his operations, six of which are leased; that he has received requests for additional motor vehicle service from Adolph Coors Company and the Coors Porcelain Company; that his financial statement is on file with the Commission; that he could purchase additional equipment, if necessary; that he has hauled pellets for Coors upon a sale basis; that he also buys rice in California, and re-sells it to Coors

Company; that he employes five drivers and one mechanic.

Report of said Examiner further states that at the hearing, James R. Wildman testified he is Traffic Manager for Adolph Coors Company and Coors Porcelain Company; that he has been so employed for thirteen years; that these companies are engaged in the manufacture of beer and ceramics, and that these commodities are shipped out of the plants at Golden, Colorado, to points in Colorado; that in-bound freight to these plants consists of clay, machinery, barley, rice, cans, coal, and other materials used by the plants; that Adolph Coors Company and Coors Porcelain Company are supporting the instant application, and that in his opinion, these companies need the services of applicant because applicant's vehicles are always available and the service is satisfactory; that he has had some trouble with transportation of pellets, which need special equipment; that Coors companies maintain elevators at several points in the State for the storage of grain; that these plants have breakdowns from time to time, and repairs must be delivered, both day and night; that applicant could move these repairs out of the places of breakdown, and return with loads of grain; that this type of service is very desirable, and is needed by his companies; that while most of the beer transported out of Golden is being transported by commercial carriers who are beer distributors for Coors, there could be a need for some beer transportation on the part of the companies; that most of the transportation out of Golden plants is arranged for by the distributor shippers; that his companies have been using Westway Motor Freight for a substantial amount of these shipments; that this service is generally good; that Rio Grande Motor Way, Inc. has received some traffic from Coors, but has not hauled beer for some time.

Report of the Examiner further states that at the hearing, Kenneth Williamson testified he is Manager of Westway Motor Freight, of Golden, Colorado; that Westway is a common carrier, and has auth-

ority to furnish services sought by the instant application; that his company either has, or can obtain, all equipment necessary to render any service required by Coors; that about fifty per cent of company's business comes from services to and from Coors Plants; that the company has purchased motor vehicle equipment to specifically haul for Coors; that if the instant application were granted, it would materially affect the ability of his company to render good common carrier service.

Report of the Examiner further states that Ralph Turano, Traffic Manager of Rio Grande Motor Way, Inc., testified that his company can serve Coors and transport all commodities, except grain; that his company has served Coors Plants from time to time, and has solicited business from Coors; that any loss of business would affect his company; that Howard Yelverton testified that he is Traffic Manager for Goldstein Transportation Company; that this company has authority to render a large part of the service sought by the instant application; that his company has all the equipment necessary to meet any demand; that Ross B. Collins, of North Eastern Motor Freight, and Thomas Lane, of Thomas Lane Truck Line, both testified that their companies can render some of the service sought by the instant application; that they have sufficient equipment to render said service.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that Adolph Coors Company and Coors Porcelain Company would like to have applicant's services as another carrier with authority to serve; that inasmuch as applicant is a private carrier, granting of the authority herein sought would place applicant in direct competition with several line-haul and call and demand common carriers operating in the territory sought to be served by applicant; that Westway Motor

Freight, a common carrier, has authority to render all service sought to be performed by applicant; that Westway Motor Freight has its main office and keeps its motor vehicle equipment at Golden, Colorado, within a few blocks of the Coors Plants; that said protestant either has equipment, or can obtain such equipment as is necessary to render a complete service to the Coors Plants; that Westway Motor Freight has made substantial purchases of equipment to serve Coors, and that the granting of the authority herein sought would impair the efficient public service of this motor carrier; that Goldstein Transportation Company, Thomas D. Lane Truck Lines, Rio Grande Motor Way, Inc., and North Eastern Motor Freight are common carriers by motor vehicle, and can render some of the services sought by the instant application; that among all protestants herein, Adolph Coors Company and Coors Porcelain Company are amply supplied with service that applicant seeks to render by the instant application.

Report of the Examiner recommends that said application be denied.

F I N D I N G S

THE COMMISSION FINDS:

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

That the above-styled application should be denied.

O R D E R

THE COMMISSION ORDERS:

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

That Application No. 14725-PP 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

Ralph C. Horton
Frank W. Hawley
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 14th day of January, 1957.

mls

original

(Decision No. 47113)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
CHECKER CAB COMPANY, 406 SEVENTEENTH)	
STREET, DENVER, COLORADO, FOR A)	APPLICATION NO. 14612-Extension
CERTIFICATE OF PUBLIC CONVENIENCE)	<u>SUPPLEMENTAL ORDER</u>
AND NECESSITY, AUTHORIZING EXTENSION)	
OF OPERATIONS UNDER PUC NO. 78.)	
-----)	

January 14, 1957

Appearances: John F. Mueller, Esq., Denver,
Colorado, for Checker Cab
Company;
I. B. James, Boulder, Colorado,
and
Stockton, Linville, and Lewis,
Esqs., Denver, Colorado, for
Colorado Transportation Company.

S T A T E M E N T

By the Commission:

On December 31, 1956, the Commission entered its Decision No. 47058 in the above-styled application, authorizing Checker Cab Company, Denver, Colorado, to extend operations under PUC No. 78, as set forth in said Order.

On January 9, 1957, "Petition of Colorado Transportation Company, Protestant, for Rehearing," was filed by Stockton, Linville, and Lewis, Attorneys.

We have carefully re-examined the record and evidence in said matter, and are unable to find anything therein to justify the granting of Petition for Rehearing filed herein.

F I N D I N G S

THE COMMISSION FINDS:

That no error was committed in the entry of its Decision No. 47058, of date December 31, 1956; that no useful purpose would be served by granting rehearing herein, and that Petition for Rehearing filed herein should be denied.

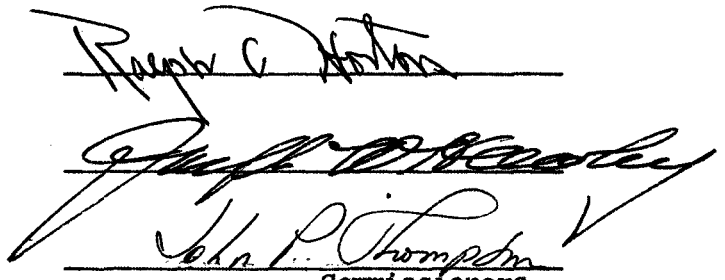
O R D E R

THE COMMISSION ORDERS:

That Petition for Rehearing, filed herein by Colorado Transportation Company, Protestant, by Stockton, Linville, and Lewis, Attorneys, on January 9, 1957, should be, and the same hereby is, denied.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 14th day of January, 1957.

ea

(Decision No. 47114)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HARRY L. BENNETT, DOING BUSINESS AS)
"BENNETT MOTOR TRANSPORT COMPANY,")
3130 ELIZABETH STREET, PUEBLO, COLO-) APPLICATION NO. 14970-Transfer
RADO, FOR AUTHORITY TO TRANSFER PUC)
NO. 480 AND PUC NO. 480-I TO THE)
REYHER TRUCKING COMPANY, A COLORADO)
CORPORATION, 3130 ELIZABETH STREET,)
PUEBLO, COLORADO.)
-----)

January 14, 1957

Appearances: Paul M. Hupp, Esq., Denver,
Colorado, for Transferor;
Arthur C. Gordon, Esq., Lamar,
Colorado, for Transferee.

S T A T E M E N T

By the Commission:

Harry L. Bennett, doing business as "Bennett Motor Transport Company," Pueblo, Colorado, owner and operator of PUC No. 480 and PUC No. 480-I, herein seeks authority to transfer said operating rights to Reyher Trucking Company, a Colorado corporation, Pueblo, Colorado, said PUC No. 480 and PUC No. 480-I being the right to operate as a common carrier by motor vehicle for hire, for the conduct of:

a transfer, moving, and general cartage business in the Counties of Pueblo, Huerfano, and Las Animas, in the State of Colorado, and for occasional service throughout the State of Colorado, and in each of the counties thereof;

between all points in the State of Colorado and the Colorado State Boundary Lines, where all highways cross same, in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 7, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On January 7, 1957, and prior to the hour set for hearing of said application, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner states that at the hearing, Harry L. Bennett, transferor herein, testified that he is the owner and operator of PUC No. 480 and PUC No. 480-I; that he has entered into an agreement with Reyher Trucking Company to sell said operating rights; that there are no outstanding unpaid operating obligations against said operation; that Contract of Purchase and option filed herein, and made a part of this record, contains all conditions of transfer; that in addition to operating rights under PUC No. 480 and PUC No. 480-I, other property is to be transferred.

Report of said Examiner further states that at the hearing, Russell C. Reyher, President of Transferee herein, testified his company has entered into a contract with Harry L. Bennett to purchase PUC No. 480 and PUC No. 480-I; that Reyher Trucking Company is owned by the same parties owning Reyher Milling Company; that Reyher Milling Company is the processor of prepared stock feeds, and has two processing plants and nine motor vehicles; that Reyher Milling Company has, by Resolution, copy of which is filed herein and made a part hereof, guaranteed performance of Contract with Harry L. Bennett by Reyher Trucking Company.

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

Report of the Examiner further states that transferee herein has sufficient equipment, and is financially able to engage in the business of transportation, as provided by PUC No. 480 and PUC No. 480-I.

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That the proposed transfer is compatible with the public interest, and should be authorized, subject to 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 Harry L. Bennett, doing business as "Bennett Motor Transport Company," Pueblo, Colorado, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to PUC No. 480 and PUC No. 480-I -- with authority as set forth in the preceding Statement, which is made a part hereof, by reference -- to Reyher Trucking Company, a Colorado corporation, Pueblo, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

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

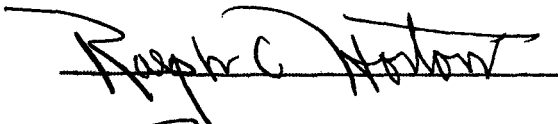


The tariff of rates, rules, and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 14th day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
GORDON L. GILBERTSON, DOING BUSINESS)
AS "CRAZY NORWEGIAN," 7400 EAST 22ND)
AVENUE, DENVER, COLORADO.)
-----)

PERMIT NO. M-1849

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Gordon L. Gilbertson dba Crazy Norwegian

requesting that Permit No. M-1849 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1849, heretofore issued to _____

Gordon L. Gilbertson dba Crazy Norwegian be,

and the same is hereby, declared cancelled effective January 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Ventant

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 14th day of January, 1957

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
R. W. KNAPP, DOING BUSINESS AS "MATHE-)
SON FOOD BANK," P. O. BOX 141, MATHE-)
SON, COLORADO.)
)
)
-----)

PERMIT NO. M-1889

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

R. W. Knapp dba Matheson Food Bank

requesting that Permit No. M-1889 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1889, heretofore issued to _____

R. W. Knapp dba Matheson Food Bank be,

and the same is hereby, declared cancelled effective December 20, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hartman

Commissioners

Dated at Denver, Colorado,

this 14th day of January, 1957

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CLARENCE A WOLF AND DENVER W. JOHNSON,)
DOING BUSINESS AS "WOLF & JOHNSON,)
2417 EAST 28TH AVENUE, DENVER, COLO-)
RADO.)
-----)

PERMIT NO. M-5171

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Clarence A. Wolf and Denver W. Johnson dba Wolf & Johnson

requesting that Permit No. M-5171 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5171, heretofore issued to _____

Clarence A. Wolf and Denver W. Johnson dba Wolf & Johnson be,

and the same is hereby, declared cancelled effective January 10, 1957

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hartman

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 14th day of January, 1957

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
PHIL ROSS, PHIL ROSS, JR., AND ROBERT)
R. ROSS, DOING BUSINESS AS "PHIL ROSS)
& SONS," 6331 EAST 64TH AVENUE, DERBY,)
COLORADO.)
-----)

PERMIT NO. M-6300

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Phil Ross, Phil Ross, Jr., and Robert R. Ross dba Phil Ross & Sons

requesting that Permit No. M-6300 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6300, heretofore issued to _____

Phil Ross, Phil Ross, Jr., and Robert R. Ross dba Phil Ross & Sons

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John W. Hines

John P. Thompson

Commissioner

Dated at Denver, Colorado,

this 14th day of January, 1957

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ROBERT E. AND FAYE DOSS, 2207 EAST)
YAMPA, COLORADO SPRINGS, COLORADO.)
_____))
_____)

PERMIT NO. M-7168

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Robert E. and Faye Doss

requesting that Permit No. M-7168 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7168, heretofore issued to _____

Robert E. and Faye Doss be,

and the same is hereby, declared cancelled effective January 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John W. Hawley
John P. Thomas
Commissioners

Dated at Denver, Colorado,

this 14th day of January, 1957

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LEO NEGRI, DOING BUSINESS AS "FOOTHILLS
VENDING COMPANY," 5040 ELM COURT,)
DENVER, COLORADO.)
_____)

PERMIT NO. M-7226

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Leo Negri dba Foothills Vending Co.

requesting that Permit No. M-7226 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7226, heretofore issued to _____
Leo Negri dba Foothills Vending Co. _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 14th day of January, 195 7

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ROBERT H. PARTON DOING BUSINESS AS)
"ONEIDA GARAGE AND AUTO PARTS,")
1400 ONEIDA STREET, DENVER, COLORADO.)
-----)

PERMIT NO. M-9227

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Robert H. Parton dba Oneida Garage and Auto Parts

requesting that Permit No. M-9227 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9227, heretofore issued to _____

Robert H. Parton dba Oneida Garage and Auto Parts

be,

and the same is hereby, declared cancelled effective January 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 14th day of January, 195 7.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
VIRGIL F. VANCE, WIGGINS, COLORADO.)
)
)
)
)
-----)

PERMIT NO. M-9323

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Virgil F. Vance

requesting that Permit No. M-9323 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9323, heretofore issued to _____

Virgil F. Vance

be,

and the same is hereby, declared cancelled effective January 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John W. Hawley
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 14th day of January, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
FLOYD F. FULLER AND VIVIAN FULLER,)
1217 SPRUCE STREET, BOULDER, COLORADO.)
_____))
_____))
_____)

PERMIT NO. M-9437

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Floyd F. Fuller and Vivian Fuller

requesting that Permit No. M-9437 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9437, heretofore issued to _____

Floyd F. Fuller and Vivian Fuller _____ be,

and the same is hereby, declared cancelled effective January 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 14th day of January, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
RUSSEL P. COPPLE, 10 SOUTH 17TH)
AVENUE DRIVE, BRIGHTON, COLORADO.)

PERMIT NO. M-9914

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Russel P. Copple

requesting that Permit No. M-9914 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9914, heretofore issued to _____
 Russel P. Copple _____ be.

and the same is hereby, declared cancelled effective January 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

Commissioners

Dated at Denver, Colorado,

this 14th day of January, 1957

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN G. HAZEL, BAILEY, COLORADO.)

PERMIT NO. M-10427

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

John G. Hazel

requesting that Permit No. M-10427 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10427, heretofore issued to _____

John G. Hazel

be,

and the same is hereby, declared cancelled effective January 10, 1957

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Henderson
Commissioners

Dated at Denver, Colorado,

this 14th day of January, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LEROY HUNTER AND JACK HUNTER, DOING)
BUSINESS AS "HUNTER FRUIT & PRODUCE,")
3755 SOUTH CHEROKEE, ENGLWOOD, COLO-)
RADO.)
-----)

PERMIT NO. M-10768

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Leroy Hunter and Jack Hunter dba Hunter Fruit & Produce

requesting that Permit No. M-10768 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10768, heretofore issued to _____

Leroy Hunter and Jack Hunter dba Hunter Fruit & Produce be,

and the same is hereby, declared cancelled effective January 3, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 14th day of January, 195 7.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
FRANK P. BENJAMIN, 4751 THOMPSON)
COURT, DENVER, COLORADO)

PERMIT NO. M-11576

January 14, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Frank P. Benjamin

requesting that Permit No. M-11576 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11576 , heretofore issued to

Frank P. Benjamin

be,

and the same is hereby, declared cancelled effective January 13, 1957

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hartman
John W. Hooten
John P. Thompson
Committee Chairman

Dated at Denver, Colorado,

this 14th day of January , 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM A. RAGAINS, DOING BUSI-)
NESS AS "BILL'S TRUCK SERVICE,")
BRISTOL AVENUE, COLORADO)
SPRINGS, COLORADO.)

PERMIT NO. A-671

January 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. A-671 be suspended for six months from January 1, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That William A. Ragains, doing business as "Bill's Truck Service," Colorado Springs, Colorado, be, and he is hereby, authorized to suspend his operations under Permit A-671 until July 1, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

[Signature]
[Signature]

Dated at Denver, Colorado,
this 14th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
GEORGE E. MASSEY, GRAND APART-
MENTS, GUNNISON, COLORADO.

PERMIT NO. B-4984

January 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-4984 be suspended for six months from January 10, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That George E. Massey, Gunnison, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-4984 until July 10, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Handwritten signatures of three commissioners]
Commissioners.

Dated at Denver, Colorado,
this 14th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN COUPER, DOING BUSINESS AS)
"J. C. SERVICE," 7421 KNOX)
PLACE, WESTMINSTER, COLORADO.)

APPLICATION NO. 14368-PP

January 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from John Couper, doing business as "J. C. Service," Westminster, Colorado, requesting that his Class "B" permit, granted in Application No. 14368-PP, Decision No. 45938, under date of June 7, 1956, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Class "B" permit, granted John Couper, doing business as "J. C. Service," Westminster, Colorado, in the above-numbered application, Decision No. 45938, under date of June 7, 1956, be, and the same hereby is, declared cancelled, effective January 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 14th day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
MELVIN S. YOST, 3460 BIRCH)
STREET, DENVER, COLORADO.)

PUC NO. 2660-I

January 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from
Melvin S. Yost, Denver, Colorado, requesting that Certificate of
Public Convenience and Necessity No. 2660-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. 2660-I, heretofore issued to Melvin
S. Yost, Denver, Colorado, be, and the same is hereby, declared
cancelled effective January 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John E. Thompson

Commissioners.

Dated at Denver, Colorado,
this 14th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
WILLIAM A. RAGAINS, DOING BUSI-
NESS AS "BILL'S TRUCK SERVICE,"
1223 BRISTOL AVENUE, COLORADO
SPRINGS, COLORADO.

PERMIT NO. B-1894-I

January 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-1894-I be suspended for six months from January 1, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That William A. Ragains, doing business as "Bill's Truck Service," Colorado Springs, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-1894-I until July 1, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Horton

John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 14th day of January, 1957.

original

(Decision No. 47133)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE CURNOW LIVERY AND TRANSFER COM-)
PANY, 123 SIXTEENTH AVENUE, IDAHO)
SPRINGS, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 49 TO ERNEST J.)
TRENBERTH AND GWENDOLYN D. TREN-)
BERTH, CO-PARTNERS, DOING BUSINESS)
AS "CURNOW TRANSPORTATION CO.," 123)
SIXTEENTH AVENUE, IDAHO SPRINGS,)
COLORADO.)
-----)

APPLICATION NO. 14932-Transfer

January 11, 1957

Appearances: Dawson, Nagel, Sherman, and
Howard, Esqs., Denver, Colo-
rado, by John W. Love, Esq.,
Denver, Colorado, for Applicants.

S T A T E M E N T

By the Commission:

Heretofore The Curnow Livery and Transfer Company,
Idaho Springs, Colorado, was granted a certificate of public
convenience and necessity (PUC No. 49), authorizing operation
as a common carrier by motor vehicle for hire, for the trans-
portation of:

express, Denver to Idaho Springs, Alice,
Dumont, Lawson, Empire, Georgetown, and
Silver Plume; transfer, moving, and general
cartage business in Idaho Springs and the
Counties of Clear Creek, Gilpin, Grand,
Summit, and Jefferson, and occasional
service throughout the State of Colorado.

By the above-styled application, said certificate-holder
seeks authority to transfer said PUC No. 49 to Ernest J. Trenberth
and Gwendolyn D. Trenberth, co-partners, doing business as "Curnow
Transportation Co.," Idaho Springs, Colorado.

Said application was regularly set for hearing before the
Commission, at the Hearing Room of the Commission, 330 State Office
Building, Denver, Colorado, December 27, 1956, at ten o'clock A. M.,

due notice thereof being forwarded to all parties in interest.

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

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

Report of said Examiner states that at the hearing, Ernest J. Trenberth testified that The Curnow Livery and Transfer Company, a corporation of which he is President and General Manager, had entered into a plan for liquidation and dissolution; that, as a result of said plan, said corporation had agreed to transfer all right, title, and interest in and to PUC No. 49, together with other assets, to Ernest J. Trenberth and Gwendolyn D. Trenberth, a co-partnership, doing business as "Curnow Transportation Company;" that there are no outstanding unpaid operating obligations against said PUC No. 49.

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

Report of the Examiner states that Ernest J. Trenberth, one of transferees herein, has had long experience in the operation of a motor vehicle transportation business; that transferees are fit and proper persons, have sufficient equipment, and are financially able to continue the operations.

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

Report of the Examiner recommends that said transfer be authorized.

F I N D I N G S

THE COMMISSION FINDS:

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

referred to therein should be approved.

That the proposed transfer is compatible with the public interest, and should be authorized, subject to outstanding indebtedness against said certificate, 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 The Curnow Livery and Transfer Company, Idaho Springs, Colorado, should be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 49 -- with authority as set forth in the preceding Statement, which is made a part hereof, by reference -- to Ernest J. Trenberth and Gwendolyn D. Trenberth, co-partners, doing business as "Curnow Transportation Co.," Idaho Springs, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

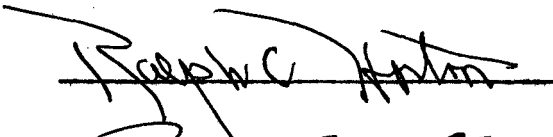
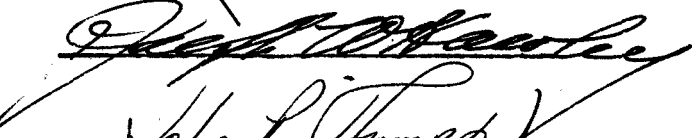

The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferees until changed according to law and the rules and regulations of this Commission.

The right of transferees to operate under this Order shall

depend upon the prior filing by transferor of delinquent reports,
if any, covering operations under said certificate up to the time
of transfer of said certificate.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1957.

ea

(Decision No. 47134)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
MISSOURI PACIFIC TRANSPORTATION)
COMPANY, 1601 MISSOURI PACIFIC) PUC NO. 732-I
BUILDING, ST. LOUIS 3, MISSOURI.)
-----)

January 18, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Missouri Pacific Transportation Company, requesting that Certificate of Public Convenience and Necessity No. PUC-732-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. 732-I, heretofore issued to Missouri Pacific Transportation Company be, and the same is hereby, declared cancelled, effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John W. Hawley
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 18th day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
COLUMBINE BEVERAGE COMPANY,)	
1338 - 11THE STREET, DENVER 4,)	<u>PUC NO. 2779-I</u>
COLORADO.)	
-----)	

January 18, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from
Columbine Beverage Company, requesting that Certificate of Public
Convenience and Necessity No. 2779-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. 2779-I, heretofore issued to Columbine
Beverage Company, be, and the same is hereby, declared cancelled,
effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John W. Hargrave
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 18th day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ROBERT DOYLE, SALIDA, COLORADO,) PUC NO. 3090
----- 0

January 18, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Robert Doyle, requesting that Certificate of Public Convenience and Necessity No. 3090 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. 3090, heretofore issued to Robert Doyle, be, and the same is hereby, declared cancelled, effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thomas
Commissioners.

Dated at Denver, Colorado,
this 18th day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RUSSELL P. HECKARD, 3215 ELIZA-)
BETH, PUEBLO, COLORADO) PUC NO. 3282-I
-----)

January 18, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from
Russell P. Heckard, requesting that Certificate of Public Convenience
and Necessity No. 3282-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. 3282-I, heretofore issued to Russell P.
Heckard, be, and the same is hereby, declared cancelled, effective
January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John W. Hawley
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 18th day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
G. E. ALEXANDER AND GILES) PUC NO. 3284-I
LOWERY, HUNTINGTON, TEXAS.)
-----)

January 18, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from
G. E. Alexander and Giles Lowery, requesting that Certificate of
Public Convenience and Necessity No. 3284-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. 3284-I, heretofore issued to G. E.
Alexander and Giles Lowery, be, and the same is hereby, declared to
be cancelled effective December 30, 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 18th day of January, 1957.

original

(Decision No. 47139)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CABS, INC., DOING BUSINESS AS)
"DOLLAR CAB LINE," OPERATING ZONE)
CABS, 2254 LAFAYETTE STREET, DENVER,)
COLORADO, FOR A CERTIFICATE OF) APPLICATION NO. 14971-Extension
PUBLIC CONVENIENCE AND NECESSITY)
AUTHORIZING EXTENSION OF OPERATIONS)
UNDER PUC NO. 1221.)
- - - - -)

- - - - -
January 17, 1957
- - - - -

Appearances: John F. Mueller, Esq.,
Denver, Colorado,
for Applicant;
Charles E. Williams, Esq.,
Boulder, Colorado, for
Bill's City Taxi and
Sightseeing;
Barry and Hupp, Esqs.,
Denver, Colorado, by
John R. Barry, Esq.,
for Northern Greyhound
Corp., and Southwestern
Greyhound Corp.;
Ralph E. Waldo, Jr., Esq.,
Greeley, Colorado, for
Empire Dispatch, Inc.;
Walter M. Simon, Esq.,
Denver, Colorado, for
Yellow Cab, Inc., and
Checker Cab, Inc.;
Vane Golden, Longmont,
Colorado, for Golden
Transfer Company;
Nathan R. Kobey, Esq.,
Denver, Colorado, for
Publix Cab Company.

S T A T E M E N T

By the Commission:

Cabs, Inc., doing business as "Dollar Cab Line," operating
Zone Cabs, is the owner and operator of PUC No. 1221, authorizing:

Transportation of passengers and hand baggage
between points within Denver and Arvada, Aurora,
Broadmoor County Club, Cherry Hills, Crown Hill,
Derby, Englewood, Fairmount, Fitzsimons General
Hospital, Fort Logan, Golden, Hart's Corners,
J C R S., Lakewood Country Club, Littleton,

Loretto Heights, Lutheran Sanatorium, Morrison, Mount Olivet, O E S Home (Sullivan), Rifle Range, Rock Rest and Welby, (Red Rocks Scenic Attraction not included), and other points within the Metropolitan area around Denver which are outside the city limits but within a 12-mile radius of 16th and Champa Streets, Denver.

Transportation of passengers and their personal baggage, upon call and demand, from point to point within the geographical limits of the City and County of Denver, Colorado, limited to the operation of the minimum number of cabs at any one time to the number which were authorized to be operated on June 16, 1953.

Maximum number of cabs increased from 41 to 47.

By the instant application, as amended at the hearing, the certificate-owner seeks to include:

Transportation of passengers and/or hand baggage from and to all points within the City and County of Denver, to and from all points within a radius of Eighty-five (85) miles of 16th and Champa Streets, Denver, excluding the pickup of passengers and/or hand baggage at any point within a fifteen (15) mile radius of any of the following cities, to-wit: Boulder, Fort Collins, Greeley, Longmont, and Loveland, Colorado; further restricted to the use of vehicles rated by manufacturers as five-passenger, plus driver, and the carrier shall charge taxicab rates at all times. The authority granted herein shall not limit or abridge any authority presently held by the carrier.

Said application, pursuant to prior setting after appropriate notice to all interested parties, was heard at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 11, 1957, and at the conclusion thereof, was taken under advisement.

When the instant application was called up for hearing, applicant and protestants agreed that the application be amended as above set forth. The amendment was allowed, whereupon all parties appearing in protest withdrew their protests.

Nathan R. Kobey appeared in support of the application. He is the principal stockholder in Publix Cab Company, with taxicab authority from point to point within the City and County of Denver, and from and to Denver to and from other points in the State of Colorado. His company is a competitor of applicant in

its point to point service in Denver and within a radius of 12 miles of 16th and Champa Streets, Denver, Colorado. He expressed the opinion that the greatest acceptance of taxicab service results when all taxicab companies have uniform authority. In his opinion applicant should have the authority requested, and the grant of such authority would have no adverse effect upon other taxicab companies, but on the other hand, would be of benefit to them.

Further testimony was given by George L. Sellens, General Manager of Applicant, and James Shamlin, its personnel manager. They identified Exhibit No. 1, showing the requests received by applicant for service from Denver to various points within the 85-mile radius of Denver, and beyond applicant's present authority, twenty-five of such requests being received in July, 1956; 22 in August; and 15 in October. The company now operates 47 taxicabs with capacity of five passengers and driver, all radio-equipped, and its operations beyond the 12-mile radius will be conducted by the use of the same equipment, a list of same being on file with the Commission. The company will continue the same office and repair facilities and dispatching service as at present, and will file new tariffs with identical rates as now established. The company has conducted taxicab operations since 1932. A satisfactory financial statement is on file with the Commission.

Carl Daniels and John Cardilla, two of applicant's cab drivers, testified as to various requests received by radio and otherwise for service which they could not render under applicant's present authority, but which were referred to other companies having the authority. They could render the service if extended authority is granted.

In view of the amendment referred to, no protestants offered any testimony in opposition to favorable action. The Commission is satisfied as to the experience and financial stability of applicant and no reason appears why the instant application, as amended, should not be granted.

F I N D I N G S

THE COMMISSION FINDS:

That public convenience and necessity require, and will require, the extended common carrier call and demand service requested by applicant, and the instant application, as amended at the hearing, should be granted.

O R D E R

THE COMMISSION ORDERS:

That Applicant, Cabs, Inc., doing business as "Dollar Cab Line," operating Zone Cabs, be, and is hereby, authorized to extend its authority under PUC No. 1221, to include:

Transportation of passengers and/or hand baggage from and to all points within the City and County of Denver, to and from all points within a radius of Eighty-five (85) miles of 16th and Champa Streets, Denver, excluding the pickup of passengers and/or hand baggage at any point within a fifteen (15) mile radius of any of the following cities, to-wit: Boulder, Fort Collins, Greeley, Longmont, and Loveland, Colorado; further restricted to the use of vehicles rated by manufacturers as five-passenger, plus driver, and the carrier shall charge taxi-cab rates at all times. The authority granted herein shall not limit or abridge any authority presently held by the carrier,

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

Ralph C. Storton

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 17th day of January, 1957.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CECIL L. MUNDEN, 5344 E. VAN BUREN,)
PHOENIX, ARIZONA.)

PERMIT NO. M-1221

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Cecil L. Munden

requesting that Permit No. M-1221 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1221, heretofore issued to

Cecil L. Munden

be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John W. Hawley
John P. Thomson
Commissioners

Dated at Denver, Colorado,

this 18th day of January , 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
A. H. PATTON, HASWELL, COLORADO.)
)
)
)
)
-----)

PERMIT NO. M-1339

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

A. H. Patton

requesting that Permit No. M-1339 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1339, heretofore issued to _____

A. H. Patton

be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

R. C. Norton

Robert P. Thompson

Commissioners

Dated at Denver, Colorado,

this 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ANDREW S. BATH, DOING BUSINESS AS)
"INTERSTATE BRICK COMPANY," 3100)
SOUTH 11TH ~~WEST~~, SALT LAKE CITY,)
UTAH.)
-----)

PERMIT NO. M-1632

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Andrew S. Bath, dba "Interstate Brick Company,"
requesting that Permit No. M-1632 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1632, heretofore issued to _____
Andrew S. Bath, dba "Interstate Brick Company," be,
and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John W. Hawley

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
EVERETT C. POWELL, BENKELMAN,)
NEBRASKA)
)
)
)
-----)

PERMIT NO. M-1674

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Everett C. Powell,
requesting that Permit No. M-1674 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1674, heretofore issued to _____
Everett C. Powell, _____ be,
and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

Robert W. Hawley

John P. Thompson

Commissioners

Dated at Denver, Colorado,
this 18th day of Jan., 195 7.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
AGRICULTURAL PROCESSING INDUSTRIES,)
INC., 1575 SHERMAN STREET, DENVER 5,)
COLORADO)
-----)

PERMIT NO. M-3246

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Agricultural Processing Industries, Inc.,
requesting that Permit No. M-3246 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3246, heretofore issued to _____
Agricultural Processing Industries, Inc., _____ be,
and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 18th day of January, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
SHAVEY CORTESE, ROUTE 2, BOX 232,
PUEBLO, COLORADO)

PERMIT NO. M-3416

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Shavey Cortese,

requesting that Permit No. M-3416 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3416, heretofore issued to _____
Shavey Cortese, _____ be,

and the same is hereby, declared cancelled effective December 24, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO
Ralph C. Horton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 18th day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
FENTRON INDUSTRIES, INC., 2801 MARKET)
STREET, SEATTLE 7, WASHINGTON)
)
)
)
-----)

PERMIT NO. M-4145

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Fentron Industries, Inc.,
requesting that Permit No. M-4145 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4145, heretofore issued to _____
Fentron Industries, Inc., _____ be,
and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 18th day of January, _____, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

JESSE B. HORNBAKER, NIWOT, COLORADO)

PERMIT NO. M-4320

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Jesse B. Hornbaker,

requesting that Permit No. M-4320 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4320, heretofore issued to

Jesse B. Hornbaker,

be,

and the same is hereby, declared cancelled effective December 16, 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 18th day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
GLEN C. MALLORY, DOING BUSINESS AS)
MALLORY HATCHERY & FEED STORE, 102)
WEST B, HUTCHINSON, KANSAS)
-----)

PERMIT NO. M-4733

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Glen C. Mallory, d/b/a Mallory Hatchery & Feed Store,

requesting that Permit No. M-4733 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4733, heretofore issued to _____
Glen C. Mallory, d/b/a Mallory Hatchery & Feed Store, _____ be,
and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,
this 18th day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
L. C. HELBERT, DOING BUSINESS AS)
"HELBERT DISTRIBUTING COMPANY,")
900 BROADWAY, SALINA, KANSAS)
_____)

PERMIT NO. M-5492

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
L. C. Helbert, d/b/a Helbert Distributing Company,

requesting that Permit No. M-5492 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5492, heretofore issued to _____
L. C. Helbert, d/b/a Helbert Distributing Company, _____ be,
and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,
this 18th day of January, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
PAUL TURVEY, DOING BUSINESS AS)
"TURVEY PRODUCE," WAVERLY, KANSAS.)
)
)
)
-----)

PERMIT NO. M-7255

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Paul Turvey, dba Turvey Produce

requesting that Permit No. M-7255 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7255, heretofore issued to _____

Paul Turvey, dba "Turvey Produce," _____ be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Reginald C. Horton

Robert W. Harty

John P. Thomas

Commissioners

Dated at Denver, Colorado,

this 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
COATNEY'S KEN SPORTS STORE, INC.,)
BOX 52, PUEBLO, COLORADO.)
)
)
)
-----)

PERMIT NO. M-7438

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Coatney's Ken Sports Store, Inc.

requesting that Permit No. M-7438 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7438, heretofore issued to _____

Coatney's Ken Sports Store, Inc. _____

be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ELLIS ALLEN, GENOVA, COLORADO.)

PERMIT NO. M-7614

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Ellis Allen

requesting that Permit No. M-7614 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7614, heretofore issued to _____

Ellis Allen

be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thomas
John P. Thomas

Commissioners

Dated at Denver, Colorado,

this 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
EDWARD W. PARSONS, STONE CITY)
RT. BOX 3 B, PUEBLO, COLORADO.)
)
)
)
-----)

PERMIT NO. M-8134

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Edward W. Parsons

requesting that Permit No. M-8134 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8134, heretofore issued to _____
Edward W. Parsons _____ be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DALE CLEMENTS, 511 W. COOLBAUGH)
STREET, RED OAK, IOWA.)
)
)
)
)
-----)

PERMIT NO. M-8278

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Dale Clements

requesting that Permit No. M-8278 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8278, heretofore issued to _____

Dale Clements be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 18th day of January, 195 7.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MARVEN W. CROW, 109 SOUTH 25TH,)
COLORADO SPRINGS, COLORADO.)
)
)
)
-----)

PERMIT NO. M-9281

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Marven W. Crow

requesting that Permit No. M-9281 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9281, heretofore issued to _____

Marven W. Crow

be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
NOURSE OIL COMPANY, 15 NORTH)
LINCOLN STREET, KANSAS CITY,)
KANSAS.)
-----)

PERMIT NO. M-9942

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Nourse Oil Company

requesting that Permit No. M-9942 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9942, heretofore issued to _____
Nourse Oil Company _____ be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this M-9942 day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

MALCO REFINERIES, INC., P. O. BOX)
660, ROSWELL, NEW MEXICO.)
)
)
)
-----)

PERMIT NO. M-10405

January 18, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Malco Refineries, Inc.

requesting that Permit No. M-10405 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10405, heretofore issued to _____

Malco Refineries, Inc.

be,

and the same is hereby, declared cancelled effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 18th day of January, 1957.

mls

PERMIT NO. B-5150

STATEMENT

The Commission is in receipt of a communication from

requesting that Permit No. B-5150 be cancelled.

THE COMMISSION FINDS:

That the request should be granted.

THE COMMISSION ORDERS:

That Permit No. B-5150, heretofore issued to _____

Fred Raatz, be.

and the same is hereby, declared cancelled effective January 16, 1957.

Ralph C. Norton

Commissioners

Dated at Denver, Colorado,

this 18th day of January, , 1957.

original

(Decision No. 47159)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
THE CURNOW LIVERY AND TRANSFER COM-)	
PANY, 123 SIXTEENTH AVENUE, IDAHO)	
SPRINGS, COLORADO, FOR AUTHORITY TO)	
TRANSFER PUC NO. 49 TO ERNEST J.)	APPLICATION NO. 14932-Transfer
TRENBERTH AND GWENDOLYN D. TREN-)	<u>SUPPLEMENTAL ORDER</u>
BERTH, CO-PARTNERS, DOING BUSINESS)	
AS "CURNOW TRANSPORTATION CO.," 123)	
SIXTEENTH AVENUE, IDAHO SPRINGS,)	
COLORADO.)	
- - - - -)	

- - - - -
January 18, 1957
- - - - -

Appearances: Dawson, Nagel, Sherman, and
Howard, Esqs., Denver, Colorado,
by
John W. Love, Esq., Denver,
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

On January 11, 1957, the Commission entered its Decision No. 47133, authorizing transfer of PUC No. 49 from The Curnow Livery and Transfer Company, Idaho Springs, Colorado, to Ernest J. Trenberth and Gwendolyn D. Trenberth, co-partners, doing business as "Curnow Transportation Co.," Idaho Springs, Colorado.

It now appears that operating rights under said PUC No. 49 were erroneously set forth in the Statement contained in said Decision No. 47133.

Also, the Commission is in receipt of a request from Attorney for Applicants, requesting that transfer authorized by said Decision No. 47133 be made effective as of January 22, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That Decision No. 47133, of date January 11, 1957, should be amended, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 47133, of date January 11, 1957, should be, and the same hereby is, amended, nunc pro tunc, as of said 11th day of January, 1957, by striking therefrom operating rights under PUC No. 49, set forth in the Statement contained in said Decision No. 47133, appearing on Page 1 thereof, and inserting in lieu thereof, the following:

"Conduct of a transfer, moving and general cartage business in Idaho Springs, and in the Counties of Clear Creek, Gilpin, Grand, Summit, and Jefferson, and for occasional service throughout the State of Colorado and each of the counties thereof, subject to the terms and conditions hereinafter stated:

"(a) For the transportation of commodities other than household goods between points served singly or in combination by scheduled motor vehicle and rail carriers, applicant shall charge rates which shall be at least twenty per cent (20%) higher than those charged by said scheduled carriers;

"(b) Applicant shall not operate on schedule between any points, except as heretofore authorized by the Commission;

"(c) Applicant shall not be permitted, without further authority from the Commission, to establish a branch office or to have an agent employed in any other town or city than Idaho Springs for the purpose of developing business,

"the following operating rights having heretofore been transferred from said PUC No. 49:

"transportation of freight, on schedule, between Denver, Idaho Springs, Alice, Dumont, Larson, Empire, Georgetown, and Silver Plums, as more particularly described in Decision Nos. 9731 and 2338."

That said Decision No. 47133, of date January 11, 1957, should be, and hereby is, further amended, nunc pro tunc, as of said 11th day of January, 1957, by making transfer therein authorized effective January 22, 1957.

That, except as herein amended, said Decision No. 47133 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Signature]

[Signature]
[Signature]
Commissioners.

Dated at Denver, Colorado,
this 18th day of January, 1957.
ea

original

(Decision No. 47160)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HARRY L. BENNETT, DOING BUSINESS AS)	
"BENNETT MOTOR TRANSPORT COMPANY,")	
3130 ELIZABETH STREET, PUEBLO, COLO-)	
RADO, FOR AUTHORITY TO TRANSFER PUC)	APPLICATION NO. 14970-Transfer
NO. 480 AND PUC NO. 480-I TO THE)	<u>SUPPLEMENTAL ORDER</u>
REYHER TRUCKING COMPANY, A COLORADO)	
CORPORATION, 3130 ELIZABETH STREET,)	
PUEBLO, COLORADO.)	
-----)	

January 18, 1957

Appearances: Paul M. Hupp, Esq., Denver,
Colorado, for Transferor;
Arthur C. Gordon, Esq., Lamar,
Colorado, for Transferee.

S T A T E M E N T

By the Commission:

On January 14, 1957, the Commission entered its Decision No. 47114, authorizing transfer of PUC No. 480 and PUC No. 480-I from Harry L. Bennett, doing business as "Bennett Motor Transport Company," Pueblo, Colorado, to Reyher Trucking Company, a Colorado corporation, Pueblo, Colorado.

It now appears that operating rights under said PUC No. 480 and PUC No. 480-I were erroneously set forth in the Statement contained in said Decision No. 47114.

F I N D I N G S

THE COMMISSION FINDS:

That Decision No. 47114, of date January 14, 1957, should be amended, nunc pro tunc, as of said 14th day of January, 1957, to conform to the facts, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 47114, of date January 14, 1957, should be, and the same hereby is, amended, nunc pro tunc, as of said 14th day of January, 1957, by striking therefrom operating rights

under PUC No. 480 and PUC No. 480-I, set forth in the Statement contained in said Decision No. 47114, appearing on the first page thereof, and inserting in lieu thereof, the following:

"Conduct of a transfer, moving and general cartage business in the Counties of Pueblo, Huerfano, and Las Animas, in the State of Colorado, and for occasional service throughout the State of Colorado, and in each of the counties thereof, subject to the terms and conditions hereinafter stated:

"(a) For the transportation of commodities, other than household goods, between points served singly or in combination by scheduled carriers, the applicant shall charge rates which shall be as much as twenty per cent (20%) higher in all cases than those charged by scheduled carriers;

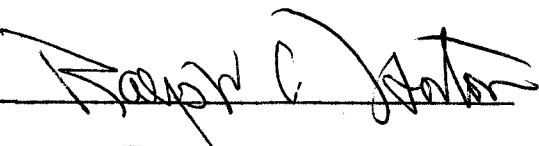

"(b) Applicant shall not operate on schedule between any points;

"(c) Applicant shall not be permitted, without further authority from the Commission, to establish a branch office or to have an agent employed in any other town or city than Pueblo for the purpose of developing business;

"Transportation of freight, in interstate commerce, only, between all points in the State of Colorado and the Colorado State Boundary Line, where all highways cross the same, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

That, except as herein amended, said Decision No. 47114 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 18th day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE CITY OF AURORA, COLORADO, A)
MUNICIPAL CORPORATION, FOR THE USE)
AND BENEFIT OF THE PEOPLE OF THE)
CITY OF AURORA AND THE STATE OF)
COLORADO FOR AUTHORITY TO CONSTRUCT)
A STREET RAILROAD GRADE CROSSING)
LOCATED IMMEDIATELY NORTH OF 6TH)
AVENUE ADJACENT TO THE CITY OF)
AURORA AND MORE SPECIFICALLY FOR)
THE PURPOSE OF EXTENDING A STREET)
LOCATED BETWEEN URSULA AND UVALDA)
STREETS IN HOFFMAN HEIGHTS FROM 7TH)
AVENUE TO 6TH AVENUE WITH A 40-FOOT)
WIDTH FLOW LINE TO FLOW LINE WITH)
SUITABLE RADIUS AT LOCATION 0.85)
MILES EAST OF PEORIA STREET. SIXTH)
AVENUE IS KNOWN AS STATE HIGHWAY)
NO. 30. THE AREA IS IN ARAPAHOE)
COUNTY, STATE OF COLORADO.)
-----)

APPLICATION NO. 14627

January 18, 1957

Appearances: Leland M. Coulter, Assistant
City Attorney, Aurora,
Colorado, for the City
of Aurora;
J. L. McNeill, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

On July 26, 1956, the City of Aurora, Colorado, by
Earl P. Sandquist, City Manager, filed an application with this
Commission, seeking authority to establish and install the high-
way-railroad grade crossing, as captioned above.

After due notice to interested parties, including
adjacent property owners, the matter was heard on August 20,
1956, in the Hearing Room of the Commission, 330 State Office
Building, Denver, Colorado, and then taken under advisement
pending the late-filing of an easement agreement over the
rail line.

Purpose of the instant application is to secure appropriate approval by this Commission for construction of a public highway-railroad grade crossing to be built across the single track and right-of-way of the United States Government Railroad that connects between Lowry Air Force Base and Buckley Naval Airfield. Location of the crossing is to be through Lot 53, Block 34, Hoffman Town, in the City of Aurora, Colorado, and will extend southward from 7th Avenue to 6th Avenue (State Highway No. 30).

The following exhibits were received at the hearing. Explanatory testimony was given by Mr. James M. Small, Planning and Traffic Engineer for the City of Aurora, Colorado:

Exhibit A: Drawing to show portion of Aurora streets in relation to U. S. Government railway, with a description of required easement over the railroad track.

Exhibit B: Plan of proposed roadway through Lot 53, showing also the one-story frame house to be removed.

Exhibit C: Profile of proposed roadway and crossing over rail line.

Exhibit D: Zoning Map to show school property and location of proposed crossing.

Exhibit E: Plan Sheet No. 3B4-1 of the City of Aurora, Colorado, to show construction details of standard railroad crossing as proposed herein.

Exhibit F: Small map of City of Aurora to show new Sixth Avenue Elementary School and an area outlined in red to show the attendance area to be served.

At the time of hearing, Mr. Small reported that an application was made July 23, 1956, to the United States Army for permission to make the proposed crossing over the Government rail line; also, that he had been assured the permit was being processed by the Air Force. Permission was granted for the late-filing of the Air Force easement, and a certified copy thereof was filed with the Commission on November 7, 1956.

It appears the necessity for the proposed crossing is to accommodate school children traffic to the newly-constructed elementary public school; that the nearest public crossing over the rail line is at Larkspur Parkway, some .6 of a mile to the west. As noted in Exhibit "F", the Attendance Zone is for children who would be compelled to walk this distance of .6 miles westward and return the same distance eastward along the heavily traveled 6th Avenue roadway to the new school. Installation of the new crossing is in compliance with previous suggestions of the Colorado Department of Highways wherein the hazard of children on this roadway (Colorado Highway No. 30), was emphasized.

It is estimated that the new crossing will be used by some 600 school children during the hours from 8:00 A. M. to 4:50 P. M., since the new school is being used on a split-session basis to handle two groups of students. Vehicular traffic is expected to average 600 vehicles per day. The new crossing will be asphalt surfaced to serve the new 40-foot wide street, and will include a sidewalk 5 feet wide at the east side, which will also be asphalt paved.

It is to be noted that in order to secure a right-of-way for the proposed roadway, a city lot and residence was purchased by the City of Aurora. In this regard, the files of the Commission contain letters of approval from the adjacent property owners to indicate their "consent" and "approval" for the proposed roadway. In addition, the Department of Highways "offers no protest to the application as filed."

In other testimony relative to the rail traffic, Mr. Small reported that the rail usage is quite minor. The rail traffic is of a switching nature at slow speeds not to exceed 15 or 20 miles per hour; that the service is not on a daily schedule and would usually involve, at most, only two movements per day over the new crossing.

Proposed crossing protection is to consist of two reflectorized crossbucks with reflectorized Advance Warning signs and "STOP" signs as required on the highway approaches. Pedestrians and vehicular traffic at the new roadway intersection with State Highway No. 30 (6th Avenue) will be controlled by a traffic signal to be installed by the Department of Highways and Arapahoe County.

Prospects for extensive increase of the rail traffic on this line are not readily foreseeable. There has been no question relative to the proposed protective devices; however, past experience at other more heavily traveled crossings on this same rail line has demonstrated the adequacy of the reflectorized crossbucks. Vision is good at the crossing, nearby houses are at lower elevation compared to the rail line; the school building is the only large structure and it is located to the south of 6th Avenue. In view of the limited rail traffic, it appears there can be no justification for a separation of the crossing grades.

Estimated cost of the proposed work is \$4,500, distributed as follows:

\$2,600.00	Street construction
700.00	Drainage Culverts
800.00	Railroad crossing
400.00	Fence and pedestrian crossing
<u>\$4,500.00</u>	

Continuing maintenance of the whole installation will be the responsibility of the City of Aurora, and be subject only to such directions of the railroad as may relate to work on the railroad right-of-way.

It appears that no public utilities will be adversely affected by the proposed installation; that no protests have been received by the Commission, and that approval should be granted in the public interest.

F I N D I N G S

THE COMMISSION FINDS:

That the public safety, convenience and necessity require the construction of a combined pedestrian and highway-railroad grade crossing -- being southward over Lot 53, Block 34, from 7th Avenue to 6th Avenue, and across the track and right-of-way of the United States Government Rail Line in the City of Aurora, Arapahoe County, Colorado.

That the foregoing Statement, by reference, is made a part of these Findings.

O R D E R

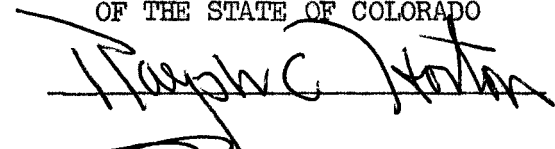
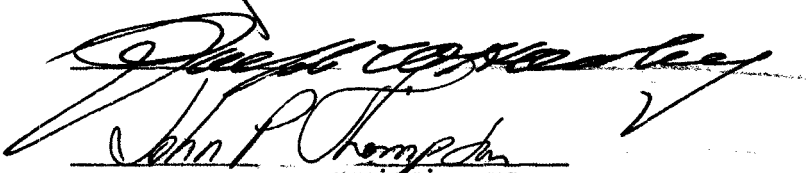

THE COMMISSION ORDERS:

That Applicant, the City of Aurora, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity, authorizing the installation and construction of a combined pedestrian and highway-railroad grade crossing, being southward over Lot 53, Block 34, from 7th Avenue to 6th Avenue (Colorado Highway No. 30), and across the track and right-of-way of the United States Government Railroad in the City of Aurora, Arapahoe County, Colorado.

That crossing protection devices, consisting of reflectorized Advance Warning Signs and two reflectorized cross-buck signs, shall be placed at the new crossing installation.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM R. MURROW, 1416 EATON)
STREET, BRUSH, COLORADO, FOR AUTHOR-) APPLICATION NO. 14978-PP-Transfer
ITY TO TRANSFER PERMIT NO. B-1576 TO)
C. P. VOILES, HOLBROOK, NEBRASKA.)

January 18, 1957

Appearances: William R. Murrow, Brush,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the instant application, William R. Murrow, Brush, Colorado, owner and operator of Permit No. B-1576, seeks authority to transfer said permit to C. P. Voiles, Holbrook, Nebraska, Permit No. B-1576 being the right to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of:

farm products, including livestock, and farm supplies, specifically including coal, between points within the area extending twenty miles north, twelve miles south, twelve miles west of Wray, and to the State Line on the east; livestock and wheat from and to points in said area, to and from Holyoke, Colorado; farm products, including livestock, from and to points in the area heretofore described, to and from points in the State of 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, January 15, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The transferor Murrow testified in support of his application. He stated that there is no indebtedness attached to the opera-

tion. As he has no other for-hire authority, he will be out of the trucking business, if the transfer is permitted. The terms of sale are \$500.00 cash, upon approval of the transfer by the Commission. No equipment is being transferred. The seller has taken employment at the Port of Entry, which employment his supervisors consider to be inconsistent with ownership of trucking authority.

The transferee was not able to attend, due to slippery highway conditions, according to the seller. The seller testified, however, that he has known the buyer for many years; that the buyer's net worth is approximately \$15,000; that the buyer has equipment suitable to the work and keeps a residence and telephone available in the area from which he will render local service. The buyer has no other authority within the State to haul for hire with which this authority might conflict.

No one appeared in protest 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:

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 William R. Murrow, Brush, Colorado, should be, and he hereby is, authorized to transfer all his right, title, and interest in and to Permit No. B-1576 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to C. P. Voiles, Holbrook, Nebraska, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when,

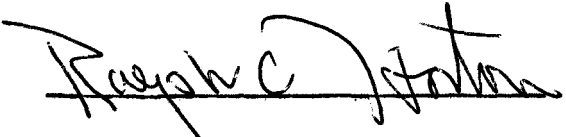


but not before, said transferor and transferee, in writing, have advised the Commission that said permit has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed.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

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

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

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 January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WALTER RAMER, 5381 EAST 65TH WAY,)
DERBY, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 14977-PP-Extension
EXTEND OPERATIONS UNDER PERMIT NO.)
B-2812.)

January 18, 1957

Appearances: J. R. Strickland, Esq., Denver,
Colorado, for Applicant;
Clayton Knowles, Esq., Denver,
Colorado, for Union Pacific
Railroad.

S T A T E M E N T

By the Commission:

The applicant presently has authority, obtained in 1943, to engage in the transportation of sand and gravel and similar materials, and to transport coal from mines from the Northern Colorado coal fields to Denver, Colorado.

By the present application, he seeks to have his authority to haul coal extended to authorize transportation to points within a radius of 10 miles of Denver and to the Public Service Company electric generating plant at Valmont.

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, January 15, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He stated that his sole occupation since 1942 has been the operation of a single dump truck. In common with perhaps 20 other truckers and under the mistaken impression that he had authority for such trans-

portation, he began hauling coal from the Washington mine in the Northern Colorado coal fields to the Valmont plant of Public Service Company in 1946, at a time when there was a shortage of rail cars suitable to the work. He has engaged in this transportation to Valmont ever since; meantime the number of truckers engaged in the work has decreased until now there are only about four. Finding now that he does not have the authority he thought he had, he seeks to have this operation ratified by the Commission pursuant to the present application. He does not seek to commence any new service, but only to continue to earn his livelihood as he has for the past ten years.

Mr. J. C. Jochim, local Trainmaster for the Union Pacific Railroad Company, testified in protest of the application. He stated that the railroad presently serves the Valmont plant from the Washington Mine and has adequate facilities to perform all of the service required, except for a few days during the beet harvest in October each year. The plant is equipped for direct rail service.

It does not appear from the evidence that the railroad will lose any business from the granting of the present application. Rather, it appears that to allow this single truck operator to continue to earn his livelihood will merely continue a situation with which the railroad has lived these many years. Doubtless, the applicant should be censured for operating illegally as he has. We must bear in mind, however, that in a simple one-man, one-truck coal hauling operation such human errors will occur. It does not appear to us that the censure should take the form, as the railroad would have us order, of depriving this man of his livelihood. The case is an exceptional one, and should not be taken as an indication that we will act in this fashion in any other or future case. In all the facts and circumstances of the present case, however, we feel that the application should be granted. 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 herein.

That the authority sought should be granted.

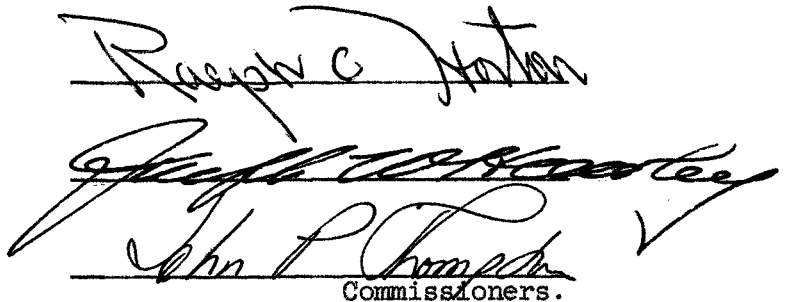
O R D E R

THE COMMISSION ORDERS:

That Walter Ramer, Derby, Colorado, should be, and he is hereby, authorized to extend operations under Permit No. B-2812, to include the transportation of coal to points within a radius of 10 miles of Denver and to the Public Service Company electric generating plant at Valmont.

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 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MAURICE MC KENNA AND LAWRENCE)
BEARDSLEY, CO-PARTNERS, DOING BUSI-)
NESS AS "MC KENNA-BEARDSLEY TRUCK)
LINE," 3963 WALNUT STREET, DENVER,)
COLORADO, FOR AUTHORITY TO LEASE)
PUC NO. 1938 AND PUC NO. 1938-I TO)
D. L. DOWNING, 804 HOSPITAL ROAD,)
FORT COLLINS, COLORADO.)

APPLICATION NO. 14594-Lease

January 18, 1957

Appearances: John D. Saviers, Esq., Aurora,
Colorado, for Lessors;
Henry S. Sherman, Esq., Den-
ver, Colorado, for Lessee;
Bruce Ownbey, Esq., Denver,
Colorado, for Raymond Nauta
and A & B Trucking Service;
Marion F. Jones, Esq., Denver,
Colorado, and
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for Ray
Reed; Sorenson Truck Service;
Stroh's Cattleliners; Jacob
J. Schaefer; and Vernon Dot-
son;
Ralph Yockey, Denver, Colorado,
for Yockey Trucking Co., Inc.

S T A T E M E N T

By the Commission:

The applicant partners McKenna and Beardsley are the owners of certain regular-route common carrier and private carrier authorities, and of a call and demand common carrier livestock authority, all acquired pursuant to our Decision No. 44799, dated October 28, 1955. By their present application, they seek authority to lease to D. L. Downing, for a period of three years with option to renew, their motor vehicle common carrier authority to transport:

"livestock between points in Larimer County lying north of the south boundary of the City of Fort Collins, as extended, and all other points within the State of Colorado; and the transportation to the farms, only, within said territory, of farm machinery and stock feeds and farm supplies from all other points in the State of 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, January 8, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The lessor McKenna and the lessee Downing testified in support of their application. The protestants introduced testimony of several carriers, and of Paul Crocker, an investigator for the Commission. It appears from the evidence that the lessors, McKenna and Beardsley, have never owned any equipment suitable to the transportation of livestock, nor themselves engaged in such transportation; they have no office or commercial telephone listing in Fort Collins, the County seat and commercial center of Larimer County. Downing is engaged in the livestock business there, however, and hauls livestock for hire in interstate commerce as an exempt, that is, unregulated, carrier. He has also hauled livestock for hire intrastate for various ranchers in the Fort Collins area for several years, without authority from this Commission. The various means he has used to give the appearance of legality to his unauthorized transportation activities need not be detailed here, but it appears that though the excuse has changed from time to time, the operation has not. The two most recent examples testified to illustrate the problem.

Colorado statutes and Commission rules and regulations governing common ('53 CRS 115-9-7) and private (115-11-7) carriers forbid a carrier from relinquishing control of its permit without

prior approval of the Commission. A carrier is authorized to obtain equipment from some one else, however, when temporarily short of equipment, and to use that other equipment under its own authority in such emergencies. To clear this equipment with the highway patrol and others, the owner of the authority arms the driver with an "emergency letter," explaining the situation. However, a person with equipment, but lacking authority to haul for hire, occasionally will unlawfully solicit and obtain business, then shop around until he finds some one with authority; he then divides the profit on the work with the authority holder, in return for an "emergency letter;" this gives the appearance that the business is that of the owner of the authority, when in fact, it is not, and the permit holder is merely "farming out," or selling the use of, his permit. The evidence that Downing engaged in this type of subterfuge, using McKenna and Beardsley's permit here in issue, is uncontradicted. When caught by our investigator, and directed to stop, he worked out the lease presently under consideration.

It appears from the testimony, however, that the arrangement under which the parties are now operating, and have been since last May, is merely another subterfuge to avoid the consequences of motor carrier regulation, devised when the emergency letter method lost its usefulness. It is said by both McKenna and Downing that Downing at present is an "employee" of McKenna and Beardsley, receiving a "salary." Although no temporary authority to allow Downing to use the McKenna-Beardsley permit has been sought nor obtained, Downing solicits and obtains business, ostensibly under McKenna and Beardsley's authority, receives all the revenues and pays all the expenses from this business, and pays McKenna and Beardsley \$30.00 per month (which happens to coincide with the terms of the proposed lease). Anything remaining belongs to Downing. The form of the requirement that the carrier itself pay whatever road and other taxes may fall due

is scrupulously followed, as are other forms, but it appears that Downing freely operates the permit, with McKenna and Beardsley receiving none of the profit and standing none of the loss, taking as their only compensation for the use of the permit the unvarying sum of \$30.00 per month. McKenna and Beardsley themselves do no livestock hauling; the only transporting done under the permit is done by Downing.

We conclude that McKenna and Beardsley, having no wish actually to operate the livestock authority they incidentally acquired along with others, seek this method of turning it to profit; and that Downing, with finances and equipment suitable to the work, but lacking authority to do the work he has been doing, sees an opportunity to legitimize his operations at a cost of only \$30.00 per month.

The inherent right of McKenna and Beardsley to turn their permit to profit is undoubted, when it can be done compatibly with the public interest. There is serious question whether it is in the public interest to foster, by legitimizing them, the activities of an operator who seems bent upon dodging regulation, when the legislature by statute has declared that the public interest requires regulation. We might see the matter differently, if at the time of hearing there had been evidence of good faith submission to regulation, demonstrated by an interval of either no operations, or legitimate operations. We are not satisfied, however, that the applicants have shown that the proposal to turn their authority over to Downing as lessee, in all the facts and circumstances present here and now, is compatible with the public interest.

The applicants having failed to establish their case, 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 herein.

The applicants have failed to establish that the proposed lease is compatible with the public interest. The application should be denied.

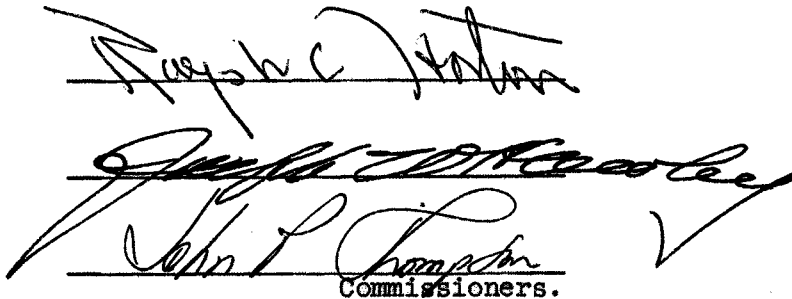
O R D E R

THE COMMISSION ORDERS:

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE PETITION OF NATIONAL BUS)
TRAFFIC ASSOCIATION, INC.,)
AGENT, FOR AND ON BEHALF OF)
CERTAIN NAMED MOTOR CARRIERS)
OF PASSENGERS FOR A GENERAL)
INCREASE OF FIVE (5) PER CENT)
IN PASSENGER FARES.)

APPLICATION NO. 15002

January 17, 1957

S T A T E M E N T

By the Commission:

On January 7, 1957, there was filed with the Commission an application (No. 28) by the National Bus Traffic Association, Inc., Agent, by P. J. Campbell, its Chairman, acting for and on behalf of the following interested motor carriers of passengers:

American Bus Lines, Inc. (R. W. Smith, Trustee and
W. F. Aikman, Additional Trustee of);
Chama Valley Lines (Wess Clark and Floyd W. Clark, DBA);
Colorado Motorway, Inc.;
Continental Bus System, Inc.;
Continental Bus System, Inc., (Continental Rocky Mountain
Lines);
Denver-Boulder Bus Company;
Denver-Colorado Springs-Pueblo Motor Way, Inc.;
Denver-Salt Lake-Pacific Stages, Inc.;
Greyhound Corporation, The (Northland Greyhound Lines
Division);
Southwestern Greyhound Lines, Inc.;
Transcontinental Bus System, Inc., (Continental Central
Lines);
Valley Transit Lines, Inc., N. S. L.;

requesting authority to depart from the tariff publishing rules, regulations and requirements of the Commission to the extent necessary to enable the interested motor carriers and their publishing agent to effect a general increase of five (5) per cent in passenger fares by means of a Master Conversion Table Tariff and Connecting Line Supplements, or revisions, amendments or reissues to currently effective tariff, whichever is most expeditious, and to make such tariff publications 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 interstate increase became effective January 4, 1957.

The Master Conversion Table Tariff provides a basis for increasing currently effective fares by five (5) per cent, increased to the next "0" or "5."

The following facts are set forth in the petition in support of the request.

- "(a) The intercity motor bus industry, including the carriers parties to this application, has been and is confronted with very substantial increases in labor costs and the prices of materials and supplies, and at the same time has experienced an appreciable loss of traffic. These conditions are such as to represent a real threat to the maintenance of sound economic conditions on the lines of the individual carriers and throughout the entire motor bus industry, and of the preservation of an adequate and efficient national transportation system.
- "(b) The intercity motor bus carriers have made every attempt to correct these unfavorable conditions through sound economy measures, reductions in non-essential services, and through traffic promotion. The carriers have not been in a position to effect the obviously needed general increase in fares because of competitive conditions. It is generally recognized that the 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. Because of this competitive circumstance, the intercity bus carriers have not been in a position to effect general increases in their fares which, in their best judgment, appeared to be essential.
- "(c) Early in 1956, under almost identical conditions, the railroads effected a general increase in passenger fares. At that time, in recognition of the urgent needs of the motor bus carriers in your State, your honorable Commission, by its Decision No. 46012, dated June 18, 1956, authorized such carriers to effect a general six (6%) per cent increase in their intrastate fares.

At that time, the motor bus carriers took full advantage of the authority granted, realizing, however, that the increase was not fully adequate, but meeting the five (5%) per cent increase of their railroad competitors "dollar for dollar." It is believed that complete Revenue and Expense figures for the year 1956 will show that, although the general six (6%) per cent increase has not effected an appreciable improvement in the overall financial conditions of the motor bus carriers, it has been effective in stopping further deterioration of their operations.

- "(d) The Western Railroads, by Special Permission of the Interstate Commerce Commission, now have made tariff filings, effective January 1, 1957, which effect an additional general five (5%) per cent increase in their fares. It is understood that this five (5%) per cent increase in railroad fares will also be made effective intrastate, subject to the approval of the various State regulatory bodies.

The intercity motor carriers, including those parties to this application, thus having received further relief of competitive pressure, have similarly obtained Special Permission from the Interstate Commerce Commission to effect a general increase of five (5%) per cent in their interstate fares through the publication of Local and Joint Master Table Tariff No. A-666 and Connecting Link Supplements which have been filed with the Interstate Commerce Commission to become effective January 4, 1957.

- "(e) The intercity carriers parties to this application are of the opinion that the same increase in intrastate fares should be made on the same dates, or as soon thereafter as possible. The proposed method of publishing the general increase in fares is the only practicable method by which such increase can be accomplished, since it would be a physical impossibility to amend all existing tariffs to publish specifically increased "point-to-point" fares, except over an extended period of time.

If increased fares are authorized by reference to the Master Conversion Table Tariff and through use of 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.

- "(f) 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.

"The granting of this application will be in the public interest in that it will permit motor carriers whom petitioner represents to effect a justifiable increase in intrastate passenger fares comparable to the increase in interstate passenger fares, thus protecting their revenues and enabling them to continue to furnish adequate and improved service; will maintain substantially the same relationship with increased rail fares; and will contribute to the maintenance of an overall strong national transportation system."

In connection with the statement contained in the second part of paragraph (e) we are advised by Agent Campbell in Amendment No. 1 to Application No. 28 that if the instant application is granted, petitioner and the affected carriers will diligently proceed to revise and reissue all of the affected tariffs to publish specific "point-to-point" fares on or before April 2, 1957, and eliminate the use of the Conversion Table Tariffs.

At the present time the Denver-Boulder Bus Company publishes a provision covering commutation fares based on 20 rides for eight times the round-trip fare, subject to a minimum charge of \$4.50. The rate department of the Commission has been advised by Mr. Don James that under the proposed increase the commutation fares will be based on seven and one-half times the round-trip fare.

While the instant application asked for a basic increase of five per cent adding sufficient to make fares end in "0" or "5," in rounding out the fares to end in "0" or "5," the result is in many cases well above five per cent. For example, between Denver and Boulder the one-way fare is 91 cents and the round-trip fare is \$1.59. Under the proposal the one-way fare would be \$1.00, or approximately a ten per cent increase, and the round-trip fare would be \$1.80 (180% of the one-way fare), or an increase of approximately 13 per cent.

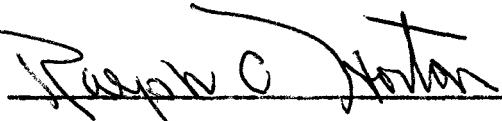
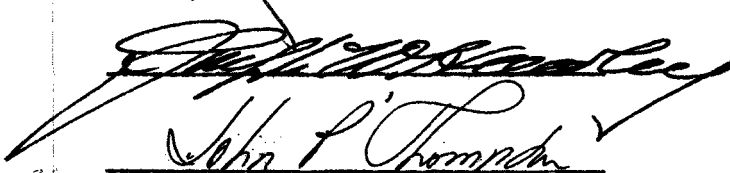
F I N D I N G S

The Commission finds that this application should be assigned for a public hearing whereby all concerned may be given an opportunity to inquire into the justness, reasonableness and sufficiency of the proposed increase and the proposed method of effecting the said increase.

O R D E R

The Commission Orders, that Application No. 15002 (Applicant's No. 28) be and the same is hereby assigned for a public hearing on February 8, 1957, at 10:00 O'clock A.M., in the hearing room of the Commission, 330 State Office Building, Denver, Colorado, for the taking of evidence and testimony pertaining to said application.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 17th day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RAYMOND E. FOSTER, 3324 WEST 21ST)
AVENUE, DENVER, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A) APPLICATION NO. 14918-PP
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)

January 18, 1957

Appearances: Raymond E. Foster, Denver,
Colorado, pro se;
A. J. Fregeau, Denver,
Colorado, for Weicker
Transfer and Storage
Company.

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 ashes and trash, from points within the City
and County of Denver, to regularly-authorized dumps of the
City and County of Denver, for Weicker Transfer and Storage
Company, only.

Said application was regularly set for hearing before
the Commission, at the Hearing Room of the Commission, 330 State
Office Building, Denver, Colorado, December 17, 1956, at ten
o'clock A. M., due notice thereof being forwarded to all parties
in interest.

On December 14, 1956, the Commission, as provided by law,
designated Louis J. Carter, an employee of the Commission, to
conduct the hearing on said application.

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

Report of said Examiner states that at the hearing, applicant testified that he has been engaged in transportation of ashes and trash and other waste materials, between points within the City and County of Denver, for Weicker Transfer and Storage Company, only, for many years; that he has been an employee of said company for thirty-five years, and was Superintendent of Mails and Records for six years; that he is the owner of three trucks, which he proposes to use in his operation; that he is financially able to render services sought.

Report of said Examiner further states that A. J. Fregeau testified that applicant has been engaged in transportation of ashes and trash for many years for Weicker Transfer and Storage Company; that his services have been good; that said company is interested in continuing the contract with applicant for such service.

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

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

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

That ~~Raymond~~ E. Foster, Denver, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within ~~the~~ City and County of Denver, to regularly-authorized and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, for Weicker Transfer and Storage Company, only.

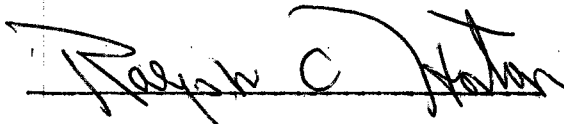

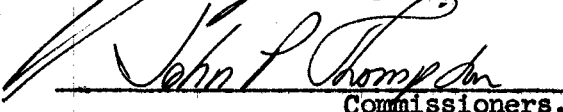
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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.

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 January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES CHAVEZ, 2320 WEST 35TH)
AVENUE, DENVER, COLORADO, FOR AU-) APPLICATION NO. 14917-PP-Extension
THORITY TO EXTEND OPERATIONS UNDER)
PERMIT NO. B-3353.)
-----)

January 18, 1957

Appearances: Charles Chavez, Denver,
Colorado, pro se;
Marion F. Jones, Esq.,
Denver, Colorado, for
R. B. "Dick" Wilson, Inc.,
Groendyke Transportation,
Inc., Ward Transportation,
Inc., Melton Transport
Company;
Frank C. Klein, Denver, Colo-
rado, for Frank C. Klein, Inc.

S T A T E M E N T

By the Commission:

Applicant herein is presently the owner and operator
of Permit No. B-3353, authorizing him to operate as a Class "B"
private carrier by motor vehicle for hire, for the transportation
of:

sand, gravel, dirt, and other road-surfacing
materials, from pits and supply points in the
State of Colorado, to 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, Colo-
rado,

and, by the above-styled application, seeks authority to extend
operations under said Permit No. B-3353 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; coal, from mines in the northern Colorado coal fields, to points within a radius of ten miles of Denver; building stone, from mines and quarries within a radius of ten miles of Lyons, Colorado, to points within a radius of ten miles of Denver; fertilizer, between points within a radius of fifty miles of Denver, State of Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 17, 1956, at ten o'clock A.M., due notice thereof being forwarded to all parties in interest.

On December 14, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner states that at the hearing, applicant testified that he is presently the owner and operator of Permit No. B-3353; that by the instant application, he is seeking to remove the restriction of said operating rights as to service in Boulder, Clear Creek, and Gilpin Counties, and to add to said permit the right to transport commodities set forth in said application; that he has had many requests for said service;

that he is the owner of a 1955 Ford dump truck, two and one-half ton capacity, and is financially able to render the service sought by said application; that he agrees to limit any authority herein granted so that there shall be no transportation of road-surfacing materials in tank trucks.

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

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

It did not appear that the granting of authority herein sought will impair the efficiency of any motor vehicle common carrier service operating in the territory sought to be served by applicant.

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

F I N D I N G S

THE COMMISSION FINDS:

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

That applicant herein should be authorized to extend operations under Permit No. B-3353, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

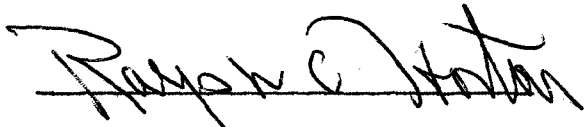
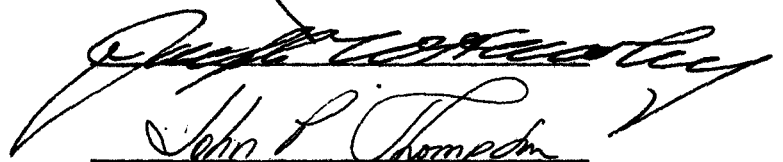
That Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That Charles Chavez, Denver, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-3353 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; coal, from mines in the northern Colorado coal fields, to points within a radius of ten miles of Denver; building stone, from mines and quarries within a radius of ten miles of Lyons, Colorado, to points within a radius of ten miles of Denver; fertilizer, between points within a radius of fifty miles of Denver, Colorado, provided, however, that applicant herein shall not transport any road-surfacing materials requiring the use of tank trucks.

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 18th day of January, 1957.

ea

* * *

IN THE MATTER OF THE APPLICATION OF)
FRED J. KISSLER, HAYDEN, COLORADO,)
FOR AUTHORITY TO EXTEND OPERATIONS)
UNDER PERMIT NO. B-2864.)
-----)

APPLICATION NO. 14976-PP-Extension

January 18, 1957

Appearances: Fred J. Kissler, Hayden,
Colorado, pro se;
E. B. Evans, Esq., Denver,
Colorado, for Decker
Truck Line.

STATEMENT

By the Commission:

The applicant presently has authority as a motor vehicle private carrier to engage in the transportation generally of sand, gravel, and road-surfacing materials. By his present application, he seeks to have this authority extended to include the right to transport coal from mines within a radius of 25 miles of Hayden, Colorado, to other points within that radius.

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, January 15, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He stated that he seeks authority only to haul for a Mr. Lasnik, a coal operator in Hayden, and only from mines operated by Mr. Lasnik to the tippie at Hayden. He has equipment and finances suitable to the work.

Mr. Edward Lasnik, the mine operator, testified in support of the application. He stated that a coal mining

operation is seasonal, and an operator must get the coal to market during the limited time when it is in demand. He has used the services of a common carrier and a private carrier in the area in the past, but last Fall was not able to get enough trucks to move the coal which he had to have moved. He therefore hired the applicant.

Mr. Vern Decker, a common carrier, and Mr. Myron Jeffcoat, a private carrier, protested the application. The substance of Mr. Decker's testimony was that the area is adequately supplied with carriers and no additional competition is needed or warranted.

It appears from the evidence that the locally-domiciled carriers did not fully serve the needs in the territory as a consequence of which Mr. Lasnik found it necessary to obtain the services of the applicant. The mine from which the applicant operates is a strip mine located about fourteen miles from Hayden; it is a new mine, which has not been served by any common carrier. As the existing common carriers have not had this business, it does not appear that they will be injured by the granting of the application. It therefore does not appear that the granting of the instant application in the form set forth in the following Order will impair the existing service of any common carrier.

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

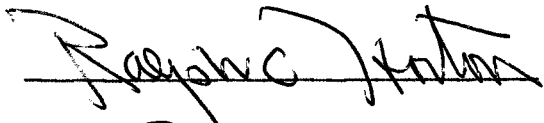
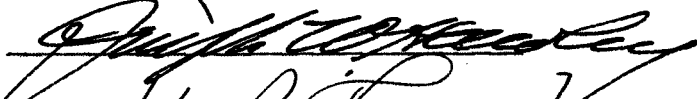
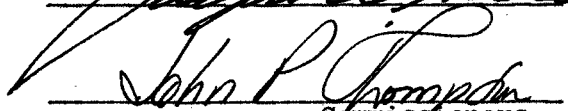
O R D E R

THE COMMISSION ORDERS:

That Fred J. Kissler, Hayden, Colorado, should be, and he is hereby, authorized to extend operations under Permit No. B-2864 to include the transportation of coal from the strip mine operated by Mr. Edward Lasnik, approximately 14 miles from Hayden, to the tipple at Hayden.

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 18th day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
K. L. VAN VALKENBURG, 5485 NORTH)
SHERIDAN BOULEVARD, ARVADA, COLO-)
RADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 14801-PP

January 18, 1957

Appearances: K. L. Van Valkenburg, Arvada,
Colorado, pro se;
Marion F. Jones, Esq., Denver,
Colorado, for R. B. "Dick"
Wilson, Inc.; Groendyke
Transportation, Inc.; Ward
Transportation, Inc., Melton
Transport Company;
Frank C. Klein, Denver, Colo-
rado, for Frank C. Klein, Inc.

S T A T E M E N T

By the Commission:

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

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 14, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner states that at the hearing, applicant stated that he was formerly the owner of Permit No. B-4189; that he has had many requests for his proposed transportation service; that he is now transporting commodities under Temporary Authority issued by this Commission; that he is the owner of a 1956 Ford Truck, with a ten-yard capacity; that he owns his home, and has net assets of \$20,000; that he agrees that in the event authority herein sought is granted, it should be limited so as not to permit use of tank trucks.

Report of the said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that there is presently a demand for his proposed services.

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 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.

That operating rights herein granted shall bear the number "B-4189," being the number of a permit formerly held by applicant.

O R D E R

THE COMMISSION ORDERS:

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

That K. L. Van Valkenburg, Arvada, 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, provided, however, that applicant shall not engage in transportation of road-surfacing materials which require the use of tank trucks.

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



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

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

That operating rights herein granted shall bear the number "Permit No. B-4189."

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 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES F. FOX, 909 EAST 24TH)
AVENUE, DENVER, COLORADO, FOR A CER-)
TIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 14915

January 18, 1957

Appearances: Charles F. Fox, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of trash, rubbish, ashes, dirt, sod, fertilizer, junk, waste coal, wood waste, cans, debris, limbs, waste building materials, and other forms of waste, from and to points within the City and County of Denver, State of Colorado, to officially-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado.

Said application was regularly set for hearing before the Commission at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 14, 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 states that at the hearing, applicant testified that he has been engaged in the transportation of ashes, trash, refuse, and other waste materials, between points within the City and County of Denver, since 1948; that he has been so engaged ever since, and has been licensed in the City and County of Denver since that time; that he is the owner of a 1939 Chevrolet one and one-half-ton truck; that he owns his home, and has a net worth of \$10,000.

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

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

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

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein, 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 proposed 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 Charles F. Fox, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson; 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.

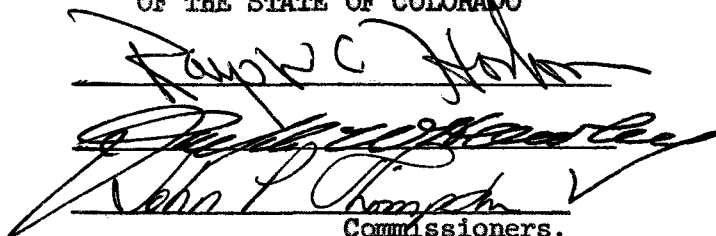
That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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 18th day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RAYMOND PRADO, 3600 KALAMATH STREET,)
DENVER, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 14921-PP-Extension
EXTEND OPERATIONS UNDER PERMIT NO.)
B-3684.)

January 18, 1957

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to extend operations under Permit No. B-3684 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, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 14, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application, he thereafter to submit a report of

said proceedings to the Commission.

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

Report of said Examiner recommends that said matter be continued, to be re-set for hearing at a future date to be determined by the Commission, with notice to all parties in interest.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

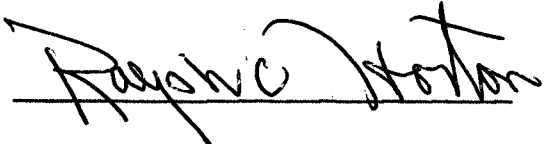
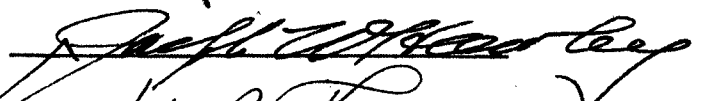
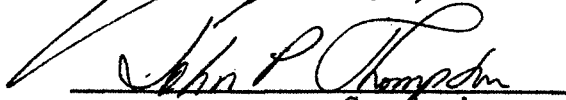
THE COMMISSION ORDERS:

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

That Application No. 14921-PP should be, and hereby is, continued, to be re-set for hearing before the Commission at a future date to be determined by the Commission, with notice to all parties in interest.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of January, 1957.

mls

original

(Decision No. 47172)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

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

January 21, 1957

Appearances: Milo M. Valdez, Denver,
Colorado, pro se;
Peter A. Valdez, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

By the above-styled application, applicants herein seek a certificate of public convenience and necessity, authorizing them to operate as a common carrier by motor vehicle for hire, for the transportation of trash, ashes, and rubbish, to and from the City and County of Denver, and to points from the City and County of Denver to city-authorized dumps, wherever located, outside said City Limits.

Said application was regularly set for hearing, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 14, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application, he thereafter to submit a report to the Commission of said proceedings.

Report of said Examiner states that at the time and place designated for hearing, applicants requested that said matter be continued for hearing at a later date.

Report of the Examiner recommends that applicants' 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 Report of the Examiner referred to therein should be approved.

O R D E R

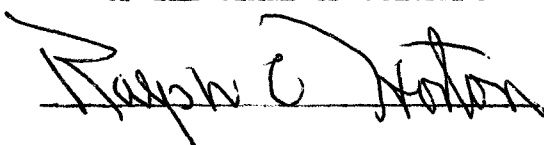

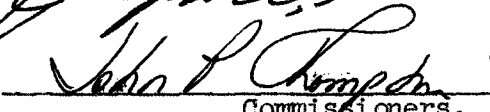
THE COMMISSION ORDERS:

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

That Application No. 14916 should be, and hereby is, continued, to be re-set for hearing at a future date to be determined by the Commission, with notice to all parties in interest.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of January, 1957.

ea

original

(Decision No. 47173)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) EVERETT MALONE, 844 LINCOLN STREET,) DENVER, COLORADO, FOR AUTHORITY TO) EXTEND OPERATIONS UNDER PERMIT NO.) B-2928.) -----)	APPLICATION NO. 14919-PP-Extension
--	------------------------------------

January 21, 1957

Appearances: Everett Malone, Denver,
Colorado, pro se;
Marion F. Jones, Esq.,
Denver, Colorado, for
R. B. "Dick" Wilson, Inc.,
Groendyke Transportation
Inc., Ward Transportation,
Inc., Melton Transport
Company;
Frank C. Klein, Denver, Colo-
rado, for Frank C. Klein &
Co., Inc.

S T A T E M E N T

By the Commission:

Applicant herein is presently the owner and operator of
Permit No. B-2928, authorizing him 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 Colo-
rado, to points 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; riprap rock, from quarries within a radius
of twenty-five miles of Denver, to construction
jobs within said area.

By the above-styled application, said permit-holder seeks
authority to extend operations under said permit 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, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 14, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner states that at the hearing, applicant testified that he is the owner and operator of Permit No. B-2928; that by the instant application he is seeking to remove the restriction of service in Boulder, Clear Creek, and Gilpin Counties, and to add to said operating rights certain commodities described in said application; that he has had many requests for such service; that he is the owner of a 1950 G.M.C. two and one-half ton truck, and has a net worth of \$10,000; that he agrees that in the event authority herein sought is granted, it may be limited so that no transportation of road-surfacing materials in tank trucks can be performed.

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

It did not appear that applicant's proposed extended motor vehicle service will 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 extend operations under Permit No. B-2928, 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 Everett Malone, Denver, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-2928 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, provided, however, that applicant shall not transport any road-surfacing materials requiring the use of tank trucks.

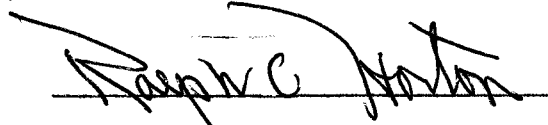
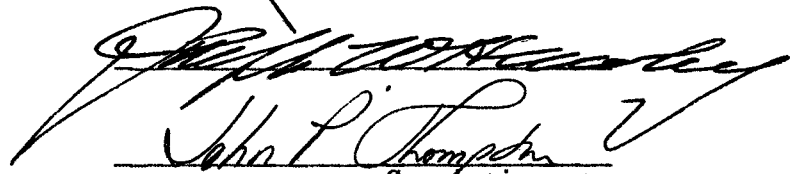
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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 January, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) JESSE MORA, 4312 UMATILLA STREET,) DENVER, COLORADO, FOR AUTHORITY TO) EXTEND OPERATIONS UNDER PERMIT NO.) B-3236.) -----)	APPLICATION NO. 14920-PP-Extension
--	------------------------------------

January 21, 1957

Appearances: Jesse Mora, Denver, Colo-
rado, pro se;
Marion F. Jones, Esq.,
Denver, Colorado, for
R. B. "Dick" Wilson, Inc.,
Ward Transportation, Inc.,
Melton Transport;
Frank C. Klein, Denver, Colo-
rado, for Frank C. Klein
& Co., Inc.

S T A T E M E N T

By the Commission:

Applicant herein is presently the owner and operator of
Permit No. B-3236, authorizing:

transportation of sand, gravel, and other road-
surfacing materials, from pits and supply points
in the State of Colorado, to road 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.

By the above-styled application, said permit-holder seeks
authority to extend operations under said Permit No. B-3236 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; coal, from mines in the northern Colorado coal fields, to points within a radius of ten miles of Denver; building stone, from mines and quarries within a radius of ten miles of Lyons, Colorado, to points within a radius of ten miles of Denver; fertilizer, between points within a radius of fifty 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, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 14, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner states that at the hearing, applicant herein testified that he is the owner and operator of Permit No. B-3236; that by the instant application, he is seeking to remove the restriction on his services in Boulder, Clear Creek, and Gilpin Counties, and to add thereto certain commodities described in said application; that he has had many requests for such service; that he is the owner of a 1955 Ford two-ton dump truck; that he owns his home, and has a net worth of \$8,000; that he agrees to limit any authority granted herein so that there shall be no transportation of road-surfacing materials in tank trucks.

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially

able to render the service sought by the instant application.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That 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 under Permit No. B-3236, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

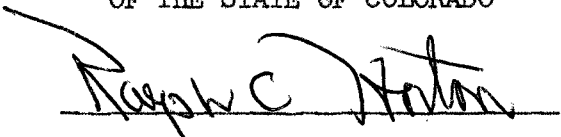
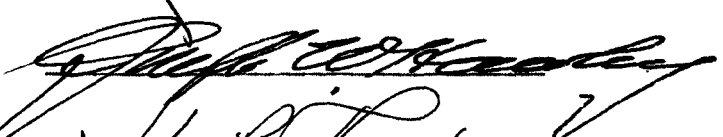
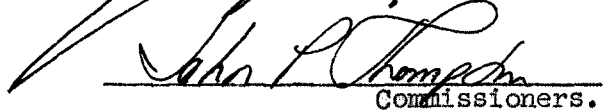
That Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That Jesse Mora, Denver, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-3236 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; coal, from mines in the northern Colorado coal fields to points within a radius of ten miles of Denver; building stone, from mines and quarries within a radius of ten miles of Lyons, Colorado, to points within a radius of ten miles of Denver; fertilizer, between points within a radius of fifty miles of Denver, Colorado; provided, however, that applicant shall not transport road-surfacing materials requiring the use of tank trucks.

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 21st day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HARRY R. ELLIS, 7381 BRYANT STREET,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER TO HEROLD J. ELLIS, 373) APPLICATION NO. 14941-Transfer
SOUTH QUITMAN STREET, DENVER, COLO-)
RADO, A PORTION OF PUC NO. 2858,)
VIZ., AUTHORITY GRANTED BY DECISION)
NO. 45267, DATED JANUARY 30, 1956.)

January 21, 1957

Appearances: Robert E. McLean, Esq., Den-
ver, Colorado, for Trans-
feror.

S T A T E M E N T

By the Commission:

By Decision No. 45267, dated January 30, 1956 Harry R.
Ellis, Denver, Colorado, was authorized to extend motor vehicle
common carrier call and demand transportation service under PUC No.
2858, for the transportation of:

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

By the instant application, said certificate-holder seeks
authority to transfer the above described authority under PUC No.
2858 to Herold J. Ellis, Denver, Colorado.

Said application, pursuant to prior setting, after appro-
priate notice to all parties in interest, was heard at the Hearing
Room of the Commission, 330 State Office Building, Denver, Colorado,
January 15, 1957, and at the conclusion of the evidence, the matter
was taken under advisement.

Transferor Harry Ellis testified in support of the application. He stated that he has authority to operate within Denver, and authority to operate in a suburban area. The two areas are too much for him to handle properly, and he is therefore selling his Denver authority, together with one truck. No indebtedness is connected with his operation. The agreement of purchase and sale was received in evidence.

Mr. Herold Ellis, the buyer, also testified. He stated that he has worked approximately four months with the seller and is familiar with the authority and the service presently authorized. His net worth is approximately \$8,000.

No one appeared in protest. No reason appears why the transfer should not be permitted.

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 Harry R. Ellis, Denver, Colorado, should be, and he is hereby, authorized to transfer a portion of PUC No. 2858, viz., authority granted by Decision No. 45267, dated January 30, 1956, -- being the authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Herold J. Ellis, Denver, 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,

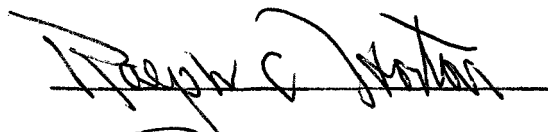

the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, 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 21st day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EDGAR J. DAUGHERTY, DOING BUSINESS)
AS "DAUGHERTY TRUCKING, BAGGS,)
WYOMING, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 14974-PP-Transfer
PERMIT NO. B-988 AND PERMIT NO.)
B-988-I TO EDGAR J. DAUGHERTY AND)
JEANNE B. DAUGHERTY, CO-PARTNERS,)
DOING BUSINESS AS "DAUGHERTY TRUCK-)
ING," BAGGS, WYOMING.)

January 21, 1957

Appearances: E. B. Evans, Esq., Denver,
Colorado, for Transferor
and Transferees.

S T A T E M E N T

By the Commission:

Edgar J. Daugherty, doing business as "Daugherty Trucking,"
Baggs, Wyoming, is the owner and operator of Permits Nos. B-988 and
B-988-I, which authorize:

transportation of sheep, lambs & grain from
farms and ranches in Routt and Moffatt
Counties, Colorado, to the Colorado-Wyoming
State line and various forest reserves and
individually leased lands in said Counties,
and from said forest reserves, leased lands,
farms and ranches in said Counties and from
the Colorado-Wyoming State line to various
railroad shipping points of the Denver and
Salt Lake Railroad, also oil well and drill-
ing equipment and supplies originating in
Wyoming from the Colorado-Wyoming State line
to Craig, Colorado, and occasional truck
loads of sheep and lambs originating in Wyom-
ing from the Colorado-Wyoming State line by
way of Cameron Pass to Denver, Colorado;

transportation of farm products including
livestock and lumber and farm supplies in-
cluding feed between points in an area as
follows: a strip 20 miles wide paralleling
the Colorado-Wyoming Boundary line and ex-
tending from Colorado-Utah line on the west
to the eastern boundary lines of Routt County

on the east, and to railroad shipping points in Routt and Moffat Counties; provided, applicant shall not engage in any intrastate transportation along line of scheduled common carriers especially between points along Colorado 13, without charging at least 20% in excess of rate charged by said scheduled common carriers;

transportation of livestock between Denver, Colorado, and the Colorado-Wyoming State line where all highways cross same in interstate commerce only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

By the instant application, said permit-holder seeks authority to transfer Permit No. B-988 and Permit N . B-988-I to Edgar J. Daugherty and Jeanne B. Daugherty, co-partners, doing business as "Daugherty Trucking," Baggs, Wyoming.

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, January 15, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicants being unable for reasons beyond their control to appear and testify, their Attorney testified in their behalf. He stated that he is familiar with their operation and their proposal, which is to transfer the authority on the records from the husband, Edgar J. Daugherty, to the husband and wife as co-partners. No change in the operation, nor the effective ownership, is intended. It is sought only to bring the records in line with the fact of the family operation. The Interstate Commerce Commission, upon proper application, has already approved the change so far as interstate authority is concerned.

No one appeared in protest, and no reason appears why the transfer 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, if any.

O R D E R

THE COMMISSION ORDERS:

That Edgar J. Daugherty, doing business as "Daugherty Trucking," Baggs, Wyoming, should be, and he is hereby, authorized to transfer all his right, title, and interest in and to Permit No. B-988 and Permit No. B-988-I -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Edgar J. Daugherty and Jeanne B. Daugherty, co-partners, doing business as "Daugherty Trucking," Baggs, Wyoming, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured, and subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

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

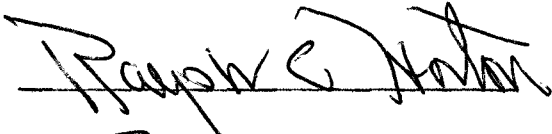


The right of transferees to operate under this Order shall depend upon their compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permits up to the time of transfer of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

This Order is made a part of the permits 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 21st day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
MANUELITA MONTOYA, BOX 42,)	PERMIT NO. M-11123
HOEHNE, COLORADO.)	CASE NO. 79208-INS.
-----)	

January 21, 1957

S T A T E M E N T

By the Commission:

On January 3, 1957, the Commission entered its Order in Case No. 79208-Ins., revoking Permit No. M-11123 for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as proper insurance filing has now been made with the Commission by said Respondent, without lapse,

F I N D I N G S

THE COMMISSION FINDS:

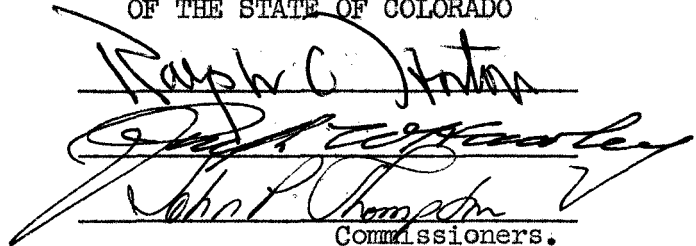
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-11123 should be, and the same hereby is, reinstated, as of January 3, 1957, revocation order entered on said date by the Commission in Case No. 79208-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 21st day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
SAM MARTINELLI, P. O. BOX 1433,)	<u>PERMIT NO. M-5636</u>
SANTA FE, NEW MEXICO.)	<u>PUC NO. 3147-I</u>
-----)	<u>CASE NO. 79260-INS.</u>

January 21, 1957

S T A T E M E N T

By the Commission:

On January 3, 1957, the Commission, in Case No. 79260-Ins., entered its Order, revoking PUC No. 3147-I and Permit No. M-5636 for failure of Respondent herein to keep effective insurance on file with the Commission.

It now appears that proper insurance filing has been made by said Respondent, without lapse.

F I N D I N G S

THE COMMISSION FINDS:

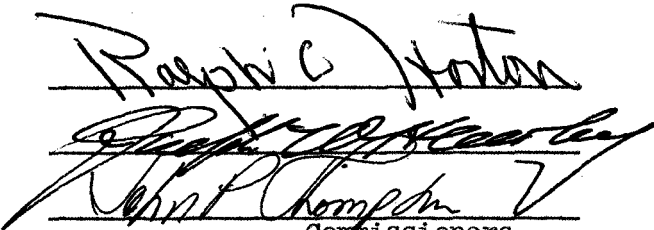
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-5636 and PUC No. 3147-I should be, and hereby are reinstated, as of January 3, 1957, revocation order entered by the Commission on said date in Case No. 79260-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 21st day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
NORMAN JENKS, DOING BUSINESS AS)
"JENKS TRUCKING," BUFFALO,)
WYOMING.)
-----)

CASE NO. 79276-INS.
PUC NO. 2645-I

January 21, 1957

S T A T E M E N T

By the Commission:

On January 5, 1957, the Commission entered its order in the above-styled case, revoking PUC No. 2645-I for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as it now appears that said Respondent has made proper insurance filing with the Commission, without lapse,

F I N D I N G S

THE COMMISSION FINDS:

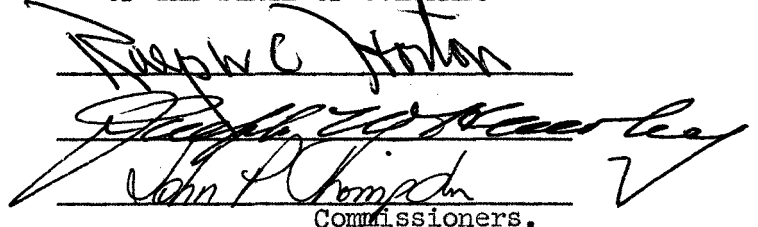
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That PUC No. 2645-I should be, and the same hereby is, reinstated, as of January 3, 1957, revocation order entered on said date by the Commission, in Case No. 79276-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 21st day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
STYLES DISTRIBUTING COMPANY,)	PERMIT NO. M-6394
INC., 1 N. W. TENTH, OKLAHOMA)	CASE NO. 79248-INS.
CITY, OKLAHOMA.)	
-----)	

January 21, 1957

S T A T E M E N T

By the Commission:

On January 3, 1957, the Commission entered its Order in Case No. 79248-Ins., revoking Permit No. M-6394 for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as proper insurance filing has now been made by said Respondent, without lapse,

F I N D I N G S

THE COMMISSION FINDS:

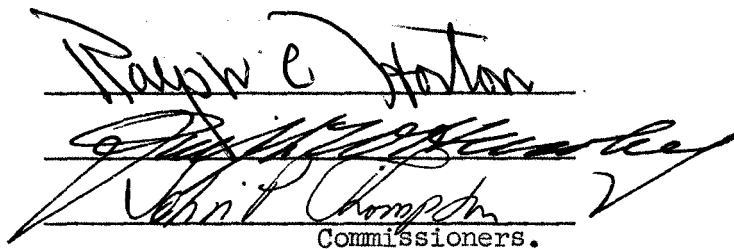
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-6394 should be, and the same hereby is, reinstated, as of January 3, 1957, revocation order entered by the Commission on said date in Case No. 79248-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 21st day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
THE HEIL COMPANY, 3000 WEST)
MONTANA STREET, MILWAUKEE,)
WISCONSIN.)
-----)

PERMIT NO. M-2723
CASE NO. 79237-INS.

January 21, 1957

S T A T E M E N T

By the Commission:

On January 3, 1957, the Commission entered its Order in Case No. 79237-Ins., revoking Permit No. M-2723 for failure of Respondent herein to keep effective insurance on file with the Commission.

It now appears that proper insurance filing has been made by said Respondent, without lapse. Therefore,

F I N D I N G S

THE COMMISSION FINDS:

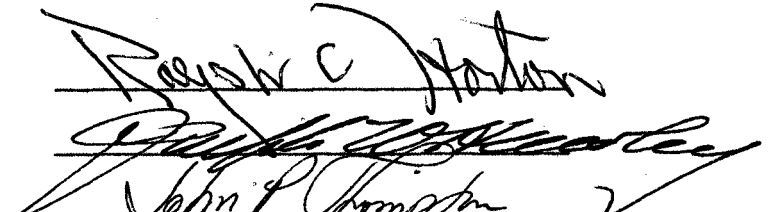
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-2723 should be, and the same hereby is, reinstated, as of January 3, 1957, revocation order entered by the Commission on said date in Case No. 79237-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 21st day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
WILLIAM SWANN, DOING BUSINESS)	
AS "H & H HAULING COMPANY," 940)	PERMIT NO. M-456
SOUTH CONEJOS STREET, COLORADO)	CASE NO. 79363-INS.
SPRINGS, COLORADO.)	
-----)	

January 21, 1957

S T A T E M E N T

By the Commission:

On January 3, 1957, in Case No. 79363-Ins., the Commission entered its Order, revoking Permit No. M-456 for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as proper insurance filing has now been made with the Commission by said Respondent, without lapse,

F I N D I N G S

THE COMMISSION FINDS:

That said operating rights should be restored to active status.

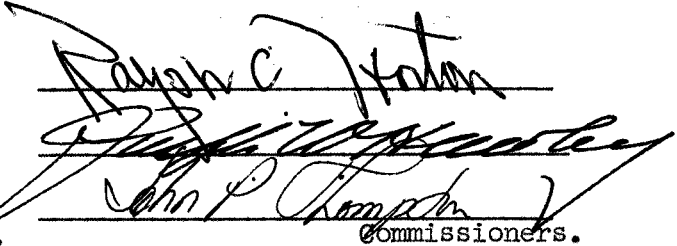
O R D E R

THE COMMISSION ORDERS:

That Permit No. M-456 should be, and the same hereby is, reinstated, as of January 3, 1957, revocation order entered by the Commission on said date in Case No. 79363-Ins. being hereby vacated, set aside, and held for naught.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 21st day of January, 1957.


Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES H. DYER, DOING BUSINESS)
AS "TRI-STATE TOOL COMPANY,")
BOX 334, GRAND JUNCTION, COLO-)
RADO.)
-----)

PERMIT NO. M-10144
CASE NO. 79230-INS.

January 21, 1957

S T A T E M E N T

By the Commission:

On January 3, 1957, the Commission entered its Order in Case No. 79230-Ins., revoking Permit No. M-10144 for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as proper insurance filing has now been made by said Respondent, without lapse,

F I N D I N G S

THE COMMISSION FINDS:

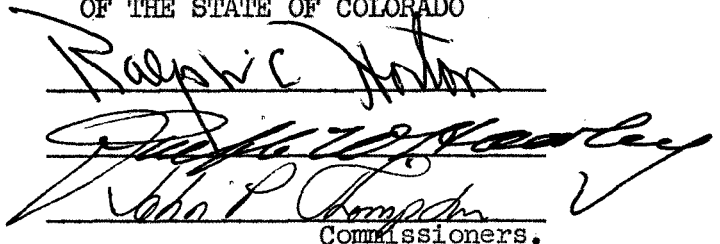
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-10144 should be, and hereby is, reinstated, as of January 3, 1957, revocation order entered by the Commission on said date in Case No. 79230-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 21st day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
HARRY DOWNS, RURAL ROUTE 1,)	<u>PERMIT NO. M-5366</u>
BOX 91, TRINIDAD, COLORADO.)	<u>CASE NO. 79320-INS.</u>
-----)	

January 21, 1957

S T A T E M E N T

By the Commission:

On January 3, 1957, the Commission entered its Order in Case No. 79320-Ins., revoking Permit No. M-5366 for failure of Respondent herein to keep effective insurance on file with the Commission.

It now appears that proper insurance filing has been made by said Respondent, without lapse.

F I N D I N G S

THE COMMISSION FINDS:

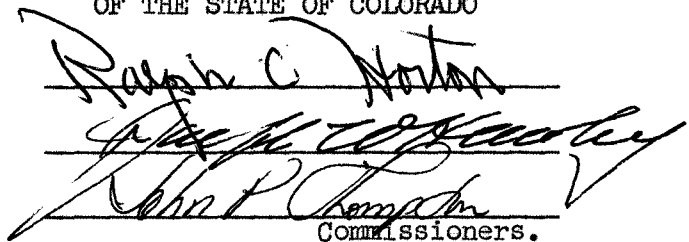
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-5366 should be, and hereby is, reinstated, as of January 3, 1957, revocation order entered by the Commission on said date in Case No. 79320-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 21st day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN UNDERWOOD, 1434 EAST 22ND)
AVENUE, DENVER, COLORADO, FOR A CER-)
TIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 14926

January 21, 1957

Appearances: W. A. Peters, Esq., Denver,
Colorado, for Applicants;
Harold D. Torgan, Esq., Den-
ver, Colorado, for Duffy
Storage and Moving Com-
pany, Inc., Bekins Moving
and Storage Company,
Beuhler Transfer Company,
Johnson Storage and Mov-
ing 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:

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, December 18, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

At the time and place designated for hearing, Attorney for Applicant herein requested that said matter be continued for hearing at a future date to be determined by the Commission.

There being no objection thereto,

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

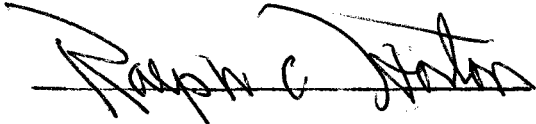
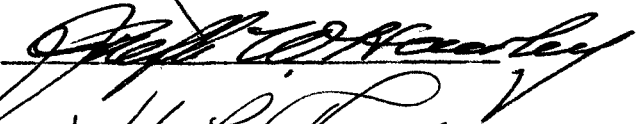

O R D E R

THE COMMISSION ORDERS:

That Application N . 14926 should be, and the same hereby is, continued, to be re-set for hearing at a future date to be determined by the Commission, with notice to all parties in interest.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JESSE TOWNER AND EDWARD R. SAUL, CO-)
PARTNERS, 2376 CLEMMONT STREET,) APPLICATION NO. 14924-PP-Extension
DENVER, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PERMIT NO.)
B-4379.)

January 21, 1957

Appearances: Edward R. Saul, Denver, Colo-
rado, for Applicants;
Marion F. Jones, Esq., Denver,
Colorado, for R. B. "Dick"
Wilson, Inc.; Groendyke
Transportation, Inc.; Ward
Transportation, Inc.; Melton
Transport Co.;
Frank C. Klein, Denver, Colo-
rado, for Frank C. Klein &
Co., Inc.

S T A T E M E N T

By the Commission:

Heretofore, Jesse Tower and Edward R. Saul, co-partners, Den-
ver, Colorado, were authorized to operate as a Class "B" private car-
rier 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,
but including the right to haul in Boulder
County for the Boulder Toll Road Project,
only; coal from mines in the northern Colo-
rado coal fields to Denver, Colorado,

said operating rights being designated "Permit No. B-4379."

By the above-styled application, said permit-holders seek
authority to extend operations under said Permit No. B-4379 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; coal, from mines in the northern Colorado coal fields, to points within a radius of ten miles of Denver; building stone, from mines and quarries within a radius of ten miles of Lyons, Colorado, to points within a radius of ten miles of Denver; fertilizer, between points within a radius of fifty 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, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 14, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner states that at the hearing, Edward R. Saul testified that he is one of applicants herein; that by the instant application, they seek to remove the restriction on services in Boulder, Clear Creek, and Gilpin Counties, and to add thereto certain commodities described in said application; that they have had many requests for this

type of service; that applicants are the owners of a two and one-half ton 1954 Ford truck, and a two-ton Ford 1955 Truck; that both of applicants are working under said permit, and that each owns his own home; that they have assets in the amount of \$25,000; that they agree to limit any authority granted by the instant application so that there will be no transportation of road-surfacing materials in tank trucks.

Report of said Examiner further states that applicants are fit and proper persons, have sufficient equipment, and are financially able to render the services sought by the instant application; that they have had requests for such service.

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

It did not appear that the granting of the authority herein sought would 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 extend operations under Permit No. B-4379, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

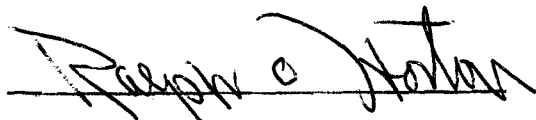
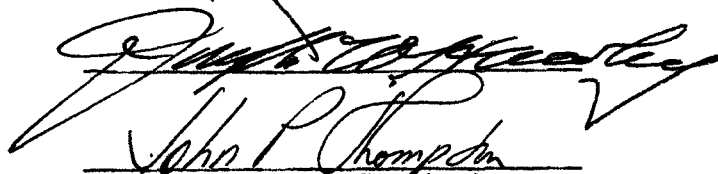
That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That Jesse Tower and Edward R. Saul, co-partners, Denver, Colorado, should be, and they hereby are, authorized to extend opera-

tions under Permit No. B-4379 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; coal, from mines in the Northern Colorado coal fields, to points within a radius of ten miles of Denver; building stone, from mines and quarries within a radius of ten miles of Lyons, Colorado, to points within a radius of ten miles of Denver; fertilizer, between points within a radius of fifty miles of Denver, Colorado; provided, however, that applicants shall not transport road-surfacing materials requiring the use of tank trucks.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 21st day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE PETITION OF THE DENVER-BOULDER)
BUS COMPANY, DENVER, COLORADO, FOR)
AUTHORITY TO CHANGE ITS SERVICE)
BETWEEN DENVER, COLORADO AND CENTRAL)
CITY, COLORADO, FROM A YEAR-AROUND)
OPERATION TO A SEASONAL OPERATION.)

APPLICATION NO. 14997

January 21, 1957

S T A T E M E N T

By the Commission:

On December 3, 1956, there was filed with the Commission by The Denver-Boulder Bus Company, by its President, D. B. James, a petition requesting permission to change its service between Denver, Colorado, and Central City, Colorado, from a year-around operation to a seasonal operation, viz June 10 to September 9, inclusive, with no winter operation from September 10 through June 9, except on a call and demand for groups of twenty (20) or more.

The petition sets forth the following purported facts in support of the request.

"1. The revenue derived from operating service from Denver to Central City is not sufficient to meet out-of-pocket costs on a year-around basis.

"2. As you will note by the enclosed sheets covering operations from October, 1954 to October, 1955, and from October, 1955 to October, 1956, the revenue received amounts to 15¢ per mile for 1955 on a year-around basis and 13¢ per mile for 1956 on a year-around basis. However, by throwing in the revenue from the sightseeing operation (which runs from Denver to Central City to Boulder and back to Denver) it brings a total for the year, including all sightseeing operations, of 26¢ per mile for 1955 and 27¢ per mile for 1956. Operating costs have been running between 35¢ per mile and 47¢ per mile. Therefore, including the sightseeing operation and all scheduled service between Denver and Central City, the operation does not come close to breaking even. You will also note that, during the winter months from September to June, the revenue per mile is as little as 4¢ per mile.

"3. We have endeavored to improve the service by better equipment on this run to Central City by replacing the 1948 Suburban Chevrolet with a 1956 Ford 9-Passenger Station Wagon, and the first of the present month, we replaced the 1956 Ford with a 1957 9-Passenger Chevrolet Station Wagon. This improvement in equipment has caused no increase in revenue."

The enclosed sheets referred to in paragraph 2 shows the following data for the Central City operation for the periods October, 1954 to September, 1955, inclusive, by months and total, and the Scenic Circle Tour for June 15 to September 15, 1955, also for October, 1955 to September, 1956, and June 10 to September 9, 1956.

We are showing herein only the totals.

Central City Operation
October, 1954 to September, 1955, Inclusive

<u>Bus Miles</u>	<u>Passengers</u>	<u>Passenger Miles</u>	<u>Revenue</u>	<u>Revenue per Mile</u>
33,556	4,455	160,735	\$5,223.53	\$.1557

In the months of July and August, there were 1,565 and 1,369 passengers, respectively, carried, or approximately 66% of the total.

Scenic Circle Tour
June, 1955 to September, 1955, Inclusive

<u>Bus Miles</u>	<u>Passengers</u>	<u>Passenger Miles</u>	<u>Revenue</u>	<u>Revenue per Mile</u>
17,712	2,645	183,828	\$8,269.57	\$.4669

Total All Operations
October, 1954 to September, 1955, Inclusive

<u>Bus Miles</u>	<u>Passengers</u>	<u>Passenger Miles</u>	<u>Revenue</u>	<u>Revenue per Mile</u>
51,268	7,100	344,563	\$13,493.10	\$.2632

Central City Operation
October, 1955 to September, 1956, Inclusive

<u>Bus Miles</u>	<u>Passengers</u>	<u>Passenger Miles</u>	<u>Revenue</u>	<u>Revenue per Mile</u>
32,040	3,622	129,595	\$4,217.47	\$.1316

In the months of July and August there were 1,287 and 1,071 passengers, respectively, carried, or approximately 65% of the total.

Scenic Circle Tour
June, 1956 to September, 1956, Inclusive

<u>Bus Miles</u>	<u>Passengers</u>	<u>Passenger Miles</u>	<u>Revenue</u>	<u>Revenue per Mile</u>
18,468	2,829	199,577	\$9,591.27	\$.5193

Total All Operations
October, 1955 to September, 1956, Inclusive

<u>Bus Miles</u>	<u>Passengers</u>	<u>Passenger Miles</u>	<u>Revenue</u>	<u>Revenue per Mile</u>
50,508	6,451	329,172	\$13,808.74	\$.2734

F I N D I N G S

The Commission Finds, that the instant petition (Application No. 14997) should be assigned for a public hearing.

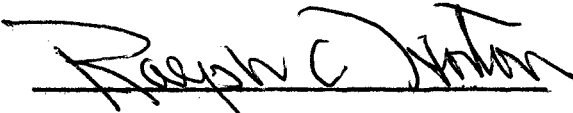
O R D E R

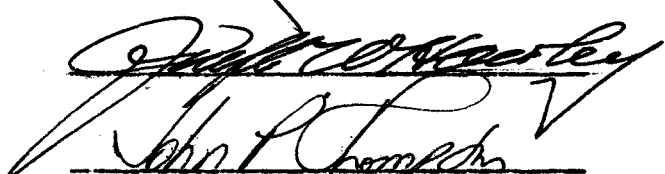
THE COMMISSION ORDERS, That:

1. This order shall become effective forthwith.
2. That Application No. 14997, involving bus service on a seasonal operation between Denver, Colorado, and Central City, Colorado, by the Denver-Boulder Bus Company, be and the same is hereby assigned for a public hearing on February 13, 1957, at 10:00 O'clock A.M., in the Court House in Central City, Colorado.
3. A copy of this order be forthwith served upon the following parties by depositing same in the United States mail.

Denver-Boulder Bus Company, 1730 Glenarm Place, Denver 2, Colorado
Board of County Commissioners, Gilpin County, Central City, Colorado
City Council, Central City, Central City, Colorado
City Council, Black Hawk, Black Hawk, Colorado
Chamber of Commerce, Black Hawk, Black Hawk, Colorado
Chamber of Commerce, Central City, Central City, Colorado
Leroy J. Williams, Esq., Central City, Colorado
The Weekly Register Call, Central City, Colorado
Colorado Motor Carriers' Association, 4060 Elati St., Denver 16, Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 21st day of January, 1957.

mem

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
L. T. MC MULLAN, MADGE C. MC MULLAN,)
AND RUTH FERDINAND, CO-PARTNERS,)
DOING BUSINESS AS "MC MULLAN VAN &)
STORAGE," 1911 11TH STREET, BOULDER,) APPLICATION NO. 14979-Transfer
COLORADO, FOR AUTHORITY TO TRANSFER)
PUC NO. 352 TO MC MULLAN VAN & STOR-)
AGE, INC., 1911 11TH STREET, BOULDER,)
COLORADO.)
-----)

January 21, 1957

Appearances: Donald Fitch, Boulder, Colo-
rado, for Applicants.

S T A T E M E N T

By the Commission:

Heretofore, L. T. McMullan, Madge C. McMullan, and Ruth
Ferdinand, co-partners, doing business as "McMullan Van & Storage,"
Boulder, Colorado, were granted a certificate of public convenience
and necessity, authorizing operation as a common carrier by motor
vehicle for hire, for the:

Conduct of a transfer, moving, and general cartage
business in the Counties of Boulder, Larimer, and
Weld, in the State of Colorado, and for occasional
service throughout the State of Colorado, and in
each of the counties thereof, subject to the terms
and conditions as follows:

Transportation of commodities other than household
goods between points served singly or in combination
by scheduled carriers, applicant shall charge rates
which shall be as much as twenty per cent higher in
all cases than those charged by scheduled carriers;
not to operate on schedule; not to establish a
branch office or to have an agent employed in other
towns or cities than Boulder for the purpose of
developing business;

Transportation of commodities set forth in Decision
No. 46186, from point to point within the City of
Boulder, Colorado.

By the above-styled application, said certificate-holder
seeks authority to transfer said operating rights (PUC No. 352) to

McMullan Van and Storage, Inc., Boulder, Colorado.

Said application was regularly set for hearing, and heard, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 18, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

At the hearing, it appeared that the consideration for the transfer of said operating rights is the sum of \$15,000.00; that management of transferee has had six and one-half years' experience in the moving business.

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.

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 L. T. McMullan, Madge C. McMullan, and Ruth Ferdinand, co-partners, doing business as "McMullan Van & Storage," Boulder, Colorado, should be, and they hereby are, authorized to transfer all their right, title, and interest in and to PUC No. 352 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to McMullan Van & Storage, Inc., Boulder, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said 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

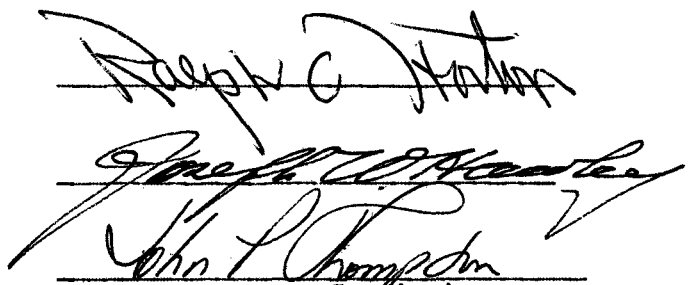
written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission upon proper 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 21st day of January, 1957.

ea

original

(Decision No. 47189)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
FRED J. SCHUMACHER, 9595 WEST COL-)	
FAX AVENUE, DENVER, COLORADO, FOR)	APPLICATION NO. 14923-PP-Extension
AUTHORITY TO EXTEND OPERATIONS UNDER)	
PERMIT NO. B-4986.)	
-----)	

January 21, 1957

Appearances: Fred J. Schumacher, Denver,
Colorado, pro se;
Marion F. Jones, Esq., Denver,
Colorado, for R. B. "Dick"
Wilson, Inc., Groendyke
Transportation, Inc., Ward
Transportation, Inc., Melton
Transport Company;
Frank C. Klein, Denver, Colo-
rado, for Frank C. Klein and
Co., Inc.

S T A T E M E N T

By the Commission:

Applicant herein is presently the owner and operator of
Permit No. B-4986, authorizing him to operate as a Class "B" private
carrier by motor vehicle for hire, for the transportation of:

sand, gravel, dirt, and other road-surfacing
materials from pits and supply points in the
State of Colorado, to road jobs, mixer and
processing plants, railroad loading points,
and small construction jobs within a radius
of fifty miles of said pits and supply points,
excluding service in Boulder, Clear Creek,
and Gilpin Counties,

and, by the instant application, seeks authority to extend operations
under said Permit No. B-4986 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, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 14, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner states that at the hearing, Fred J. Schumacher, Denver, Colorado, testified he is the owner and operator of Permit No. B-4986; that by the instant application, he is seeking authority to extend operations thereunder by elimination of the restriction on service in Boulder, Clear Creek, and Gilpin Counties, and addition thereto of certain commodities set forth in said application; that he has had many requests for this type of service; that he is the owner of a 1955 one and one-half-ton Chevrolet truck; that he owns his home, and has a net worth of approximately \$25,000; that he agrees to limit any authority herein granted so that there will be no transportation of road-surfacing materials in tank trucks.

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

It did not appear that the granting of the authority herein sought will impair the efficiency of service of any common carrier

operating in the territory sought to be served by applicant.

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

F I N D I N G S

THE COMMISSION FINDS:

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

That Applicant herein should be authorized to extend operations under Permit No. B-4986, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

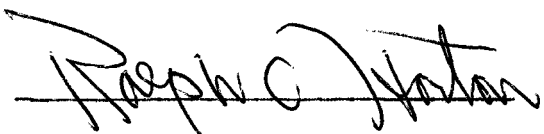


That Report of the Examiner referred to in the above and foregoing Findings should be, and the same hereby is, approved.

That Fred J. Schumacher, Denver, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-4986 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; provided, however, that applicant shall not transport road-surfacing materials requiring the use of tank trucks.

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 21st day of January, 1957.

ea

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
SAM SCHLEGEL, 1281 UINTA STREET,)	
DENVER, COLORADO, FOR AUTHORITY TO)	APPLICATION NO. 14922-PP-Extension
EXTEND OPERATIONS UNDER PERMIT NO.)	
B-2650.)	
-----)	

January 21, 1957

Appearances: Sam Schlegel, Denver, Colorado,
 pro se;
 Marion F. Jones, Esq., Denver,
 Colorado, for R. B. "Dick"
 Wilson, Inc., Groendyke
 Transportation, Inc., Ward
 Transport, Inc., Melton
 Transport, Inc.;
 Frank C. Klein, Denver, Colo-
 rado, for Frank C. Klein &
 Co., Inc.

S T A T E M E N T

By the Commission:

Applicant herein is the owner and operator of Permit No.
B-2650, authorizing him 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 Colo-
rado, to 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.

By the above-styled application, said permit-holder seeks
authority to extend operations under said Permit No. B-2650 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; coal, from mines in the northern Colorado coal fields, 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 Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 17, 1956, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 14, 1956, as provided by law, the Commission designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner states that at the hearing, applicant testified that he is presently the owner and operator of Permit No. B-2650; that by the instant application, he seeks authority to remove the restriction regarding service in Boulder, Clear Creek, and Gilpin Counties; that he has had many requests for such service; that he is the owner of a 1950 two and one-half-ton Ford dump truck, and a 1956 two-ton Ford Truck; that he owns his home, and has a net worth of \$15,000; that he agrees to limit any authority granted in this application so that there will be no transportation of road-surfacing materials in tank trucks.

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

he has had many requests for said service.

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

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

Report of the Examiner recommends that 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:

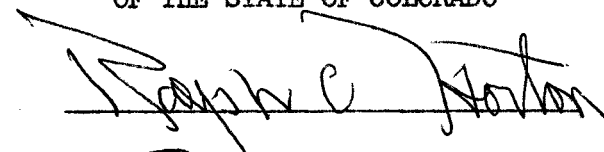
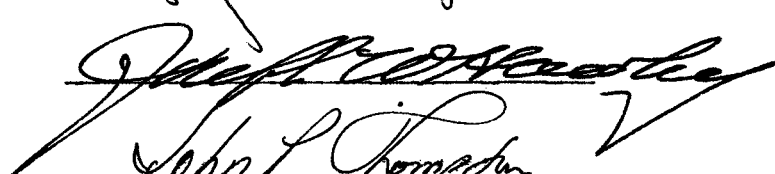
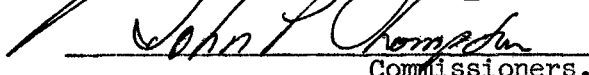
That Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That Sam Schlegel, Denver, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-2650 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; coal, from mines in the northern Colorado coal fields to Denver, and to points within a radius of ten miles of Denver, Colorado; provided, however, that applicant shall not transport any road-surfacing materials requiring the use of tank trucks.

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 21st day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

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

CASE NO. 1585

January 21, 1957

S T A T E M E N T

By the Commission:

Under the provisions of Rule 18, paragraph C-(1)-(A), of the "Rules of Practice and Procedure" of the Commission, there were filed with the Commission on statutory notice schedules stating new rates, rules, regulations and charges advertised to become effective January 28, 1957, designated as set forth in "Appendix A," attached hereto and made a part hereof.

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

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

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

Item No. 1115, for the account of North Eastern Motor Freight, Inc., only, covering the use of special equipment for over-the-road handling of any commodity or commodities because of size, weight or length, or if consignor or consignee requests such service, between Denver, on the one hand, and various points in northeastern Colorado, on 5,000 and 10,000 pounds, minimum weights depending on the size of equipment required, the rates are predicated on the present first class rates between the points

involved for 5,000 and 10,000 pounds, respectively. However, an error was made in the publication wherein the rate published between Denver, on the one hand, and Brush on the other, minimum weight 10,000 pounds, shows \$1.37 and should be \$1.31 per 100 pounds, and is being corrected herein.

Item No. 1140 is being amended by eliminating North Eastern Motor Freight, Inc., and Weicker Transfer and Storage Company from said item. The charges set forth in the item for special trips, according to these carriers, do not cover the cost of furnishing equipment for such a potential service. By the cancellation of the application of the item, North Eastern Motor Freight, Inc., is providing a new basis (Item No. 1115) which it feels is just and reasonable and compensatory. Insofar as Weicker Transfer and Storage Company is concerned, any potential movements would be handled under the item covering exclusive use of vehicles under Section 5 of the tariff.

Under the class rate section (Section No. 1), North Eastern Motor Freight, Inc., and Brooks Transportation Company, who serve points in northeastern Colorado by direct routings via North Eastern Motor Freight, Inc., and jointly for points beyond North Eastern's authority via Brooks Transportation Company, are increasing the less-than-truckload class rates by five per cent; also, commodity Items No's. 1757, 2525, 2645, 2850, 3573, 3716, and 3780.

The points involved are between Denver on the one hand, Greeley on the one hand, Sterling on the one hand, Brush on the one hand, Fort Morgan on the one hand, Julesburg on the one hand, and points on the other hand in the carriers' authorized territory.

In justification of this increase the Commission received a letter from J. R. Arnold, President, North Eastern Motor Freight, Inc., stating in part the following:

"On May 1, 1956, we had a labor cost increase of ten (10¢) cents per hour on our Denver Contract and November 1st a labor cost increase of fifteen (15¢) cents per hour on our Ft. Morgan and Sterling Contract, as well as the cut in hours from a nine (9) to an eight (8) hour work day.

"Our net profit thru October, 1956, is \$4,266.82. After closing our books for November we find that our loss after income tax adjustments, a net loss of \$4,578.60 for the month of November, thus wiping out all profit this year and \$311.78 besides.

"Beginning January 1st, 1957, the Pension Plan for the Ft. Morgan and Sterling Contracts begin at a cost of \$8.65 per month per man."

An income statement at close of business November 30, 1956, accompanying Mr. Arnold's letter shows the following:

Total Operating Revenue - - - - -	\$364,214.61
Total Operating Expenses - - - - -	<u>361,049.35</u>
Gross Income - - - - -	3,165.26
Interest on Long Term Obligations - - -	\$3,116.83
Other Deductions - - - - -	<u>360.21</u>
Total Deductions from Income - - - - -	3,477.04
Net Income - Loss - - - - -	(311.78)

According to Mr. Arnold, the Brooks Transportation Company concurs with North Eastern Motor Freight, Inc., in increasing the joint rates five (5%) per cent.

The Clear Creek Truck line in Section 1 (Class Rates) are increasing the L. T. L. 5,000 pound and 10,000 pound rates by 15 per cent. In justification of this increase the carrier states by letter to the Commission the following reasons and necessity for this action:

- "1. No rate increase since September 28, 1953 with overhead increasing in that period.
- "2. Gross ton mile tax has doubled our road tax.
- "3. Increase of \$.01 per gallon fuel tax.
- "4. Retail increase on fuel of \$.01 per gallon.
- "5. Increase of wages from \$1.25 per hour to \$1.75 per hour.
- "6. New Federal Highway Use Tax on vehicles."

Carrier also stated that everything possible within its power to cut overhead was done, and that it felt the increase is necessary to maintain its present level of service to the public.

Commodity Items No's. 2442 and 2790 for the account of Denver-Loveland Transportation, direct, covering flowers, fresh cut, n.o.i., in cartons, between Denver and Loveland, and mattresses, viz: cotton; cotton felt; excelsior; fibre;

husk; moss, shoddy or straw, separate or combined; hair and wool, from Denver to Loveland are being increased by approximately 5%. The increase in the commodity rate on cut flowers is brought up to the level of the carrier's first class L. T. L. rate and on mattresses the adjustment is as follows: L. T. L. - double the first class less-than-truckload rate, 1,000 pound minimum weight, one and one-half times the first class less-than-truckload rate and 2,000 pound minimum weight, the same as the first class less-than-truckload rate. The National Motor Freight Classification, Item No. 42590, classifies mattresses in less-than-truckload lots as double the first class rate. By Decision No. 46877, dated November 26, 1956, the carrier filed on statutory notice a 5% increase in its class rates for which no protests were received, and by this publication the carrier has adjusted these items to the same basic increase covered by the above decision.

Item No. 2560 for the account of Dalby Transfer and Storage, Inc., covering grocery items and building materials as described is being eliminated. A recent transfer of authority from Wharton Truck Line to Dalby Transfer and Storage, Inc., undoubtedly is the basis for the elimination by managerial discretion.

Item No. 2935 now provides the following rates in cents per 100 pounds, on milk in bulk in tank trucks, to Denver via the Denver-Parker Truck Line: From authorized territory south and west of Parker, 34; Parker and all points north to and including the W. T. Rose Ranch, 26; all points north of the W. T. Rose Ranch, 22. Under the proposal A. B. Anderson and J. Anderson, who are located in the above 26 cent rate zone, are being accorded reduced rates based on minimum weights of 2,000 and 4,000 pounds.

The 26 cent rate was involved in a hearing before the Commission on December 14, 1956, in Denver, Colorado. On December 19, 1956, the Commission entered its order (Decision No. 47002) wherein it found the matter should be held in abeyance until cost and revenue data concerning bulk-type and can-type operations in the Parker area can be accumulated and that the carrier should be required to submit a detailed statement of revenues and costs of operation, broken down by month and by type and location of shipper, covering the months February through July, on or before August 10, 1957, when

the matter will be set for further hearing with due notice to all concerned.

The two shippers for which the proposed reduced rates on 2,000 and 4,000 pounds are located in the 26 cents zone, viz: Parker and all points north to and including the W. T. Rose Ranch.

Under such circumstances there does not appear any valid reason why the same rates should not be established and be made applicable to all shippers in said zone who are in a position to take advantage of said minimum weights and accompanying rates. We shall expect the carrier to have these rates and minimum weights published immediately and make effective on less than statutory notice under authority of this decision.

Mr. Thiel, owner of the Denver-Parker Truck Line, has acquiesced in this expression.

Item 3060 for the account of Rio Grande Motor Way, Inc., direct, covering milk, fresh, from stations Wellsville to Texas Creek, inclusive, to Canon City is being eliminated, account of no traffic movements.

Item 3070, for the account of B. & V. Truck Line is being amended with reductions in rates to the following: Mike Hagerman, George Ehman, Jr., and Samuel Bishop from 70 cents to 60 cents per one hundred pounds, and adding a proviso for shipments weighing 800 pounds or more for any semi-monthly period at 50 cents per one hundred pounds, to apply to all shippers in the item. By these changes benefits will ensue to the shippers.

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 January 28, 1957, be the prescribed rates, rules, regulations and provisions of the Commission.

4. All private carriers by motor vehicle to the extent they are affected by the changes involved herein, shall publish, or cause to be published rates, rules, regulations and provisions which shall not be less than those herein prescribed for motor vehicle common carriers.

5. On and after January 28, 1957, the motor vehicle common carriers involved in the rates, rules, regulations and provisions set forth in "Appendix A" shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein set forth.

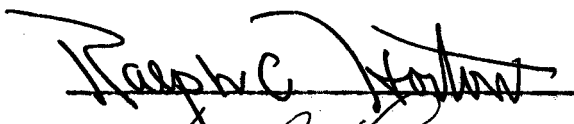
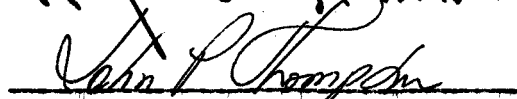
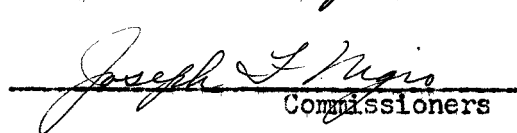
6. On and after January 28, 1957, all private carriers by motor vehicle, operating in competition with any motor vehicle common carrier affected by this order, shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 21st day of January, 1957.

mem

APPENDIX "A"

Original Page No. 82-B - Item No. 1115

SPECIAL TRIPS AND SPECIAL TRIPS REQUIRING USE OF SPECIAL EQUIPMENT:

(Applies only via North Eastern Motor Freight, Inc.)

(Applies only on Colorado intrastate traffic)

In the event it becomes necessary, because of the size, weight or length of any commodity or commodities to use special equipment for over-the-road handling, or if any consignor or consignee requests exclusive use of a vehicle for other than regularly scheduled trips; such service will be performed and will be charged for at the following rates: Loading must be performed by consignor and unloading by consignee.

Minimum 5,000 pounds: (Applies only if shipment can be handled on truck of 2-ton capacity or smaller.)

Between Denver and Ft. Morgan.....	\$1.27 per 100 pounds
Brush.....	1.37 per 100 pounds
Sterling.....	1.60 per 100 pounds
Julesburg.....	1.83 per 100 pounds

10,000 pounds and over: (Applies for either straight truck or truck and semi-trailer.)

Between Denver and Ft. Morgan.....	\$1.21 per 100 pounds
Brush.....	1.31 per 100 pounds
Sterling.....	1.54 per 100 pounds
Julesburg.....	1.77 per 100 pounds

Publishing Agent to make correction on 10,000 pounds or over between Denver and Brush from \$1.37 to \$1.31 as shown above.

8th Revised Page No. 83 - Item No. 1140 - Special Trips:

Add North Eastern Motor Freight, Inc., and Weicker Transfer & Storage Co. to the exception that the item will not apply via their lines.

Section No. 1															
Class Rates in Cents per 100 Pounds															
Index No.	Between And	Miles	DENVER, COLORADO												
			L. T. L.				Minimum Weight 5,000 Pounds				Minimum Weight 10,000 Pounds				Route No.
			1st	2nd	3rd	4th	1st	2nd	3rd	4th	1st	2nd	3rd	4th	
810	Amherst	183	198	172	139	111									4
910	Atwood	116	169	143	114	90									32
1260	Brush	88	150	127	105	83									32
1280	Buckingham	99	154	131	107	85									32
1620	Crook	150	183	158	127	102									32
1670	Dailey	151	187	159	131	103									4
1740	Dorsey	162	193	161	135	105									32
1750	Dumont	38	123	104	85	69	117	98	79	63	112	92	74	58	30
1860	Empire	42	131	109	93	70	125	104	87	64	120	98	82	59	30
2010	Fleming	144	183	158	127	102									4
2100	Fort Morgan	79	139	120	98	78									32
2240	Georgetown	46	135	114	95	74	129	108	90	68	123	102	84	62	30
2290	Goodrich	83	146	123	103	82									32
2390	Grover	121	174	147	123	95									32
2460	Haxtun	156	187	159	131	103									4
2510	Hereford	130	174	147	123	95									32
2520	Hillrose	95	151	129	107	83									32
2560	Holyoke	173	195	169	138	107									4

Section No. 1- Continued

2620	Idaho Springs	33	116	100	79	63	110	94	74	58	105	89	68	52	30
2650	Iliff	135	177	151	126	98									32
2740	Julesburg	181	198	172	139	111									32
2780	Keota	107	160	137	111	89									32
2980	Lawson	40	123	104	85	69	117	98	79	63	112	92	74	58	30
3260	Merino	110	160	137	111	89									32
3380	New Raymer	107	160	137	111	89									32
3430	Orchard	80	139	120	93	78									32
3460	Ovid	173	195	169	138	107									32
3470	Padroni	134	177	151	126	98									32
3490	Paoli	164	193	161	135	105									4
3540	Peetz	148	183	158	127	102									32
3690	Proctor	142	183	158	127	102									32
3780	Red Lion	158	187	159	131	103									32
3980	Sedgwick	166	193	161	135	105									32
4090	Silver Plume	48	135	114	95	74	129	108	90	68	123	102	84	62	30
4190	Sterling	123	174	147	123	95									32
4200	Stoneham	117	169	143	114	90									32
4630	Weldona	88	150	127	105	83									32
4710	Wiggins	64	127	107	89	70									32
GREELEY, COLORADO															
5112	Amherst	159	187	159	131	103									4
5114	Atwood	93	151	129	107	83									32
5135	Brush	68	131	111	90	71									32
5160	Crook	126	174	147	123	95									32
5170	Dailey	127	174	147	123	95									4
5180	Fleming	120	169	143	114	90									4
5185	Ft. Morgan	58	123	105	87	66									32
5205	Goodrich	42	107	90	74	58									32
5220	Haxtun	132	177	151	126	98									4
5235	Hillrose	75	137	114	95	72									32
5240	Holyoke	149	183	158	127	102									4
5250	Iliff	111	169	143	114	90									32
5260	Julesburg	157	187	159	131	103									32
5275	Merino	86	150	127	105	83									32
5285	Orchard	39	103	87	71	57									32
5290	Ovid	149	183	158	127	102									32
5310	Paoli	140	177	151	126	98									4
5330	Proctor	118	169	143	114	90									32
5335	Red Lion	134	177	151	126	98									32
5340	Sedgwick	142	183	158	127	102									32
5360	Sterling	99	154	131	107	85									32
5373	Weldona	48	111	95	78	63									32
5376	Wiggins	45	107	90	74	58	STERLING, COLORADO								32
7455	Atwood	7	78	66	57	42									32
7475	Brush	35	98	83	70	54									32
7480	Buckingham	44	107	90	74	58									32
7500	Crook	27	93	81	65	49									32
7520	Dorsey	39	103	87	71	57									32
7545	Ft. Morgan	44	107	90	74	58									32
7575	Goodrich	65	127	107	89	70									32
7580	Grover	65	127	107	89	70									32
7600	Hereford	74	137	114	95	72									32
7605	Hillrose	24	89	74	63	48									32
7630	Iliff	12	83	70	58	46									32
7640	Julesburg	58	123	105	89	66									32
7650	Keota	52	119	102	83	65									32
7665	Merino	13	83	70	58	46									32
7670	New Raymer	36	103	87	71	57									32
7675	Orchard	68	131	111	90	71									32
7690	Ovid	50	111	95	78	63									32
7700	Padroni	11	83	70	58	46									32
7720	Peetz	25	89	74	63	48									32
7740	Proctor	19	85	71	59	47									32
7750	Red Lion	35	98	83	70	54									32

Section No. 1 - Continued

7760	Sedgwick	43	107	90	74	58		32
7780	Stoneham	26	93	82	65	49		32
7783	Weldona	59	123	105	87	66		32
7786	Wiggins	59	123	105	87	66		32
BRUSH, COLORADO								
9000	Atwood	28	93	82	65	49		32
9005	Crook	62	127	107	89	70		32
9010	Ft. Morgan	9	78	66	57	42		32
9015	Goodrich	26	93	82	65	49		32
9020	Haxtun	68	131	111	90	71		4
9025	Hillrose	8	78	66	57	42		32
9030	Holyoke	85	146	123	103	82		4
9035	Iliff	47	111	94	78	63		32
9040	Julesburg	93	151	129	107	83		32
9045	Merino	22	89	74	63	48		32
9050	Orchard	29	93	82	65	49		32
9055	Ovid	85	146	123	103	82		32
9060	Proctor	54	119	102	83	65		32
9065	Sedgwick	78	139	120	98	78		32
9070	Sterling	35	98	83	70	54		32
9075	Weldona	20	85	71	59	47		32
9080	Wiggins	24	89	74	63	48		32
FT. MORGAN, COLORADO								
9100	Atwood	37	103	87	71	57		32
9105	Brush	9	78	66	57	42		32
9110	Crook	71	137	114	95	72		32
9115	Goodrich	16	85	71	59	47		32
9120	Haxtun	77	139	120	98	78		4
9125	Hillrose	16	85	71	59	47		32
9130	Holyoke	94	151	129	107	83		4
9135	Iliff	56	123	105	87	66		32
9140	Julesburg	102	160	137	111	89		32
9145	Merino	31	98	83	70	54		32
9150	Orchard	19	85	71	59	47		32
9155	Ovid	94	151	129	107	83		32
9160	Proctor	63	127	107	89	70		32
9165	Sedgwick	87	150	127	105	83		32
9170	Sterling	44	107	90	74	58		32
9175	Weldona	10	78	66	57	42		32
9180	Wiggins	15	83	70	58	46		32
JULESBURG, COLORADO								
9200	Atwood	65	127	107	89	70		32
9205	Brush	93	151	129	107	83		32
9210	Crook	31	98	83	70	54		32
9215	Ft. Morgan	102	160	137	111	89		32
9220	Goodrich	118	169	143	114	90		32
9225	Haxtun	91	151	129	107	83		4
9230	Hillrose	86	150	127	105	83		32
9235	Holyoke	108	160	137	111	89		4
9240	Iliff	46	111	95	78	63		32
9245	Merino	71	137	114	95	72		32
9250	Orchard	121	174	147	123	95		32
9255	Ovid	8	78	66	57	42		32
9260	Proctor	39	103	87	71	57		32
9265	Sedgwick	15	83	70	58	46		32
9270	Sterling	58	123	105	87	66		32
9275	Weldona	112	169	143	114	90		32
9280	Wiggins	117	169	143	114	90		32

Section No. 1 - Continued

Route No. 4 - North Eastern Motor Freight, Inc., Sterling, Colorado,
Brooks Transportation Company.
Route No. 30 - Clear Creek Truck Line - Direct.
Route No. 32 - North Eastern Motor Freight, Inc. - Direct.

Section No. 2
Commodity Rates
Rates are in Cents per 100 Pounds (Unless otherwise stated)

ITEM NO.	COMMODITY	BETWEEN	AND	RATES			ROUTE NO.
				①	②	③	
1757	Candy, in bars, sticks, or drops, but not in hollow form; cocoa; cocoa butter; chocolate compound; chocolate; chocolate coating; chocolate syrup. Packed in accordance with the current classification.	Denver, Colorado	Brush Ft. Morgan Julesburg Sterling	80 74 106 90	75 68 101 85	69 63 96 80	32
<p>① Less-than-truckload. ② Minimum weight 5,000 pounds. ③ Minimum weight 10,000 pounds.</p> <p>The provisions of this item will not apply on candy in gift boxes or candy requiring refrigeration.</p>							
2525	Gas, compressed, viz: acetylene or oxygen, in steel tanks. Carbide, in metal drums. Rods, welding, in boxes. Minimum weight 1,500 pounds.	FROM Denver, Colorado	TO Brush Ft. Morgan Julesburg Sterling	80 74 106 90			32
<p>(Rates do not include pick-up of full tanks or return of empty tanks at Denver, Colorado.)</p> <p>Commodities listed above can be stored with the North Eastern Motor Freight, Inc., at Sterling or Ft. Morgan, Colorado, subject to a storage charge of 10¢ per 100 pounds per month, minimum storage charge \$5.00 per month (Exception to Item 1050).</p>							
2645 (Cont.)	Ice cream mix, sweetened, condensed milk, or sweet cream for use in making ice cream, in milk shipping cans. Shipper must furnish all necessary refrigerants to keep shipment in good condition. Rates include return of empty cans.	Denver, Colorado	Amherst Atwood Brush Crook Dailey Fleming Ft. Morgan Goodrich Haxtun Hillrose Holyoke Iliff Julesburg	133 110 101 122 126 122 93 99 126 103 131 120 133			4 32 32 32 4 4 32 32 4 32 4 32 32

Section No. 2 - Continued

2645	The carrier will not furnish pick-up or delivery service at Denver, Colo., in connection with the rates published in this item. (Applies only on Colorado Intrastate traffic.)	Denver, Colorado	Merino Orchard Ovid Paoli Proctor Sedgwick Sterling Weldona Wiggins	106 93 131 129 122 129 118 101 85	32 32 32 4 32 32 32 32 32		
2850	Milk and/or cream, fresh, cream, sour or curd, in 10-gallon shipping cans. Rates include return of empty cans. ① Rates in cents per 10-gallon can. E - Elimination	Amherst Atwood Brush Crook Ft. Morgan Haxtun Hillrose Holyoke Iliff Julesburg Merino Sedgwick Sterling Goodrich Orchard Weldona Wiggins	Denver, Colorado	① 63 E 47 E 44 61 E 61 E 63 E E 54 E E E	4 32 32 32 32 4 32 4 32 32 32 32 32 32 32 32 32		
3573	Paper and paper articles, packed in accordance with current classification, viz: autographic register; adding machine; bags, paper, NOI; books, blank, printed or not printed; cash register; computing machine; cards or tickets, autographic register, cash register or time register; crepe paper; cups, nested, drinking or baking; envelopes, printed or not printed, not government stamped; facial cleansing tissue; file folders, paper or pulpboard, flat; forms, N.O.I., rules or not ruled, printed or not printed; handkerchiefs; loose leaf book fillers, N.O.I., printed, ruled or plain; napkins; school blanks or forms, N.O.I., printed, ruled or not ruled; tape, gummed; table cloths; toilet paper; tablets or pads, printed or not printed; towels; paper, printing; paper, writing, other than folded; paper wrapping, waxed or not waxed. ① Less-than-truckload. ② Minimum weight 5,000 pounds. ③ Minimum weight 10,000 pounds. The provisions of this item will not apply via or in connection with Prucka Transportation, Inc.	<u>BETWEEN</u> Denver, Colorado	<u>AND</u> Brush Ft. Morgan Julesburg Sterling Haxtun Holyoke	① 80 74 106 90 98 103	② 75 68 101 85 92 98	③ 69 63 96 80 87 92	32 4

Section No. 2 - Continued

3716	Sugar, in bags or barrels, minimum weight 10,000 pounds.	<u>FROM</u> Ovid, Colorado	<u>TO</u> Sterling, Colorado	26			32
3780	Tractors, farm, loaded and/or unloaded on own power. ① Less-than truckload ② Minimum weight 5,000 pounds ③ Minimum weight 10,000 pounds.	<u>BETWEEN</u> Denver, Colorado	<u>AND</u> Brush Crook Ft. Morgan Haxtun Holyoke Julesburg Sterling	① 101 121 93 126 131 132 118	② 96 116 88 121 126 127 112	③ 90 110 83 116 121 122 107	32
2442	Flowers, fresh cut, N.O.I., in cartons	Denver, Colorado	Loveland, Colorado	113			12
2790	Mattresses, viz: cotton; cotton felt; excelsior; fibre; husk; moss; shoddy or straw, separate or combined; hair; wool. ① Less-than-truckload. ② Minimum weight 1,000 pounds ③ Minimum weight 2,000 pounds Subject to Item No. 820.	<u>FROM</u> Denver, Colorado	<u>TO</u> Loveland, Colorado	① ② ③	226 170 113		12
2935	Amend item to include the following: Milk, in bulk in tank vehicles.	A. B. Anderson J. Anderson	Denver, Colorado	See Below			8
Less-than-truckload.....26¢ per 100 pounds. Minimum weight 2,000 pounds.....24¢ per 100 pounds. Minimum weight 4,000 pounds.....22¢ per 100 pounds.							

Section No. 2 - Continued

3070	Amend item to reflect reduction in rates to the following and add a proviso marked thus /	Mike Hagerman Geo. Ehman, Jr. Samuel Bishop	Denver, Colorado	① 60 ① 60 ① 60	121
	Milk, in shipping cans. Rates include return of empty cans. ① Minimum charge \$1.00 per day.				
<div data-bbox="255 611 1407 709">/ In the event any producer ships an average daily weight of 800 pounds or more for any semi-monthly period, the rate to charge that producer for the semi-monthly period will be 50¢ per 100 pounds.</div> <div data-bbox="308 741 1037 771">(Applies only on Colorado Intrastate traffic.)</div>					
<div data-bbox="145 869 1377 931">The above listed commodity items as for the account of the following carriers as shown by the following routings:</div> <div data-bbox="145 968 1264 1160"> Route No. 4 - North Eastern Motor Freight, Inc., Sterling, Colorado, Brooks Transportation Company. Route No. 8 - Denver-Parker Truck Line - Direct. Route No. 12 - Denver-Loveland Transportation - Direct. Route No. 32 - North Eastern Motor Freight, Inc. - Direct. Route No. 121 - B. & V. Truck Line - Direct. </div>					

Eliminate Item No. 2560 for the account of Dalby Transfer & Storage, Inc.

Eliminate Item No. 3060 for the account of Rio Grande Motor Way, Inc.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN WESLEY LYNCH, SR., 132)
WEST 10TH AVENUE, DENVER 4,) PUC NO. 3631
COLORADO.)
-----)

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named certificate-holder, requesting that his PUC No. 3631 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 Wesley Lynch, Sr., be, and he is hereby, authorized to suspend his operations under PUC No. 3631 until July 24, 1957.

That unless said John Wesley Lynch, Sr., 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. Venturi

John P. Thompson

Commissioners.

Dated at Denver, Colorado,
this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
F. A. MC MULLEN, DOING BUSINESS
AS "F. A. MC MULLEN TRUCKING,"
3587 SOUTH OGDEN STREET, DENVER,
COLORADO.

PUC NO. 3405-I

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named certificate-holder, requesting that his PUC No. 3405-I 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 F. A. McMullen, doing business as "F. A. McMullen Trucking," be, and is hereby, authorized to suspend his operations under PUC No. 3405-I until June 28, 1957.

That unless said F. A. McMullen 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. Horton
John P. Thomas
Commissioners.

Dated at Denver, Colorado,
this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN F. PIERCE, 5101 FRANKLIN)
STREET, DENVER 16, COLORADO.) PERMIT NO. B-3578
-----)

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee, requesting that his Permit No. B-3578 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 F. Pierce, be, and he is hereby, authorized to suspend his operations under Permit No. B-3578 until July 24, 1957.

That unless said John F. Pierce 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. Hart
John F. Pierce
John F. Pierce

Dated at Denver, Colorado,
this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN H. SHAFER, BOX 122, MOAB,)
UTAH.) PERMIT NO. B-4623-I
-----)

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee, requesting that his Permit No. B-4623-I 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 H. Shafer, be, and he is hereby, authorized to suspend his operations under Permit No. B-4623-I until July 24, 1957.

That unless said John H. Shafer 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 H. Shafer
John L. Thompson
Commissioners.

Dated at Denver, Colorado,
this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LYLE K. BRANDT, GRANBY, COLORADO.) PERMIT NO. B-4949

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee, requesting that his Permit No. B-4949 be suspended for six months.

F I N D I N G S

THE COMMISSION FINDS:

That Lyle K. Brandt should be permitted to suspend his permit.

O R D E R

THE COMMISSION ORDERS:

That Lyle K. Brandt be, and he is hereby, authorized to suspend his operations under Permit No. B-4949 until July 13, 1957.

That unless said Lyle K. Brandt 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 W. Hargrave

John P. Thompson

COMMISSIONERS

Dated at Denver, Colorado,
this 23rd day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LOYD H. TEEL, 3800 SOUTH INCA) PERMIT NO. B-5195
STREET, ENGLEWOOD, COLORADO.)
-----)

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from the above-named permittee, requesting that his Permit No. B-5195 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 Loyd H. Teel, be, and he is hereby, authorized to suspend his operations under Permit No. B-5195 until July 24, 1957.

That unless said Loyd H. Teel 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

Dated at Denver, Colorado,
this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
NATONI GARNENEZ, GARNENEZ)
TRUCKING, SHIPROCK, NEW MEXICO.) PUC NO. 2275-I
-----)

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named certificate-holder, requesting that his PUC No. 2275-I 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 Natoni Garnenez, be, and he is hereby, authorized to suspend his operations under PUC-2275-I until June 16, 1957.

That unless said Natoni Garnenez 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. Venton
John L. Thompson
John L. Thompson

Dated at Denver, Colorado,
this 23rd day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
D. L. DOWNING, 804 HOSPITAL) PUC NO. 3281-I
ROAD, FORT COLLINS, COLORADO.)
-----)

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from D. L. Downing, requesting that Certificate of Public Convenience and Necessity No. 3281-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. 3281-I, heretofore issued to D. L. Downing, 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
Commissioners.

Dated at Denver, Colorado,
this 23rd day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
PETE ROBERTS, ROUTE #2, LA JUNTA,) APPLICATION NO. 14298-PP
COLORADO.)
-----)

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Pete Roberts, requesting that his Class "B" permit, granted in Application No. 14298-PP, Decision No. 45761, under date of May 7, 1956, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Class "B" permit granted Pete Roberts, in the above-numbered application, Decision No. 45761, under date of May 7, 1956, be, and the same hereby is, declared cancelled, effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Reginald C. Norton
John W. Hawley
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 23rd day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JAMES FUOCO, DOING BUSINESS AS)
"JIM FUOCO NASH MOTOR CO.," 748)
NORTH FIRST STREET, GRAND JUNCTION,)
COLORADO.)
-----)

PERMIT NO. M-203

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

James Fuoco, dba "Jim Fuoco Nash Motor Co.,"

requesting that Permit No. M-203 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-203, heretofore issued to _____

James Fuoco, dba "Jim Fuoco Nash Motor Co.,"

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Norton

John W. Harty

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOSEPH J. MORREY, DOING BUSINESS AS)
"MORREY DISTRIBUTING CO.," 559 E.)
4TH STREET, RENO, NEVADA.)
-----)

PERMIT NO. M-677

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Joseph J. Morrey, dba "Morrey Distributing Co.,"

requesting that Permit No. M-677 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-677, heretofore issued to _____
Joseph J. Morrey, dba "Morrey Distributing Co.," _____ be,
and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MARVIN J. ROWLEY, 5530 WADSWORTH,)
ARVADA, COLORADO.)

PERMIT NO. M-1042

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Marvin J. Rowley

requesting that Permit No. M-1042 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1042, heretofore issued to _____

Marvin J. Rowley be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Reginald C. Norton

John P. Thompson
Commissioner

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HOWARD CARLTON, 618 NORTH FIRST)
STREET, SEMINOLE, OKLAHOMA.)
)
)
)
-----)

PERMIT NO. M-1067

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Howard Carlton

requesting that Permit No. M-1067 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1067, heretofore issued to _____
Howard Carlton be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HENRY FORD & JOHN W. MATHES, DOING)
BUSINESS AS " F & M SUPER MARKET, ")
116 N. FIRST, NORTON, KANSAS.)
_____))
_____)

PERMIT NO. M-1254

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Henry Ford & John W. Mathes, dba "F & M Super Market,"
requesting that Permit No. M-1254 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1254, heretofore issued to _____
Henry Ford & John W. Mathes, dba "F & M Super Market," _____ be,
and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 195 7.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

ROBERT ROSENBERGER, 1621 WALNUT
STREET, BOULDER, COLORADO.

PERMIT NO. M-2685

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

ROBERT ROSENBERGER

requesting that Permit No. M-2685 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2685, heretofore issued to _____

ROBERT ROSENBERGER

be,

and the same is hereby, declared cancelled effective January 13, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
J. J. JUSTICE, ORDWAY, COLORADO.)
)
)
)
-----)

PERMIT NO. M-2803

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
J. J. Justice

requesting that Permit No. M-2803 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2803, heretofore issued to _____
J. J. Justice _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 195 7.

mls

PERMIT NO. M-3693

STATEMENT

The Commission is in receipt of a communication from _____

Truman E. Smith

FINDINGS

That the request should be granted.

ORDER

That Permit No. M-3693, heretofore issued to _____
Truman E. Smith, _____ be.

and the same is hereby, declared cancelled effective January 13, 1957.

Commissioners

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WILLARD G. MOYERS, ROUTE 2, BOX)
1050, CHEYENNE, WYOMING.)
)
)
)
-----)

PERMIT NO. M-4542

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Willard G. Moyers

requesting that Permit No. M-4542 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4542, heretofore issued to _____

Willard G. Moyers _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John W. Hensley

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 195 7.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES H. PIERCE, 2533 WEST 6TH)
AVENUE, DENVER, COLORADO.)
)
)
-----)

PERMIT NO. M-4808

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Charles H. Pierce

requesting that Permit No. M-4808 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4808, heretofore issued to _____

Charles H. Pierce _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 195 7.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHARLIE SMITH, DOING BUSINESS AS)
"GRAND LAKE LUMBER & MILLING CO.,")
P. O. BOX 186, GRANBY, COLORADO.)
_____)

PERMIT NO. M-5447

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Charlie Smith, dba "Grand Lake Lumber & Milling Co."

requesting that Permit No. M-5447 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5447, heretofore issued to _____
Charlie Smith, dba "Grand Lake Lumber & Milling Co." be,

and the same is hereby, declared cancelled effective December 15, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 195 7.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
THE MAYTAG COMPANY, NEWTON, IOWA.)

PERMIT NO. M-5646

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
The Maytag Company

requesting that Permit No. M-5646 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5646, heretofore issued to _____
The Maytag Company _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

W. R. C. Weston
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
BURL MEEK, DOING BUSINESS AS)
"LYCAN PROPANE & BUTANE SERVICE,")
LYCAN, COLORADO.)
-----)

PERMIT NO. M-6488

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Burl Meek, dba "Lycan Propane & Butane Service,"

requesting that Permit No. M-6488 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6488, heretofore issued to _____
Burl Meek, dba "Lycan Propane & Butane Service," _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957..

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN OTTENS, P. O. BOX 431, BUENA)
VISTA, COLORADO.)

PERMIT NO. M-7504

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

John Ottens

requesting that Permit No. M-7504 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7504, heretofore issued to

John Ottens

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
EARL R. LANE, 606 SOUTH SIERRA)
MADRE, COLORADO SPRINGS, COLORADO.)
)
)
)
-----)

PERMIT NO. M-7690

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Earl R. Lane

requesting that Permit No. M-7690 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7690, heretofore issued to _____
Earl R. Lane _____ be,

and the same is hereby, declared cancelled effective December 5, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ray C. Tarrant
John W. Hawley
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CLAUDE E. PICKENS, KARVAL, COLORADO.)

PERMIT NO. M-7897

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Claude E. Pickens

requesting that Permit No. M-7897 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7897, heretofore issued to _____

Claude E. Pickens

be,

and the same is hereby, declared cancelled effective January 11, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Ventant
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
F. A. MC MULLEN, DOING BUSINESS AS)
"F. A. MC MULLEN TRUCKING," 3587)
SOUTH OGDEN STREET, ENGLEWOOD,)
COLORADO.)
-----)

PERMIT NO. M-8026

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
F. A. McMullen, dba "F. A. McMullen Trucking,"
requesting that Permit No. M-8026 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8026, heretofore issued to _____
F. A. McMullen, dba "F. A. McMullen Trucking," _____ be,
and the same is hereby, declared cancelled effective December 28, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN F. PIERCE, 515 SOUTH 3RD,
VICTOR, COLORADO.

PERMIT NO. M-4809

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
John F. Pierce

requesting that Permit No. M-4809 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4809, heretofore issued to _____
John F. Pierce be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Holman
John P. Thompson
Joseph F. Hyslop
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 195 7.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JAY HIGHLAND, 309 SOUTH MONROE,)
DENVER, COLORADO.)

PERMIT NO. M-8155

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Jay Highland

requesting that Permit No. M-8155 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8155, heretofore issued to

Jay Highland

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Reuben C. Norton

Robert W. Hawley
Robert P. Thomas
Commissioners

Commissioners

Dated at Denver, Colorado,

this 23rd day of January , 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WAYNE E. NYLAND, DOING BUSINESS AS)
"NYLAND'S GAS & APPLIANCE," BOX)
224, EVERGREEN, COLORADO.)
-----)

PERMIT NO. M-8325

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Wayne E. Nyland, dba "Nyland's Gas & Appliance"

requesting that Permit No. M-8325 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. ^{M-8325}~~M-8235~~, heretofore issued to _____
Wayne E. Nyland, dba "Nyland's Gas & Appliance," _____ be,
and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DIVISION OF PET MILK COMPANY, DOING)
BUSINESS AS "PET-RITZ FOODS,")
FRANKFORT, MICHIGAN.)
-----)

PERMIT NO. M-8373

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Division of Pet Milk Company, dba "Pet-Ritz Foods"

requesting that Permit No. M-8373 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8373, heretofore issued to _____

Division of Pet Milk Company, dba "Pet-Ritz Foods"

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DOUGLAS E. CASHION & JOHNNIE R.)
SMITH, DOING BUSINESS AS "J. C.)
WATER SERVICE," 2728 SO. IRVING,)
DENVER, COLORADO.)

PERMIT NO. M-8387

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Douglas E. Cashion & Johnnie R. Smith, dba "J. C. Water Service,"
requesting that Permit No. M-8387 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8387, heretofore issued to _____
Douglas E. Cashion & Johnnie R. Smith, dba "J. C. Water Service," be,
and the same is hereby, declared cancelled effective January 8, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 195 7.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HARVEY O. FISHER, ROUTE 1, BOX)
365, DELTA, COLORADO.)
)
)
-----)

PERMIT NO. M-9095

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Harvey O. Fisher

requesting that Permit No. M-9095 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9095, heretofore issued to _____
Harvey O. Fisher _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John E. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
C. K. BUCK, DOING BUSINESS AS)
"C. K. BUCK COMPANY," 615 HARRISON,)
CANON CITY, COLORADO)
-----)

PERMIT NO. M-9173

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
C. K. Buck, d/b/a C. K. Buck Company,

requesting that Permit No. M-9173 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9173, heretofore issued to _____
C. K. Buck, d/b/a C. K. Buck Company, _____ be,
and the same is hereby, declared cancelled effective January 11, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
OTTO O. BLAKE, BLACK HAWK, COLORADO)

PERMIT NO. M-9275

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Otto O. Blake,
requesting that Permit No. M-9275 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9275, heretofore issued to _____
Otto O. Blake, _____ be,
and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Stanton
John P. Thompson
Commissioner

Dated at Denver, Colorado,

this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ALVIN T. KOCH, BOX 68, MACK,)
COLORADO)

PERMIT NO. M-9636

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Alvin T. Kosh,

requesting that Permit No. M-9636 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9636, heretofore issued to _____
Alvin T. Koch, _____ be,
 and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
~~OF THE STATE OF COLORADO~~

Commissioners

Dated at Denver, Colorado,
this 23rd day of January, 1957.

PERMIT NO. M-10254

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Ted McQuiston,

requesting that Permit No. M-10254 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10254 , heretofore issued to

Ted McQuiston,

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson
Commissioners

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, , 1957.

PERMIT NO. M-10319

STATEMENT

FINDINGS

ORDER

Ralph C. Horton
J. P. W. H. H. H.
John P. Thompson
Commissioners

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
A-LUMIDOR OF DENVER, INC., 5122 WEST)
1st AVENUE, DENVER 19, COLORADO)
)
)
)
-----)

PERMIT NO. M-10561

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
A-Lumidor of Denver, Inc.,

requesting that Permit No. M-10561 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10561, heretofore issued to _____
A-Lumidor of Denver, Inc., _____ be,
and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
S. W. COLLINS, DOING BUSINESS AS)
"COLLINS TRAILER SALES," P. O. BOX)
36, GRAND JUNCTION, COLORADO)
-----)

PERMIT NO. M-10646

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
S. W. Collins, d/b/a Collins Trailer Sales,

requesting that Permit No. M-10646 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10646, heretofore issued to _____
S. W. Collins, d/b/a Collins Trailer Sales, _____ be,
and the same is hereby, declared cancelled effective December 27, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
OSBORN ALLEN AND JOHN R. SIEGFRIED,)
DOING BUSINESS AS "SUPERIOR BUILDERS,")
3127 MAIN AVENUE, DURANGO, COLORADO.)
_____))
_____)

PERMIT NO. M-10681

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Osborn Allen & John R. Siegfried, d/b/a Superior Builders,
requesting that Permit No. M-10681 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10681, heretofore issued to _____
Osborn Allen & John R. Siegfried, d/b/a Superior Builders, _____ be,
and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN K. BANKS, WESTCLIFFE, COLORADO)
)
)
)
-----)

PERMIT NO. M-10831

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

John K. Banks,

requesting that Permit No. M-10831 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10831, heretofore issued to _____

John K. Banks, _____ be,

and the same is hereby, declared cancelled effective January 3, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John W. Hensley
John P. Thomas
Commissioners

Dated at Denver, Colorado,

this 23rd day of Jan., 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
R. V. BRANDENBURG, DOING BUSINESS AS)
"PUEBLO'S HOME & YARD SERVICE,")
315 CANAL STREET, PUEBLO, COLORADO.)
-----)

PERMIT NO. M-10883

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
R. V. Brandenburg, d/b/a Pueblo's Home & Yard Service,
requesting that Permit No. M-10883 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10883, heretofore issued to _____
R. V. Brandenburg, d/b/a Pueblo's Home & Yard Service, _____ be,
and the same is hereby, declared cancelled effective December 20, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
Robert W. Hargrave
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JESSE N. HUMPHREY, 1336 NORTH CORONA)
STREET, COLORADO SPRINGS, COLORADO)
_____)

PERMIT NO. M-10944

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Jesse N. Humphrey,
_____ requesting that Permit No. M-10944 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10944, heretofore issued to _____
Jesse N. Humphrey, _____ be,
and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thomas
Commissioners

Dated at Denver, Colorado,

this 23rd day of Jan., 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
D. T. FLANAGAN, 560 ST. PAUL,)
DENVER 6, COLORADO)
)
)
)
-----)

PERMIT NO. M-10987

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

D. T. Flanagan,

requesting that Permit No. M-10987 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-10987, heretofore issued to _____

D. T. Flanagan, _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton

Ralph W. Newby

John P. Thompson
Commissioner

Dated at Denver, Colorado,

this 23rd day of January, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
EARNEST M. HAGER, BOX 306, CORTEZ,)
COLORADO)

PERMIT NO. M-11049

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Earnest M. Hager,

requesting that Permit No. M-11049 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11049 , heretofore issued to _____

Earnest M. Hager, be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, , 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
EARL F. WHITE, DOING BUSINESS AS)
"WHITE TRAILER SALES," HASTINGS,)
NEBRASKA)
-----)

PERMIT NO. M-11493

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Earl F. White, d/b/a White Trailer Sales,
requesting that Permit No. M-11493 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11493, heretofore issued to _____
Earl F. White, d/b/a White Trailer Sales, be,
and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Commissioners

Dated at Denver, Colorado,

this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
GRANT COOPERATIVE OIL CO., GRANT,)
NEBRASKA)

PERMIT NO. M-1365

January 23, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Grant Cooperative Oil Co.,
_____ requesting that Permit No. M-1365 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1365, heretofore issued to Grant Cooperative Oil Co., be,
and the same is hereby, declared cancelled effective January 24, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

Dated at Denver, Colorado,

this 23rd day of January, , 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE INCREASE IN THE RATES ON)
SHEEP AND GOATS FOR ACCOUNT)
OF MOTOR VEHICLE COMMON CAR-)
RIERS IN THE TERRITORY IN)
COLORADO LOCATED EAST OF THE)
CONTINENTAL DIVIDE.)

INVESTIGATION
AND
SUSPENSION
DOCKET NO. 396

January 24, 1957

S T A T E M E N T

By the Commission:

There has been filed with the Public Utilities Commission of the State of Colorado by the Motor Truck Common Carriers' Association, Agent, by J. R. Smith, Chief of Tariff Bureau, Denver, Colorado, a new tariff containing schedules stating new individual rates to become effective on the 25th day of January, 1957, designated as follows:

The Motor Truck Common Carriers' Association, Agent, Local and Joint Freight Tariff No. 12, Colorado P.U.C. No. 12, 7th Revised Page No. 252, Item No. 4460 * * *

"Except as otherwise provided in this tariff, the rates on sheep and goats will be as follows:

"When movement is between points located east of the Continental Divide:

" $2\frac{1}{2}$ ¢ per 100 pounds greater than those published herein to apply on other livestock for distances of 10 miles or less.

"5¢ per 100 pounds greater than those published herein to apply on other livestock for distances exceeding 10 miles."

The balance of the provisions of the item is not involved in this proceeding.

The present rate on sheep and goats in the involved territory is $2\frac{1}{2}$ cents per 100 pounds greater than the rate on other livestock.

The said proposed schedule makes an increase from $2\frac{1}{2}$ cents to 5 cents for distances over 10 miles whereby the rights and interests of the public may be injuriously affected.

The Commission is in receipt of the following protest from the Colorado Wool Growers' Association:

"This letter is in reference to the proposed increase in truck transportation rates on sheep effective January 25, 1957, on the East Slope of the Continental Divide in Colorado.

"An increase in transportation rates at this time will add greatly to the present distress of the sheepmen and is opposed by this Association. The operational expenses involved in the production of sheep and wool including land leases, taxes, labor costs, interest, transportation rates, machinery, motor fuel, veterinary supplies, and costs of other supplies and materials have all tended to increase during the past five years, whereas, the prices received for lamb and wool have decreased or remained unchanged.

"The extreme drought conditions in many of the Eastern Slope Counties has made it impossible for many sheepmen to continue with an economical unit. The Incentive Payment has helped the sheepmen, but despite this help and because of the reasons enumerated above, sheep numbers continue to decline year after year.

"We certainly appreciate the fact that the transportation industry cannot operate unless a fair profit is received. However, by the same token, the sheep and wool producer too must show some profit or he cannot continue to operate for long. An increase in transportation rates is not looked upon favorably at this time and under these conditions.

Sincerely,

Colorado Wool Growers Association
Robert Field, Executive Secretary
1408 East 47th Avenue
Denver 16, Colorado"

F I N D I N G S

THE COMMISSION FINDS:

1. That it should enter upon a hearing concerning the lawfulness of the rates stated in said schedule contained in said tariff.
2. That the effective date of said schedule should be postponed pending the said hearing and decision thereon.

O R D E R

THE COMMISSION ORDERS, That:

1. Upon complaint without formal pleading, it enter upon a hearing concerning the lawfulness of the rates and charges stated in Item No. 4460, 7th Revised Page No. 252, The Motor Truck Common Carriers' Association, Agent, Local and Joint Freight Tariff No. 12, Colorado P.U.C. No. 12, as fully set forth in the Statement and made a part hereof.

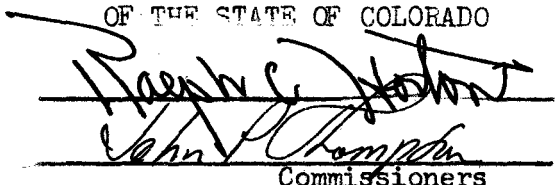
2. The operation of said schedule contained in said tariff be suspended and that the use of the rates, charges, regulations and practices therein stated be deferred 120 days, or until the 24th day of May, 1957, unless otherwise ordered by the Commission, and no change shall be made in said rates, charges, regulations and practices during the said period of suspension.

3. The rates and charges and the regulations and practices thereby sought to be altered shall not be changed by any subsequent tariff or schedule until this investigation and suspension proceeding has been disposed of or until the period of suspension or any extension thereof has expired.

4. A copy of this Order be filed with said schedule in the office of the Commission and that a copy hereof be forthwith served upon J. R. Smith, Chief of Tariff Bureau, The Motor Truck Common Carriers' Association, 4060 Elati Street, Denver 16, Colorado; Colorado Wool Growers Association, 1408 East 47th Avenue, Denver 16, Colorado; Strohs Cattle Liners, Greeley, Colorado; Ray Reid, D/B/A Gill Gas & Oil Company, Rt. 1, Box 180, La Salle, Colorado; Vernon Dodson, Eaton, Colorado; Frank and Bob Lamb, Ault, Colorado; Jacob Schaefer, Windsor, Colorado; Raymond Nauta, Fort Collins, Colorado; Guy Hart, Longmont, Colorado; Chris Sorenson, Longmont, Colorado; Oliver Clyncke, Boulder, Colorado; Dewey Bibby, Greeley, Colorado; Bates and Sons, Hygiene, Colorado; A & B Trucking Service, Box 822, Fort Collins, Colorado; Yockey Trucking Company, Inc., Livestock Exchange Building, Denver 16, Colorado; Blakley and Blakley, Livestock Exchange Building, Denver 16, Colorado; Stockyards Livestock Hauling Company, 4702 Williams St., Denver 16, Colorado; Ballantyne Trucking Company, 3030 East 4th St., Pueblo, Colorado; Frank M. Cadwell, 1538 Saratoga Road, Pueblo, Colorado; and E. T. Ellis Freight Service, 964 Adams St., Denver 6, Colorado.

5. This proceeding be, and the same is hereby assigned for hearing February 28, 1957, at 10:00 A.M., in the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER NIGRO NOT PARTICIPATING.

Dated at Denver, Colorado,
this 24th day of January, 1957.

mem

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
MISSOURI PACIFIC TRANSPORTATION)
COMPANY, 1601 MISSOURI PACIFIC) PUC NO. 732
BUILDING, ST. LOUIS 3, MISSOURI.)
-----)

January 23, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Missouri Pacific Transportation Company, requesting that Certificate of Public Convenience and Necessity No. PUC-732 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. 732, heretofore issued to Missouri Pacific Transportation Company, be, and the same is hereby, declared cancelled, effective January 16, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ray C. Horton
John W. Spradley
John P. Thompson
Commissioners.

Dated at Denver, Colorado,
this 23rd day of January, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN F. PIERCE, 5101 FRANKLIN)
STREET, DENVER, COLORADO.)

PERMIT NO. B-3578

January 23, 1957

S T A T E M E N T

By the Commission:

On January 23, 1957, the Commission authorized John F. Pierce, Denver, Colorado, to suspend operations under his Permit No. B-3578 until July 24, 1957.

It now appears to the Commission that this permit was erroneously suspended, and should be reinstated as of January 23, 1957.

F I N D I N G S

THE COMMISSION FINDS:

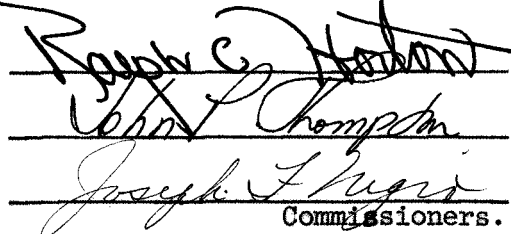
That Permit No. B-3578 should be reinstated.

O R D E R

THE COMMISSION ORDERS:

That Permit No. B-3578 should be, and the same hereby is, reinstated as of January 23, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 23rd day of January, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
STATE HIGHWAY COMMISSION OF COLORADO,)	
A BODY CORPORATE, FOR THE USE AND)	
BENEFIT OF THE PEOPLE OF THE STATE)	
OF COLORADO, FOR AUTHORITY TO CON-)	
STRUCT HIGHWAY-RAILROAD GRADE SEP-)	APPLICATION NO. 14393
ARATION STRUCTURE ON STATE HIGHWAY)	
NO. 185 (U. S. 87), NEAR EAST EVANS)	
AVENUE, TO REPLACE EXISTING GRADE)	
CROSSING ON THE FREEWAY AT MILE)	
POST 7.88 OF THE COLORADO AND)	
SOUTHERN RAILWAY COMPANY'S CONNORS)	
BRANCH, IN ARAPAHOE COUNTY, STATE)	
OF COLORADO.)	
-----)	

January 29, 1957

Appearances: Ronald J. Hardesty, Assistant
Attorney General, Denver,
Colorado, for Colorado
Department of Highways;
George W. Haffey, Office
Engineer, Denver, Colorado,
for Colorado & Southern
Railway Company;
J. L. McNeill, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

On May 3, 1956, the Department of Highways of the State of Colorado, by Mark U. Watrous, Chief Engineer, filed an application with this Commission seeking authority to construct a highway-railroad grade separation structure as a part of the Denver-Valley Highway project, and involving the trackage of the Colorado and Southern Railway Company as captioned above.

The matter was duly set for hearing on October 15, 1956, at ten o'clock A. M., in the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado. Appropriate notice of the hearing was forwarded to the principal parties, to the owners

of the adjacent property, to the Board of Arapahoe County Commissioners and to the Mayor of the City of Denver. The matter was thereafter heard by the Commission and taken under advisement.

The instant project involves a grade separation structure at East Evans Avenue and the Colorado Springs highway and another separation structure at the crossing of The Colorado and Southern Railway Company's Connors Branch Line. The project is located at C & S Milepost 7.88 and at East Evans Avenue at the respective crossings with S. H. 185 (U. S. 87). The project is in both the City of Denver and Arapahoe County, the South City Limits Line being along the North right-of-way line of the Railway properties.

Explanatory testimony relative to the proposed work was given by Mr. E. L. King, Assistant Surveys and Plans Engineer of the Department of Highways. He also made reference to the following exhibits as submitted with the instant application:

Exhibit A: Copy of plan sheet to show general location plan of proposed work with a profile of proposed roadway under the railroad and the adjacent East Evans Avenue.

Exhibit B: Copy of Plan Sheet No. 17 to show layout of proposed Valley Highway Underpass at the Colorado & Southern rail line with a profile to show vertical and horizontal clearances.

Exhibit C: Agreement dated October 25, 1955, between Department of Highways and The Colorado and Southern Railway Company.

Exhibit D: Estimate sheet of Colorado & Southern Railway for crossing and track work.

Mr. King explained that the Valley Highway construction is an integral part of the National Interstate Highway System, and as such, a grade separation is required at all railroad tracks and at intersecting roadways. The Interstate Highway System has been developed as a basic network of super or freeway-type roadways that can be utilized for the ready movement of large volumes of defense equipment and materiel. The railroad overpass structure as proposed in the instant project is authorized by the State Highway Commission;

approved by the Bureau of Roads, Chief Engineer of Highways, and the appropriate officials of the Colorado and Southern Railway Company. In order to maintain good grades on the freeway, it is necessary to underpass the railroad and East Evans Avenue. Overpassing East Evans and the railroad would inflict severe right-of-way damages on adjoining properties at both the railroad crossing and at East Evans Avenue. The plan as submitted to the Commission creates no right-of-way encroachments.

It appears also that in connection with the freeway construction there will be the necessity for paralleling frontage or access roads in order to provide full movement for the traffic of local industry and residents in the immediate area. Authority is also sought in the instant application for approval of a crossing at grade where each frontage road will cross the Connors Branch line of the Colorado & Southern Railway Company. As noted on Exhibit "A", the frontage roads bear the designation N. E. 1, and N. W. 1, respectively.

According to testimony of Mr. King, it is estimated from present day counts that traffic over the frontage roads in 1974 will amount to some 3800 northbound vehicles daily along the east side road, N. E. 1, and 3700 southbound vehicles daily along the west side, or N. W. 1. Freeway travel through the underpass is estimated at 12,000 vehicles daily in each direction.

Protection devices at the frontage road crossings will consist of reflectorized crossbucks and reflectorized advance warning signs, since past experience at existing service roads in approximately the same locations at this crossing have demonstrated the adequacy of these devices and rail traffic has been quite minor.

Relative to the rail traffic, testimony was given by Mr. George W. Haffey, Office Engineer at Denver, Colorado, for the Colorado and Southern Railway Company. Mr. Haffey related that the terminal of the line is some two miles eastward from the freeway construction; that operations over the line are only for switching

purposes to serve various warehouses and lumber yards enroute, with a grain elevator at the terminal; trains are operated at reduced speeds and not to exceed 10 to 15 miles per hour; no daily schedule is maintained since switching demands are infrequent for the few industries located eastward from the freeway to the end of the line. Under the present operating rules, train movements at the grade crossings are made under the protection of a trainman on the ground who directs movement of the train over the crossing when it is clear.

For the higher speed and heavier traffic volume on the freeway, there is the optimum in safety protection through the separation of rail and vehicular travel by means of the proposed separation structure.

Relative to the matter of clearances pertaining to the proposed underpass structure, a review of the plans and testimony indicates the following:

<u>Item</u>	<u>Vertical Clearance (Minimum)</u>	<u>Horizontal Clearance Minimum</u>	<u>Commission Specification</u>
Railroad bridge above roadway	16' 0"	--	16' 0"
Highway Opening	--	50' 0"	30' 0"
Bridge girders from track center at walkway	--	9' 5"	8' 6"

It is to be noted that no substandard clearance is apparent since the Commission requirements are either equalled or exceeded.

Estimated cost of work to be done by Railway forces amounts to \$6,552.00 for temporary track detour while the bridge is under construction, and subsequent track adjustments when the structure is completed. According to the agreement herein, all costs to the railroad will be borne by the Department of Highways with Federal participation. Cost estimate of the total project is \$600,000.00.

No other testimony was presented at the hearing, and no one appeared in objection to the authority requested; nor does any objection from adjacent property owners or other interested parties appear in the files of the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That it is informed in the instant matter, and the foregoing Statement, by reference, is made a part hereof.

That public safety, convenience and necessity require the establishment, construction, and operation of the grade separation structure as proposed herein.

That horizontal and vertical clearances for the proposed structure either equal or exceed the clearance requirements established by the Commission and are therefore acceptable.

That the proposed grade crossings of the frontage roads are required as a supporting part of the freeway separation project and should also be approved.

O R D E R

THE COMMISSION ORDERS:

That Applicant, the State Highway Commission of Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to authorize and approve the following:

- (a) Establishment and construction of a railroad overpass structure at Mile Post 7.88 of the Colorado and Southern Railway Company, Connors Branch Line, and being over State Highway No. 185 (U. S. 87), near East Evans Avenue, Arapahoe County, Colorado.
- (b) Abandonment of the existing freeway-railroad grade crossing as a coincidental part of the overpass construction.
- (c) Installation and construction of two highway-railroad grade crossings on the two Frontage Roads which cross over the Colorado and Southern rail line at a point adjacent to the east and west ends, respectively, of the proposed railway bridge.

That two reflectorized crossbuck signs and appropriate reflectorized Advance Warning signs shall be placed at each Frontage Road crossing.

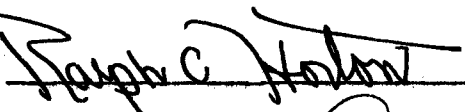


That the costs, work to be done, installation and maintenance of the crossings and protective devices, shall all be as indicated in

the preceding Statement; said Statement and Exhibits "A", "B",
"C" and "D" are, by reference, made a part hereof.

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

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 29th day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOE M. ARCHULETA, WESTON, COLORADO)

PERMIT NO. M-889

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Joe M. Archuleta,
requesting that Permit No. M-889 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-889, heretofore issued to _____
Joe M. Archuleta, _____ be,
and the same is hereby, declared cancelled effective January 28, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Holm
John V. Thompson
Joseph F. Ligo
Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
L. E. CLARIDA, 4650 PROSPECT,)
LITTLETON, COLORADO)

PERMIT NO. M-1261

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

L. E. Clarida,

requesting that Permit No. M-1261 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1261, heretofore issued to

L. E. Clarida,

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

John T. Thompson
Joseph S. Negro
Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

ea.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

WAYNE B. BROWND & HARMON WHITE, d/b/a
BROWND-WHITE IMPLEMENT COMPANY,
SUDAN, TEXAS

PERMIT NO. M-3327

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from
Wayne B. Brownd & Harmon White, d/b/a Brownd-White Implement Company,
requesting that Permit No. M-3327 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3327, heretofore issued to
Wayne B. Brownd & Harmon White, d/b/a Brownd-White Implement Company, be,
and the same is hereby, declared cancelled effective January 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

C. H. Brown
John V. Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHICAGO MILL & LUMBER COMPANY,)
33 SOUTH CLARK STREET, CHICAGO 3,)
ILLINOIS)
-----)

PERMIT NO. M-3799

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Chicago Mill & Lumber Company,

requesting that Permit No. M-3799 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3799, heretofore issued to _____
Chicago Mill & Lumber Company, _____ be,
and the same is hereby, declared cancelled effective October 31, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

John F. Thompson
Joseph F. Higgins

Commissioners

Dated at Denver, Colorado,

this 4th day of February, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

ROBERT L. BURLESON, d/b/a BURLESON
DISTRIBUTING COMPANY, 1630 CANON,
GRAND JUNCTION, COLORADO

PERMIT NO. M-7545

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Robert L. Burleson, d/b/a Burleson Distributing Company,
requesting that Permit No. M-7545 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7545, heretofore issued to _____
Robert L. Burleson, d/b/a Burleson Distributing Company, _____ be,
and the same is hereby, declared cancelled effective January 28, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

John C. Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 4th day of February, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN R. JENKINS, 4101 HARLAN,)
WHEATRIDGE, COLORADO)

PERMIT NO. M-8008

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
John R. Jenkins,

requesting that Permit No. M-8008 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8008, heretofore issued to _____
John R. Jenkins, _____ be,
 and the same is hereby, declared cancelled effective January 28, 1957.

~~THE PUBLIC UTILITIES COMMISSION~~
~~OF THE STATE OF COLORADO~~

Edwin C. Horton
 John Thompson
 Joseph F. Negro
 Commissioners

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
REMCO RARE EARTHS, INC., c/o DEAN)
LAWELLIN, 123 COOK, DENVER 6,)
COLORADO)

PERMIT NO. M-8164

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Remco Rare Earths, Inc.,
requesting that Permit No. M-8164 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8164, heretofore issued to _____
Remco Rare Earths, Inc., _____ be,
and the same is hereby, declared cancelled effective January 12, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

C. Brown
John P. Thompson
Joseph S. Negro
Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JERRY W. GOODMAN, BOX 741, IDAHO)
SPRINGS, COLORADO)

PERMIT NO. M-11712

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Jerry W. Goodman,

requesting that Permit No. M-11712 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11712, heretofore issued to

Jerry W. Goodman,

be,

and the same is hereby, declared cancelled effective January 12, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

John C. Nugent
John Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 4th day of February, , 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
DUDLEY STRASBURGER, GORDON,)	PUC NO. 3246-I
NEBRASKA.)	
-----)	

February 4, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Dudley Strasburger, requesting that Certificate of Public Convenience and Necessity No. 3246-I be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

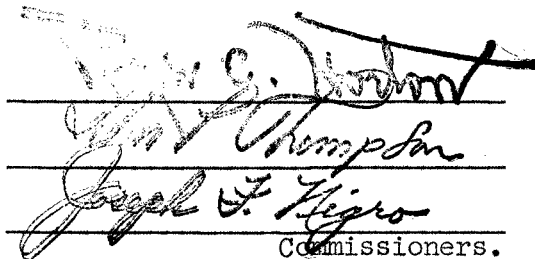
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate No. 3246-I, heretofore issued to Dudley Strasburger, be, and the same is hereby, declared cancelled effective January 28, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

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

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
UNION RURAL ELECTRIC ASSOCIATION,)
INC., BRIGHTON, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO SERVE AN AREA)
AROUND BRIGHTON, COLORADO, WITH)
ELECTRICAL ENERGY, AND FOR CLARI-)
FICATION AND RATIFICATION OF ITS)
EXISTING RIGHTS TO SERVE SUCH AREA,)
AND FOR EXTENSION OF SERVICE IN SUCH)
AREA; AND IN THE MATTER OF THE COM-)
PLAINT OF UNION RURAL ELECTRIC)
ASSOCIATION, INC., AGAINST PUBLIC)
SERVICE COMPANY OF COLORADO.)

APPLICATION NO. 13576

January 28, 1957

Appearances: Morrison Shafroth, Esq., Denver,
Colorado,
John F. Shafroth, Esq., Denver,
Colorado, and
Erl H. Ellis, Esq., Denver, Colo-
rado, for Union Rural Electric
Association, Inc.;
Charles J. Kelly, Esq., Denver,
Colorado,
Bryan O'Donnell, 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, Colo-
rado, of Allen, Lynch and Rouse,
Esqs., for Colorado 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:

By Decision No. 47074, dated January 7, 1957, the Commission granted Union Rural Electric Association, Inc., Brighton, Colorado, certain authority as set forth in said Order.

"Petitions for Rehearing" were subsequently filed by Union Rural Electric Association, Inc., Brighton, Colorado; Public Service Company of Colorado, Denver, Colorado; and Colorado Central Power Company, Englewood, Colorado.

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

F I N D I N G S

THE COMMISSION FINDS:

That "Petitions for Rehearing" filed by Union Rural Electric Association, Inc.; Public Service Company of Colorado; and Colorado Central Power Company should be denied.

O R D E R

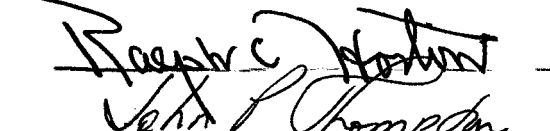
THE COMMISSION ORDERS:

That "Petitions for Rehearing" in the above matter, filed by Union Rural Electric Association, Inc., Brighton, Colorado; Public Service Company of Colorado, Denver, Colorado; and Colorado Central Power Company, Englewood, Colorado, should be, and the same hereby are, denied.

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

Dated at Denver,
this 28th day of Jan

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

COMMISSIONER JOSEPH F. NIGRO NOT PARTICIPATING.

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

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF INCREASED)
FREIGHT RATES AND CHARGES)
WITHIN COLORADO - 1956.)

APPLICATION NO. 14969
I.C.C. EX PARTE NO. 206

- - - - -
January 29, 1957
- - - - -

S T A T E M E N T

By the Commission:

On December 21, 1956, the steam railroads as listed in Appendix I attached hereto, operating in the State of Colorado, through their legal representatives filed with this Commission a petition stating the following:

I.

The railroads in the United States, in a proceeding known as Ex Parte No. 206, have requested the Interstate Commerce Commission to institute an investigation into the adequacy of interstate freight rates and charges and to authorize said railroads to permit increases in freight rates and charges sufficient to meet the revenue needs of such carriers. The Interstate Commerce Commission, in said proceeding, granted to the railroads within Western territory, including the railroads listed in Appendix I hereto, permission to file tariffs reflecting a 5% increase in freight rates and charges applicable to interstate traffic, effective December 28, 1956. Copies of the pleadings of parties, evidence, and orders of the Interstate Commerce Commission in Ex Parte No. 206 permitting the filing of the tariff, and a copy of the tariff, have been lodged with your Commission.

II.

Increased costs of material and supplies, combined with wage increases and their impact on rail revenue, require the filing of this application the same as that filed with the Interstate Commerce Commission and the granting of increased intrastate freight rates and charges, in the same manner and measure as granted by the Interstate Commerce Commission for interstate application. More detailed statement of justification appears from said proceedings in Ex Parte 206, now on file with your Commission.

III.

The economic factors hereinbefore mentioned are causing the present freight rates and charges on Colorado intrastate traffic to produce railroad operating income insufficient to adequately maintain these carriers in such financial condition as will enable them to provide the transportation service required in the public interest.

WHEREFORE, your petitioners respectfully pray that this Commission grant increases in Colorado intrastate rates and charges that will allow your petitioners to publish such rates and charges on the same basis as the interstate rates and charges permitted in said Ex Parte 206, and that such increases may be published upon one day's notice of this Commission's order.

Respectfully submitted:

JOHN C. STREET
DOUGLAS MCHENDRIE
WILLIAM V. HODGES, JR.
E. G. KNOWLES
J. W. PRESTON
TOLL R. WARE
T. A. WHITE
ERNEST PORTER

Attorneys for Petitioners.

ERNEST PORTER
604 Rio Grande Bldg.
Denver 17, Colorado

Dated: December 21, 1956.

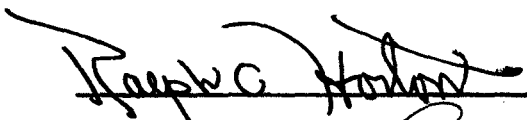

F I N D I N G S

The Commission Finds that Application No. 14969 should be assigned for a public hearing.

O R D E R

The Commission Orders, That, the matter embraced in Application No. 14969 be and the same is hereby assigned for a public hearing on February 19, 1957, at 10:00 O'clock, A.M., in the hearing room of the Commission, 330 State Office Building, Denver, Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER NIGRO NOT PARTICIPATING.

Dated at Denver, Colorado,
this 29th day of January, 1957.

mem

APPENDIX I

The Atchison, Topeka and Santa Fe Railway Company
Chicago, Burlington & Quincy Railroad Company
The Colorado and Southern Railway Company
The Chicago, Rock Island and Pacific Railroad Company
Missouri Pacific Railroad Company - Guy H. Thompson, Trustee
The Northwestern Terminal Railroad Company
Union Pacific Railroad Company
The Denver and Rio Grande Western Railroad Company
San Luis Central Railroad
Southern San Luis Valley Railroad Company
The Great Western Railway
The Colorado & Wyoming Railway Company
Colorado Railroad, Inc.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JUANITA MILLING AND FUEL COMPANY,)
639 SOUTH AVENUE, GRAND JUNCTION,)
COLORADO.)
_____)

PERMIT NO. M-2457

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Juanita Milling and Fuel Company

requesting that Permit No. M-2457 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

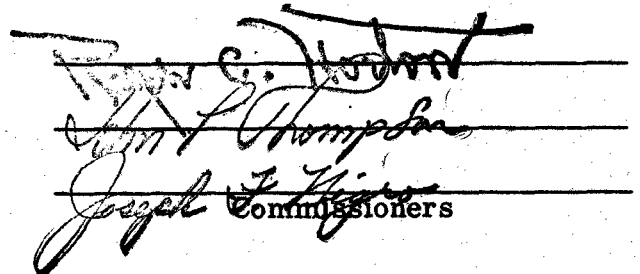
THE COMMISSION ORDERS:

That Permit No. M-2457, heretofore issued to _____

Juanita Milling and Fuel Company be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MALL TOOL COMPANY, 3601 BRIGHTON)
BOULEVARD, DENVER, COLORADO.)

PERMIT NO. M-9927

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Mall Tool Co.

requesting that Permit No. M-9927 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9927, heretofore issued to

Mall Tool Co.

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 4th day of February, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
SAM PARLAPIANO, 1827 EAST 10TH STREET)
PUEBLO, COLORADO.)

PERMIT NO. B-4971-I

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Sam Parlapiano

requesting that Permit No. B-4971-I be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. B-4971-I, heretofore issued to _____

Sam Parlapiano

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Johnson
John P. Thompson
Joseph J. Ziger
Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
SAM V. PARLAPIANO, 1827 EAST 10TH,)
PUEBLO, COLORADO.)

PERMIT NO. M-5773

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Sam V. Parlapiano

requesting that Permit No. M-5773 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5773, heretofore issued to _____

Sam V. Parlapiano

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 4th day of February, 195 7.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
J. E. FRYE, DOING BUSINESS AS "PLATTE)
RIVER COAL COMPANY," 2240 19TH STREET,
DENVER, COLORADO.)
)
)
-----)

PERMIT NO. M-5798

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

J. E. Frye dba Platte River Coal Company

requesting that Permit No. M-5798 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

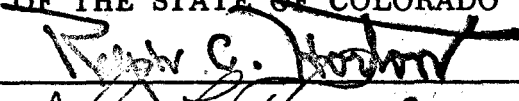
THE COMMISSION ORDERS:

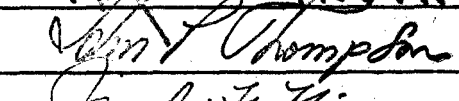
That Permit No. M-5798, heretofore issued to _____


J. E. Frye dba Platte River Coal Company be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
TAYLOR LUMBER COMPANY, 655 MARIPOSA)
STREET, DENVER, COLORADO.)
)
)
-----)

PERMIT NO. M-6167

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Taylor Lumber Company

requesting that Permit No. M-6167 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-6167, heretofore issued to _____

Taylor Lumber Company be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ray C. Hooten

John Thompson

Joseph F. Negro

Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOE KRUITZ, JR., AND LAWRENCE GIULIANO,
DOING BUSINESS AS "LAWRENCE GIULIANO")
BOX 71, AGUILAR, COLORADO.)
)
)
-----)

PERMIT NO. M-7611

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Joe Kruitz, Jr., and Lawrence Giuliano dba Lawrence Giuliano

requesting that Permit No. M-7611 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

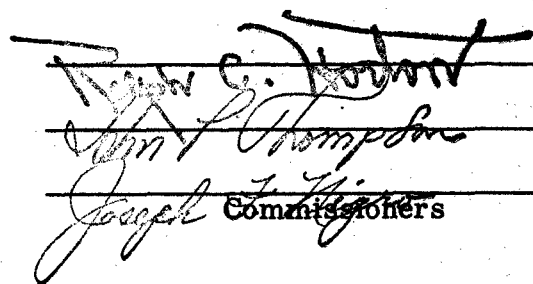
THE COMMISSION ORDERS:

That Permit No. M-7611, heretofore issued to _____

Joe Kruitz, Jr., and Lawrence Giuliano dba Lawrence Giuliano be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Joseph Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LOWELL ANDREWS, DOING BUSINESS AS)
"ANDREW'S POULTRY," P. O. BOX 432,)
CHEYENNE, WYOMING.)
-----)

PERMIT NO. M-8899

February 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Lowell Andrews dba Andrew's Poultry

requesting that Permit No. M-8899 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

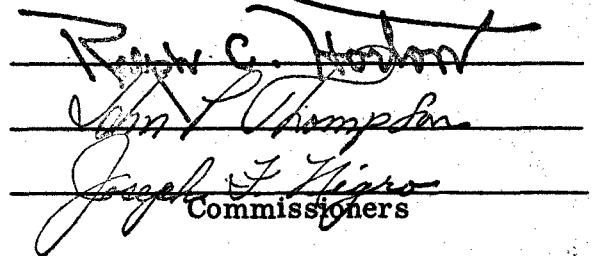
That Permit No. M-8899, heretofore issued to _____

Lowell Andrews dba Andrew's Poultry

be,

and the same is hereby, declared cancelled effective January 30, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,

this 4th day of February, 1957.

br

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ROBERT G. CLARK, 2601 SOUTH)
LINCOLN STREET, DENVER 10,) PERMIT NO. B-4994
COLORADO.)
-----)

February 4, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee, requesting that his Permit No. B-4994 be further suspended for six months, from January 27, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Robert G. Clark be, and he is hereby, authorized to further suspend his operations under Permit No. B-4994 for an additional six-month period, or until July 27, 1957.

That unless said Robert G. Clark 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 permit, 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

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

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

DON FOSTER, 624 WEST 9TH AVENUE,
DENVER, COLORADO; GILBERT MARSHALL,
3418 ZUNI STREET, DENVER, COLORADO;
HENRY NUANEZ, 1597 GROVE STREET,
DENVER, COLORADO; DALE ROUTSON,
5080 FILMORE STREET, DENVER, COLO-
RADO: JOHN FARMER, 1760 PENNSYLVANIA
STREET, DENVER, COLORADO; AND SID-
NEY M. NOWICK, 1509 LOWELL BOULEVARD,
DENVER, COLORADO, TAXICAB DRIVERS IN
DENVER, COLORADO, AND THE METROPOLITAN
AREA THEREOF, AND ALL OTHERS SIMILARLY
SITUATED AS TAXICAB DRIVERS IN DENVER,
COLORADO, AND THE METROPOLITAN AREA
THEREOF,

Complainants,

vs.

YELLOW CAB, INC., 3455 ARKINS COURT,
DENVER, COLORADO; PUBLIX CAB COMPANY,
2358 WASHINGTON STREET, DENVER, COLO-
RADO; CABS, INC., DOING BUSINESS AS
"ZONE CAB, INC.," 2254 LAFAYETTE
STREET, DENVER, COLORADO; AND RITZ
CAB COMPANY, 821 EAST 26TH AVENUE,
DENVER, COLORADO,

Respondents.

CASE NO. 5126

January 31, 1957

Appearances: Theodore Epstein, Esq.,
Denver, Colorado, and
Alex S. Keller, Esq.,
Denver, Colorado, for
Complainants;
Kobey and Mitchell, Esqs.,
Denver, Colorado, for
Publix Cab Company;
John F. Mueller, Esq.,
Denver, Colorado, for
Cabs, Inc., and Ritz
Cab Company;
A. L. Mueller, Esq., Denver,
Colorado, for the Commission.

S T A T E M E N T

By the Commission:

Denver taxicab companies operate their cabs under the

so-called "pay off" system. The driver pays the company a specified sum each shift, or work period, for the use of the cab, and must buy gasoline only from the company at substantially retail prices. In return, the company provides the cab, repairs and maintenance, insurance, advertising, and dispatching facilities.

On September 11, 1956, the complainant drivers filed the present complaint, alleging that this system violates our motor common carrier regulations, as the drivers are not employees, their compensation is dependent upon the gross receipts per trip, and the agreements between the companies and the drivers are not written nor filed with the Commission. They also allege that our taxicab regulations are violated, as the companies do not receive all the revenues, as shown by the trip sheets, but only the "pay off." The Complaint alleges also that existing conditions make it impossible for the drivers to maintain a decent standard of living; experienced men are being forced out of the field; the result being increased accident rates due to inexperienced drivers, all contrary to the interest of the public. The Complainants seek to improve their economic conditions by asking increased fares, saying that the companies have no motive to seek higher fares and refuse to do so.

Said case, 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, January 17, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

Two drivers testified concerning existing conditions, as did the President of Yellow Cab, one of the Respondent companies. No evidence was offered by the Respondent companies.

It appears from the evidence that drivers are on duty about 60 hours per week, and earn approximately \$225 per month, net before taxes. A driver gets his cab at the Company garage, works ten or eleven hours, and returns to the garage. He then

turns in his "trip sheet," showing revenue from all his trips, and pays the Company \$7.60 for the use of the cab, in addition to the cost of gasoline required to fill the tank, usually \$3.00 to \$3.50. The total of the "pay off" plus gasoline is thus usually approximately \$11.00. This is the driver's only expense. Total receipts, including tips, rarely reach \$25.00, and average perhaps \$20.00. No Federal income tax is withheld from the driver's income, nor does the Company make any payment towards the driver's Social Security.

In recent years, gasoline prices have risen, as has the "pay off," but receipts have not. The driver is thus caught between rising costs and stable receipts. His economic situation has steadily deteriorated. The cab companies have not sought any increase in rates since 1954.

In statements of counsel, the drivers recognize their anomalous legal situation. They have no standing to seek increased rates; they hold no certificates to operate, and are not regulated. Nevertheless, they ask us in good conscience to use our broad powers to investigate on our own motion, and see whether the present conditions are compatible with the public interest. The Companies say that they want their drivers to be adequately paid, but are concerned that increased rates may drive business away, to the common injury of both Company and driver.

It seems clear that the pay-off system as such is not responsible for the conditions which concern the drivers. No violation of our regulations has occurred; special exceptions to our motor common carrier regulations were adopted by our Decision No. 42213, dated March 11, 1954, so as to permit taxicab companies to use the pay-off system. The Complaint that the Companies do not actually handle all the cash received is unduly technical; the Companies receive the trip sheets, itemizing the receipts; nothing more would be accomplished by actually handling the money. The Complaint should therefore be dismissed.

We turn to the economic difficulties confronting the drivers. This Commission is a creature of statute, having only such authority as the legislature has given it. We have no jurisdiction over the level of drivers' wages; we are powerless to set ourselves up as the protectors of their economic welfare, even if we wished to do so. However, the evils attending such a paternalistic approach to the matter must be apparent to all.

It appears to us, however, that the public may have one very real concern for the level of drivers' income, as to which our authority might extend. This is the need, which cannot be adequately protected by insurance, to have safe drivers. If the level of driver income falls so low that the service suffers or the accident rate increases substantially, then the public has an interest to intervene. It has not been established by the evidence here that this has actually happened, and the Complaint must therefore be dismissed, but enough has been said to convince us that the matter may warrant further exploration.

We will accordingly direct our staff to assemble data concerning the Denver taxicab accident rate; the rate of turnover of personnel in the Denver cab companies; the net income of drivers, including tips; and such other data as may be deemed appropriate to determine whether the public interest warrants further intervention by the Commission. The staff will also be authorized to commence such formal proceedings as it may deem appropriate to accomplish these objectives.

F I N D I N G S

THE COMMISSION FINDS:

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

That the Complaint should be dismissed.

O R D E R

THE COMMISSION ORDERS:

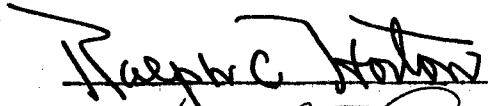

That the above-styled Case should be, and the same hereby is,

dismissed.

The Commission staff is directed to make further investigation consistent with the foregoing Statement, and to initiate such further proceedings before the Commission as may be appropriate for the accomplishment of the objectives set forth in the Statement portion hereof.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER NIGRO NOT PARTICIPATING.

Dated at Denver, Colorado,
this 31st day of January, 1957.

ea

original

(Decision No. 47264)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
FRED J. KISSLER, HAYDEN, COLORADO,)	APPLICATION NO. 14976-PP-Extension
FOR AUTHORITY TO EXTEND OPERATIONS)	<u>SUPPLEMENTAL ORDER</u>
UNDER PERMIT NO. B-2864.)	
-----)	

January 31, 1957

Appearances: Fred J. Kissler, Hayden,
Colorado, pro se;
E. B. Evans, Esq., Denver,
Colorado, for Decker
Truck Line.

S T A T E M E N T

By the Commission:

By Decision No. 47168, dated January 18, 1957, the Commission granted to Fred J. Kissler, Hayden, Colorado, authority to extend operations under Permit No. B-2864, as set forth in said Order.

On January 28, 1957, "Petition for Rehearing" was filed by Vern Decker, by E. B. Evans, his attorney.

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

F I N D I N G S

THE COMMISSION FINDS:

That "Petition for Rehearing" filed herein by Vern Decker, by E. B. Evans, Attorney, should be denied.

O R D E R

THE COMMISSION ORDERS:

That "Petition for Rehearing" in the above-styled matter, filed by Vern Decker, by E. B. Evans, Attorney, should be, and the

same hereby is, denied.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton
John P. Thompson
Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 31st day of January, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE OPERATIONS OF TED FLOREY,)
DOING BUSINESS AS "THORNTON)
CAB SERVICE," 1050 EAST 89TH)
AVENUE, THORNTON, COLORADO,)
UNDER PUC NO. 3453.)
-----)

CASE NO. 5131
ORDER TO SHOW CAUSE AND
NOTICE OF HEARING

January 31, 1957

S T A T E M E N T

By the Commission:

By Decision No. 47088, dated January 9, 1957, the Commission issued an Order to Show Cause and Notice of Hearing in re operations of Ted Florey, doing business as "Thornton Cab Service," Thornton, Colorado, under PUC No. 3453, the hearing being set for the 28th day of January, 1957, at ten o'clock A. M., at 330 State Office Building, Denver, Colorado, with due notice to all interested parties.

When the matter was called for hearing, on the motion of A. E. Small, attorney for Thornton Cab Service, the matter was continued, to be heard at some future date convenient to the Commission.

Lysle R. Dirrim, Esq., of Brighton, Colorado, appeared at the hearing on behalf of Derby Cab Company, and should receive Notice of Hearing when the matter is again set for hearing.

There being no objection to the motion for continuance by Attorney A. E. Small, it was granted.

F I N D I N G S

THE COMMISSION FINDS:


That the instant matter should be continued, to be heard on a later date at the convenience of the Commission.

O R D E R

THE COMMISSION ORDERS:

That hearing in Case No. 5131 should be, and hereby is, continued, to be heard on some future date convenient to the Commission, with notice to all interested parties.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Ralph C. Norton
John P. Thompson
Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 31st day of January, 1957.

ea

original

(Decision No. 47266)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ROBERT LANTZ AND JACQUELINE LANTZ,)	
CO-PARTNERS, DOING BUSINESS AS)	
"LANTZ TRUCK LINE," BENNETT, COLO-)	APPLICATION NO. 14862-Extension
RADO, FOR A CERTIFICATE OF PUBLIC)	<u>SUPPLEMENTAL ORDER</u>
CONVENIENCE AND NECESSITY, AUTHOR-)	
IZING EXTENSION OF OPERATIONS UNDER)	
PUC NO. 559.)	
-----)	

January 31, 1957

Appearances: Leland M. Coulter, Esq.,
Aurora, Colorado, for
Applicants;
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for Hill-
top-Denver Truck Line, and
Franktown Truck Line.

S T A T E M E N T

By the Commission:

By Decision No. 47094, of date January 11, 1957, the
above-named applicants, Robert Lantz and Jacqueline Lantz, co-
partners, doing business as "Lantz Truck Line," Bennett, Colo-
rado, were granted authority to extend their operations under
PUC No. 559 for the transportation of milk and cream in the
following-described territory:

"Beginning at a point seven miles north of
the Arapahoe-Elbert County line on the
Bennett- Kiowa road; thence fourteen miles
west; thence thirteen miles south; thence
fourteen miles east; thence thirteen miles
north to the point of beginning."

At the hearing on the instant application for extension,
applicants agreed with protestants to amend their application so
that the description of the territory sought to be served by
applicants should be as follows:

"Beginning at a point seven miles north of the Arapahoe-Elbert County line on the Bennett-Kiowa road, thence fourteen miles west, thence seven miles south, thence fourteen miles east, thence seven miles north to the point of beginning,"

which amendment was allowed by the Examiner holding said hearing.

In our Order contained in said Decision No. 47094, the territory granted as an extension to the territory of applicants under their Certificate No. 559 was misstated by again setting forth the original territory sought by applicants instead of the amended territory as agreed at the hearing.

Also, in the second line of the third paragraph on Page 2 of said decision, the word "hereinbefore" should have been "hereinafter."

F I N D I N G S

THE COMMISSION FINDS:

That Decision No. 47094 should be amended, as provided in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 47094, of date January 11, 1957, should be, and the same is hereby, amended, nunc pro tunc as of said 11th day of January, 1957, by striking the second paragraph of the Order contained in said Decision No. 47094, and inserting in lieu thereof the following, so that the second paragraph of said Order, as amended, shall read:

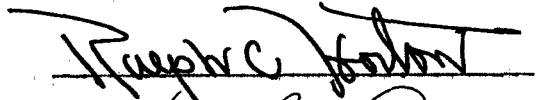

"That public convenience and necessity require the extended motor vehicle common carrier call and demand transportation service of Robert Lantz and Jacqueline Lantz, co-partners, doing business as 'Lantz Truck Line,' Bennett, Colorado, under PUC No. 559, for the transportation of milk and cream, in the following described territory:

"Beginning at a point seven miles north of the Arapahoe-Elbert County Line on the Bennett-Kiowa road, thence fourteen miles west, thence seven miles south, thence fourteen miles east, thence seven miles north to the point of beginning, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor."

That the word "hereinbefore" occurring in the second line of the third paragraph on Page 2 of said decision, in the State-ment thereof, should be, and is hereby stricken, and the word "hereinafter" inserted in lieu thereof.

That, except as herein amended, said Decision No. 47094 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 31st day of January, 1957.

ea

qual

(Decision No. 47267)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
A. B. WOLGAMOTT, STRATTON, COLORADO,)	
FOR AUTHORITY TO TRANSFER PERMIT)	
NO. B-1267 TO WILLIAM SCHEOPNER,)	<u>APPLICATION NO. 14939-PP-Transfer</u>
BOX 186, STRATTON, COLORADO.)	
-----)	

February 1, 1957

S T A T E M E N T

By the Commission:

By the instant application, A. B. Wolgamott, Stratton, Colorado, seeks authority to transfer Permit No. B-1267 to William Scheopner, Stratton, Colorado.

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

On December 26, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application, and submit to the Commission a written statement of his findings of fact and conclusions.

When said application was called for hearing, the attorney for applicant requested that said matter be continued for hearing at a future date to be determined by the Commission.

The report of Louis J. Carter, Examiner, recommends that said application be continued for hearing at some future date to be determined by the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That the above and foregoing Statement should be made a part of these Findings, by reference, and the Report of the Examiner

referred to therein should be approved.

That said request should be granted.

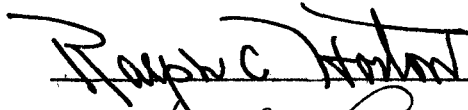

O R D E R

THE COMMISSION ORDERS:

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

That the above-styled application should be, and the same hereby is, continued for hearing at 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.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

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

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
SANTOS (SAM) M. GALLEGOS, RT.)	CASE NO. 79643-INS.
#3, BOX 447-C, GREELEY, COLORADO.)	(Permit No. M-6101)
-----)	

February 1, 1957

S T A T E M E N T

By the Commission:

On January 29, 1957, in Case No. 79643-Ins., the Commission entered an order revoking Permit No. M-6101 for failure to keep on file the required certificate of insurance.

Since the required insurance has now been filed within the five-day period of grace, without lapse, our order of revocation should be set aside.

F I N D I N G S

THE COMMISSION FINDS:

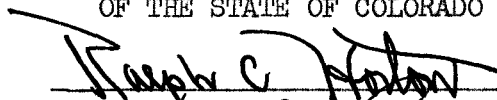
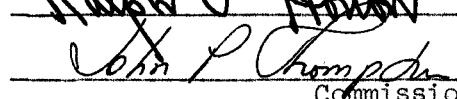
That our revocation order entered in Case No. 79643-Ins., should be cancelled and set aside, and said Permit No. M-6101 restored to its former status.

O R D E R

THE COMMISSION ORDERS:

That revocation order entered on January 29, 1957, in Case No. 79643-Ins. should be, and it hereby is, cancelled and set aside, and said Permit No. M-6101 restored to its former status as of January 29, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.
Dated at Denver, Colorado,
this 1st day of February, 1957.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE MOUNTAIN STATES TELEPHONE AND)
TELEGRAPH COMPANY, A COLORADO COR-)
PORATION, 14TH AT CURTIS STREETS,)
DENVER, COLORADO, FOR AUTHORITY TO)
DISCONTINUE PROVIDING TELEPHONE)
SERVICE AT ITS PAONIA AND CEDAREIDGE,)
COLORADO, EXCHANGES; TO DISCONTINUE)
PROVIDING TOLL STATION SERVICE AT)
CRAWFORD, HOTCHKISS, LAZEAR, AND)
MAHER, COLORADO; TO AMEND ITS EX-)
CHANGE BOUNDARY AT DELTA, COLORADO,)
AND TO PLACE ITS DELTA EXCHANGE)
WITHIN ITS PROPER RATE GROUP.)
-----)

APPLICATION NO. 14929

February 4, 1957

Appearances: J. L. Nelson, Esq.,
Denver, Colorado,
for Applicant;
E. R. Thompson, Denver,
Colorado, and
Paul M. Brown, Denver,
Colorado, for the
Commission.

S T A T E M E N T

By the Commission:

Applicant in these proceedings seeks approval of this Commission to discontinue providing telephone service at its Paonia and Cedaredge, Colorado, Exchanges; to discontinue providing toll station service at Crawford, Hotchkiss, Lazear and Maher, Colorado; to amend its exchange boundaries at Delta, Colorado, and to place its Delta Exchange within its proper rate group after the change is effected.

The Commission set the matter for hearing on Tuesday, January 15, 1957, at 10:00 o'clock A. M., in the Court House at Delta, Colorado, after due notice to all parties in interest, and at the conclusion thereof, the matter was taken under advisement.

No petitions of intervention were filed with the Commission prior to the hearing, and no one appeared at the hearing in opposition to the authority sought.

The Vice-President and Colorado General Manager of The Mountain States Telephone and Telegraph Company testified that the Company presently furnishes manual common battery service to approximately 2,396 stations at Delta, and that the Company also furnishes extended area service between Delta and Cedaredge. At Cedaredge, the Company furnishes dial service to approximately 248 stations, and the customers at Cedaredge have extended area service to Delta. At Paonia, the Company furnishes dial service to approximately 212 stations, with no extended area service. The community of Hotchkiss is served on a rural basis from the Company's Paonia Exchange, and the community of Eckert is served on a rural basis from the Cedaredge Exchange. In addition, the Company maintains two toll stations at Hotchkiss, but has none at Eckert. Three toll stations are maintained at Crawford, three at Lazear and one at Maher.

The Applicant does not have a Certificate of Public Convenience and Necessity from this Commission authorizing it to do business in the area with which we are here concerned. The Company has been operating in this area for many years and was operating there long before the Public Utilities Act was passed in 1913, and has been operating under the so-called "grandfather clause." The Applicant has been operating in this area in competition with the Delta Cooperative Telephone Company since about 1903. The Delta Company is a non-profit corporation organized under the laws of the State of Colorado, and its post office address is Paonia, Colorado. The Delta Company does not operate as a public utility subject to the jurisdiction of this Commission.

At the present time, the Delta Company furnishes magneto manual service and maintains exchanges at Delta, Cedaredge, Crawford, Eckert, Hotchkiss, and Paonia, and furnishes extended area service between all of those exchanges. The Mountain States Company does not inter-connect with the Delta Company and, hence, the

customers of the Delta Company are unable to call the customers of the Mountain States Company unless they subscribe to the service of both companies. Also, the Delta Company subscribers have no long-distance service.

Applicant introduced as Exhibit No. 1 the agreement which has been entered into between The Mountain States Company and the Delta Company, looking toward the elimination of duplicate service in Delta County and the full inter-connection of facilities. The agreement provides that the Mountain States Company will purchase all of the Delta Company's outside plant located within the Mountain States Company's Delta Exchange area, as they propose to revise it. Applicant proposes to revise its Delta Exchange area so that the northeast and east boundary will be the Gunnison River.

The agreement further provides that the Delta Company will purchase all of Applicant's exchange outside plant facilities in Applicant's Cedaredge and Paonia Exchange areas. It also provides that the Delta Company will purchase Applicant's exchange outside plant in the area north and east of Delta which will be served from the Delta Company's Eckert Exchange.

Further, the agreement contains an option to the Delta Company to purchase Applicant's toll outside plant which includes Applicant's pole lines and wire circuits only, located within the Delta Company's proposed operations area and serving Applicant's Cedaredge and Paonia Exchanges as well as its toll stations at Hotchkiss, Crawford, Lazear and Maher. This option was exercised by the Delta Company early in November, 1956.

The agreement also provides that Applicant will limit its exchange service area in Delta County to the proposed revised Delta Exchange area, and Applicant will discontinue providing service at Cedaredge and Paonia as well as toll station service at Crawford, Hotchkiss, Lazear and Maher. In addition, it has been agreed between the two companies that they will fully inter-

connect their facilities in order to provide long-distance and full extended area service between their respective operating areas. The Delta Company will provide service in the areas of Delta County outside of the Applicant's Delta Exchange, as proposed to be revised, in which the Applicant presently provides service, and also at Maher in Montrose County. The Delta Company will discontinue operating in the Delta Exchange of Applicant, as revised.

The Secretary and Manager of the Delta Company testified that some of its plant and equipment is 53 years old. The Company has no base rate areas and offers only multi-party service, having as many as twenty subscribers on a line, and on one line, twenty-five subscribers. Because of these unsatisfactory service conditions, the Company made application to the Rural Electrification Administration for a loan to completely rebuild and modernize its system. A loan allocation has been made to the Company in the amount of \$1,360,000.00 to finance its expansion and improvement program. This witness testified the remaining condition to be met for the advance of the loan funds is approval of this application, all other conditions prerequisite to the advance of funds having been met.

The consulting engineer engaged by the Delta Company testified that the loan funds will be used to construct new buildings to house each of the five exchanges to be operated by the Delta Company. New automatic switchboards will be installed to provide completely automatic service. New dial telephones will be installed and the outside plant facilities will be completely rebuilt following standards at least equal to those of the Bell System. The plant has been engineered to provide rural service with no more than eight parties per line with full selective ringing. Base rate areas will be established within which the Company will offer one and two-party business service, and one,

two and four-party residence service. An adequate number of trunks to handle the full extended area service proposed will also be provided.

The testimony showed that there will be no curtailment or impairment of service to the Applicant's present subscribers outside of its Delta Exchange following the completion of the Delta Company's expansion and improvement program. Applicant's present subscribers who will be served by the Delta Company after the program is completed will obtain a definite service improvement and the existing duplication of facilities required by some subscribers because of no inter-connection between the two companies, will be eliminated.

Applicant has planned the conversion of its Delta Exchange to dial operation for the last quarter of 1957. This conversion is to be coincident with the conversion of the Delta Company's Paonia, Hotchkiss, Cedaredge, Crawford and Eckert Exchanges. Following these conversions and with the full extended area service proposed, Applicant's Delta subscribers will be able to call about 4,700 telephones without a toll charge. Applicant's Delta Exchange will fall within Rate Group III after the conversion to dial and the inter-connection. At the present time, the Delta Exchange is included within Rate Group II. Set forth below is a tabulation showing the rates presently authorized by the Commission for Rate Group II and Rate Group III for Applicant's principal classes of service, and the differences between these rates:

<u>Class of Service</u>	<u>Rate Group II</u>	<u>Rate Group III</u>	<u>Difference</u>
One-party business	\$7.25	\$8.45	\$1.20
Two-party business	5.80	6.45	.65
One-party residence	4.30	4.70	.40
Two-party residence	3.40	3.80	.40
Four-party residence	3.00	3.00	-0-
Rural business (up to and including six miles)	5.10	5.10	-0-
Rural residence (up to and including six miles)	3.00	3.00	-0-

The testimony also revealed that after the conversions approximately 486 of the Applicant's present subscribers will be served by the Delta Company. However, 205 of these subscribers at the present time have the service of both the Applicant and the Delta Company, which means that after the conversions and having the need for only one telephone, they will have an overall rate reduction. Approximately 412 of the Delta Company's present subscribers will be served by the Applicant after the conversions. About 327 of these have the service of both the Applicant and the Delta Company at the present time and these subscribers will also enjoy a rate reduction, since they will require only one telephone.

Applicant conducted an extensive interview program to make sure that all of its customers were fully informed of the proposed changes in service arrangements and rates in Delta County. All of Applicant's customers, business, residence and rural, at its Cedaredge and Paonia Exchanges and all of its urban business customers at Delta were personally interviewed, except one at Cedaredge and one at Paonia, whom Applicant was unable to reach. In addition, the representatives of Applicant telephoned each of its one and two-party residence customers at Delta and were unable to reach only six of them. These interviews were conducted for the most part during the period from November 28, 1956 to December 15, 1956. The local Manager of the Applicant who was in direct charge of the interview program testified that each customer contacted was given a complete explanation of the proposed changes in service arrangements and rates, that all of the interviews were very satisfactory, and that none of their customers objected to the changes.

The Mayor of Cedaredge, the Mayor of Paonia, and a County Commissioner of Delta County residing at Paonia, all testified that they were very much in favor of the proposed changes, and that there was no public objection to them.

Whenever a company seeks authority to discontinue providing telephone service, amend an exchange boundary or change the rate grouping of an exchange, the Commission is concerned over the reaction of those who might consider themselves to be adversely affected thereby. In the instant matter, after hearing and presentation of testimony by the Applicant, the Commission was assured that all customers of the Applicant have been duly notified of the proposed changes and that such changes are in the public interest because they will result in greatly improved service to the subscribers of both companies involved. It is the opinion of the Commission that public convenience and necessity will be best served by such changes.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission has jurisdiction of Applicant herein and of the subject matter of the instant application.

That the Commission is fully advised in the premises.

That the application of The Mountain States Telephone and Telegraph Company for authority to discontinue providing telephone service at its Paonia and Cedaredge, Colorado, Exchanges; to discontinue providing toll station service at Crawford, Hotchkiss, Lazear and Maher, Colorado; to amend its exchange boundary at Delta and to place its Delta Exchange within Rate Group III following the conversion of said exchange to dial operation, and the providing of full extended area service, should be granted.

O R D E R

THE COMMISSION ORDERS:

That The Mountain States Telephone and Telegraph Company is hereby authorized to discontinue providing telephone service at its Paonia and Cedaredge, Colorado, Exchanges; to discontinue providing toll station service at Crawford, Hotchkiss, Lazear and Maher, Colorado; to amend its exchange boundary at Delta,

Colorado, as proposed herein, and to place its Delta Exchange within Rate Group III at such time as it converts its Delta Exchange to dial operation and provides full extended area service and full inter-connection of facilities with the Delta Cooperative Telephone Company.

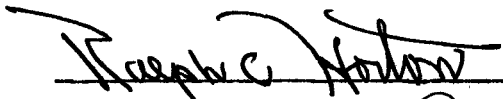

That The Mountain States Telephone and Telegraph Company file with the Commission notice of withdrawal of the parts of its tariff covering the discontinuance of service herein authorized at least thirty (30) days in advance of such discontinuance.

That The Mountain States Telephone and Telegraph Company file amended tariff sheets covering the change in its exchange boundary at Delta, Colorado, and covering the placing of its Delta Exchange within Rate Group III at least thirty (30) days in advance of the effective date of such changes.

That the Commission retain jurisdiction of the matter to make such further Order or Orders as it may deem necessary.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

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

ea

general

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
PLATEAU NATURAL GAS COMPANY FOR AN
ORDER GRANTING TO IT A CERTIFICATE
OF PUBLIC CONVENIENCE AND NECESSITY
FOR THE CONSTRUCTION AND OPERATION
OF A NATURAL GAS DISTRIBUTION MAIN
IN FREMONT COUNTY, COLORADO, AND TO
DISTRIBUTE AND SELL NATURAL GAS TO
THE PRE-PAROLE CENTER, MEDIUM SECUR-
ITY PENITENTIARY, AND OTHER FACILI-
TIES OF THE COLORADO STATE PENITEN-
TIARY LOCATED AND TO BE LOCATED IN
SECTIONS 5, 6, 7 AND 8, TOWNSHIP 19
SOUTH, RANGE 69 WEST, FREMONT COUNTY,
COLORADO.

APPLICATION NO. 14965

February 4, 1957

Appearances: Lee, Bryans, Kelly and Stans-
field, Esqs., Denver, Colo-
rado, by Bryant O'Donnell,
Esq., for Plateau Natural
Gas Company;
E. R. Thompson, Denver, Colo-
rado, and
Paul M. Brown, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

By the instant application, Plateau Natural Gas Company
(hereinafter referred to as "Applicant"), requests a certificate
of public convenience and necessity to construct approximately
1,450 feet of four-inch distribution line to distribute and sell
natural gas to the Colorado State Penitentiary facilities known
as the Pre-Parole Center, Medium Security Penitentiary, and other
facilities of that institution located in Sections 5, 6, 7 and 8,
Township 19-South, Range 69-West, Fremont County, Colorado.

Concurrently with the filing on November 29, 1956, of
Applicant's application in this matter, there was filed with the

Commission a letter-request by the Applicant that temporary authority be granted authorizing the Applicant to construct the proposed facilities in order to facilitate Colorado Interstate Gas Company in securing temporary authority from the Federal Power Commission, and in addition, to expedite service of natural gas to the aforesaid Penitentiary facilities. Pursuant to said request this Commission on November 29, 1956, granted such temporary authority requested by Applicant.

The hearing on said application was held, after due notice to all parties, on January 8, 1957, at 10:00 o'clock A. M., at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, and at the conclusion thereof, the matter was taken under advisement.

No petitions of intervention were filed with the Commission prior to the hearing, and no one appeared at the hearing in opposition to the authority sought by the Applicant in this matter.

Applicant is a corporation duly organized and existing under the laws of the State of Colorado, and its Articles of Incorporation, as amended, have heretofore been filed with this Commission.

Applicant is a public utility operating company engaged in the purchase, distribution and sale of natural gas to domestic, commercial and industrial customers in the City of Florence, County of Fremont, as well as elsewhere in the State of Colorado. The post office address and principal office of Applicant is 1605 South Tejon Street, Colorado Springs, Colorado.

As a public utility operating company, Applicant is the holder of numerous certificates of public convenience and necessity from this Commission, and in particular is the holder of a certificate of public convenience and necessity authorizing it to distribute and sell gas in an area immediately adjacent to the area sought to be certificated by this application.

Applicant has been requested by the Colorado State Penitentiary to make natural gas available to its facilities located in Sections 5, 6, 7 and 8, Township 19-South, Range 69-West, Fremont County, Colorado; and in connection therewith there was introduced at the hearing as Exhibit A, a map showing the proposed distribution line of Applicant, together with the point of delivery to the Penitentiary facilities and the point of connection with a main gas transmission line of Colorado Interstate Gas Company, from which Applicant proposes to purchase the gas to serve said Penitentiary.

The facilities to be constructed, together with the cost thereof to be \$5,591.00, were shown as Applicant's Exhibit C introduced at the hearing; and said figure will be used as the basis for the fee to be charged for issuance of the certificate in this matter, but will not be binding upon the Commission in any subsequent investigation where evaluation may be an issue.

There is no other public utility supplying natural gas service in the area in which Applicant seeks authority to serve with the exception of Greeley Gas Company which serves Canon City, Colorado; and Greeley Gas Company, by letter introduced at the hearing as Exhibit B, consented that the authority here sought by Applicant be granted.

The Applicant and the Colorado State Penitentiary have entered into a contract, which contract awaits approval of the State of Colorado, setting forth the rate and conditions under which service will be afforded the Penitentiary facilities, and the form of said contract was introduced at the hearing as Exhibit F.

The evidence disclosed that Applicant is fully qualified to conduct the operation proposed in the instant application.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission has jurisdiction of Applicant herein,

Plateau Natural Gas Company, and of the subject matter involved in the instant application.

That the Commission is fully advised in the premises.

That the above Statement be made a part of these Findings, by reference.

That the public health and safety require the installation and operation by Applicant of suitable equipment to odorize all gas to be delivered to the Colorado State Penitentiary.

That Applicant, within ninety (90) days after completion of 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 System of Accounts for Gas Utilities as prescribed by the Commission.

That public convenience and necessity requires and will require the construction of Applicant's natural gas distribution line to serve the Pre-Parole Center, Medium Security Penitentiary and other facilities of the Colorado State Penitentiary located and to be located in Sections 5, 6, 7 and 8, Township 19-South, Range 69-West, Fremont County, Colorado.

O R D E R

THE COMMISSION ORDERS:

That this Order shall be taken, deemed and held to be a Certificate of Public Convenience and Necessity to Plateau Natural Gas Company, Applicant herein, to construct, install, maintain and operate a natural gas distribution main and related metering and regulating equipment located in the area described as Sections 5, 6, 7 and 8, Township 19-South, Range 69-West, Fremont County, Colorado, and to distribute and sell natural gas through said facilities to the Pre-Parole Center, Medium Security Penitentiary and other facilities, located and to be located in Sections 5, 6, 7 and 8, Township 19-South, Range 69-West, Fremont County, Colorado.

That Applicant shall install, maintain and operate equipment to odorize all gas delivered through the distribution mains of Applicant, pursuant to this Order.

That Applicant, at least thirty (30) days before gas is delivered to the Colorado Penitentiary facilities, shall file with the Commission a conformed copy of the Gas Sales Agreement, as executed between Applicant and the Colorado State Penitentiary.


That Applicant, within ninety (90) days after completion of 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 System of Accounts for Gas Utilities as prescribed by the 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


Joseph C. Horton
John P. Thompson
Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

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

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ERLING L. NIELSEN, ROUTE 1, COLO-)
RADO SPRINGS, COLORADO, FOR A CLASS)
"B" PERMIT TO OPERATE AS A PRIVATE) APPLICATION NO. 14990-PP
CARRIER BY MOTOR VEHICLE FOR HIRE.)
- - - - -)

- - - - -
February 4, 1957
- - - - -

Appearances: Erling L. Nielsen, Colorado
Springs, Colorado, pro se;
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for R. B.
"Dick" Wilson, Inc.;
Stockton, Linville & Lewis,
Esqs., Denver, Colorado, by
John H. Lewis, Esq., for
Frank C. Klein & Company, Inc.

S T A T E M E N T

By the Commission:

By application filed December 3, 1956, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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 City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant appeared in support of his application. He stated that he is the owner of a 1951 Ford dump truck; that his net worth is approximately \$25,000; and that he has work lined up to do, if the authority sought is granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Erling L. Nielsen, Colorado Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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.

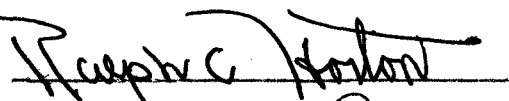


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 4th day of February, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
FRANK G. MARTINEZ, 1114 WEST VERMIJO)
STREET, COLORADO SPRINGS, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR VE-)
HICLE FOR HIRE.)
-----)
)

APPLICATION NO. 14989-PP

February 4, 1957

Appearances: Frank G. Martinez, Colorado
Spirings, Colorado, pro se;
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for R. B.
"Dick" Wilson, Inc.;
Stockton, Linville & Lewis,
Esqs., Denver, Colorado, by
John H. Lewis, Esq., for
Frank C. Klein & Company, Inc.

S T A T E M E N T

By the Commission:

By application filed December 10, 1956, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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 City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant appeared in support of his application. He stated that he is the owner and operator of a 1956 2-ton Chevrolet dump truck; that he has a net worth of approximately \$7,000; and that he has work line up to do, if the authority sought is granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Frank G. Martinez, Colorado Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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. Horton
John P. Thompson
Joseph F. Negro
Commissioners.

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

ea

against

(Decision No. 47273)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) FELIX P. CHAVEZ, 2354 EAST BOULDER,) COLORADO SPRINGS, COLORADO, FOR A) CLASS "B" PERMIT TO OPERATE AS A) PRIVATE CARRIER BY MOTOR VEHICLE) FOR HIRE.) -----)	APPLICATION NO. 14988-PP
---	--------------------------

February 4, 1957

Appearances: Felix P. Chavez, Colorado
Springs, Colorado, pro se;
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for R. B.
"Dick" Wilson, Inc.;
Stockton, Linville & Lewis,
Esqs., Denver, Colorado, by
John H. Lewis, Esq., for
Frank C. Klein & Company,
Inc.

S T A T E M E N T

By the Commission:

By application filed December 10, 1956, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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 City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant appeared in support of his application. He testified that he is the owner and operator of a 1956 2-ton Chevrolet dump truck; that his net worth is approximately \$2,000; and that he has work lined up to do, if the authority sought is granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Felix P. Chavez, Colorado Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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.

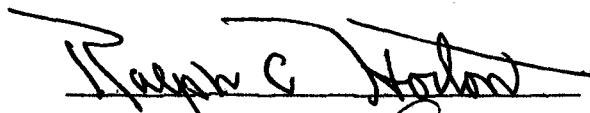


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 4th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: OPERATIONS OF COLORADO INTER-)
STATE GAS COMPANY, A CORPORATION,)
COLORADO SPRINGS, COLORADO)
-----)

CASE NO. 5075
SUPPLEMENTAL ORDER

February 1, 1957

Appearances: James L. White, Esq., New
York City, New York, and
John Fleming Kelly, Esq.,
Denver, Colorado, for
Colorado Gas Company;
Robert Welborn, Esq.,
Denver, Colorado, for
Colorado Fuel & Iron
Corporation;
William T. Secor, Esq.,
Colorado Springs, Colo-
rado, for Air Force
Academy Construction
Agency;
John R. Stewart, Esq., La
Junta, Colorado, for
Citizens Utilities
Company;
Henry E. Zarlengo, Esq.,
Denver, Colorado, and
Anthony L. Mueller, Esq.,
Denver, Colorado for the
Commission.

S T A T E M E N T

By the Commission:

Hearing having been set on the instant matter and
completed on November 13, 1956, date for filing Briefs was
ordered. By orders dated December 12, 1956 and January 3,
1957, the Commission found that additional time should be

granted for the filing of Briefs and ordered that the filing date for the Opening Brief be December 19, 1956, that the filing date for the Answer Brief be January 25, 1957 and that the filing date for the Reply Brief be February 15, 1957.

With the consent of the Attorney for the State of Colorado, and the Attorney for the Respondent, Colorado Interstate Gas Company, it has been requested that the filing date for the Reply Brief be extended to and including February 22, 1957.

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 additional time should be granted for the filing of the Reply Brief.

O R D E R

THE COMMISSION ORDERS:

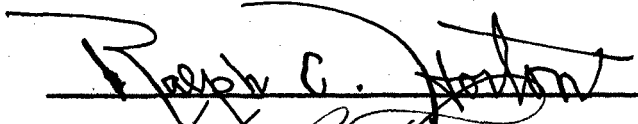
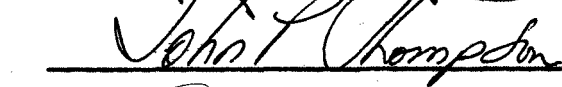

That the filing date for the Reply Brief be, and it hereby is, extended to be filed on or before February 22, 1957.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ATTEST:


Secretary




Commissioners

Dated at Denver, Colorado,
this first day of February, 1957.

original

(Decision No. 47275)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PLAINS COOPERATIVE TELEPHONE ASSOC-)
IATION, INC., ANTON, COLORADO, FOR)
AN ORDER AUTHORIZING SALE BY THE)
INDEPENDENT TELEPHONE COMPANY, SEI-)
BERT, COLORADO; AND VONA-JOES TELE-)
PHONE COMPANY, VONA, COLORADO, TO)
APPLICANT OF ASSETS OF SAID PROPOSED)
SELLERS, INCLUDING EXISTING AND OPER-)
ATING TELEPHONE LINES OWNED BY SAID)
PROPOSED SELLERS IN THE COUNTIES OF)
KIT CARSON, WASHINGTON, AND YUMA;)
FOR TRANSFER TO APPLICANT OF ANY)
CERTIFICATES OF PUBLIC CONVENIENCE)
AND NECESSITY OWNED BY SAID PROPOSED)
SELLERS; FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY FOR OPERA-)
TION OF TELEPHONE LINES AND TELEPHONE)
SYSTEM IN THE COUNTIES OF KIT CARSON,)
WASHINGTON, AND YUMA; AND TO INCORPOR-)
ATE THE PROPOSED PURCHASES OF SAID)
TELEPHONE LINES, TOGETHER WITH THE)
TELEPHONE LINES AND SYSTEMS OF AIR-)
LINE TELEPHONE ASSOCIATION, INC.,)
AND SOUTH VONA TELEPHONE COMPANY,)
NOW BEING OPERATED WITHOUT PUBLIC)
UTILITIES CERTIFICATES, INTO ONE)
OPERATION WITHIN THE AREA DESCRIBED)
IN THE APPLICATION; FOR TRANSFER OF)
ANY SO-CALLED GRANDFATHER RIGHTS)
HELD BY SELLERS.)
-----)

APPLICATION NO. 14942-Transfer

February 5, 1957

Appearances: Jack A. Vohs, Esq., Cheyenne
Wells, Colorado, for
Applicant;
Everett R. Thompson, Denver,
Colorado, and
Paul M. Brown, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

Plains Cooperative Telephone Association, Inc., herein-
after sometimes referred to as "Plains" or "Association," is a
cooperative corporation organized for the purpose of furnishing,
improving and expanding telephone service on a cooperative non-
profit basis to member subscribers and non-member subscribers in

parts of Washington, Yuma and Kit Carson Counties, Colorado.

By its present application, filed December 14, 1956, Plains seeks from this Commission a certificate of public convenience and necessity to supply telephone service in the above-mentioned counties and for authority to purchase the Independent Telephone Company, Kit Carson, Colorado, and the Vona-Joes Telephone Company operating in Kit Carson, Washington and Yuma Counties, Colorado, and for a transfer to the Applicant the certificate of public convenience and necessity and any so-called "grandfather rights" owned by the proposed sellers, both sellers being under the jurisdiction of this Commission. Plains also plans by purchasing the telephone lines and systems of the Airline Telephone Association, Inc., and South Vona Telephone Company, now operating as non-utilities without certificates of public convenience and necessity, to consolidate all the purchased properties into a single operating unit in an area lying within the above-named counties.

The matter was set for hearing, and was heard, in Denver, Colorado, on Tuesday, January 8, 1957, at 10:00 A. M., after due notice to all interested parties, and at the conclusion thereof, the matter was taken under advisement by the Commission.

No petitions of intervention were filed with the Commission prior to the hearing and no one appeared at the hearing in opposition to the authority sought by Applicant in this matter.

Plains Cooperative Telephone Association, Inc. is a corporation incorporated under and by virtue of the laws of the State of Colorado, operating as a not-for-profit corporation. A copy of its Articles of Incorporation, certified by the Secretary of State of the State of Colorado, was identified and filed as Exhibit "E" in the proceedings and, by reference, is made a part hereof. The applicant, Plains Cooperative Telephone Association, Inc. was incorporated on the sixth day of July, A. D. 1953.

Mr. Dave Ellis, whose address is Joes, Colorado, is Manager of Plains. He identified all exhibits submitted in support of the application. He stated agreements of sale had been entered into between Plains and the Independent Telephone Company, Vona-Joes Telephone Company, Airline Telephone Association, Inc., and South Vona Telephone Company. Late-filed Exhibits "F", "G" "H" and "I" were received by the Commission in support of this statement. These agreements provided, among other things, for the transfer to Plains of the assets of the proposed sellers. He testified that Plains had entered into agreements with the Mountain States Telephone and Telegraph Company for supplying toll line and trunking service for Plains. He explained that Plains would have exchanges located at Joes, Kirk, Cope, Seibert, Vona and Anton. A modern automatic dial exchange is to be located at each of the above towns with interconnection to toll center and operator offices of Mountain States Telephone and Telegraph Company at Wray, Limon or Akron. There are now 480 subscribers in the total area receiving telephone service on a limited basis. In some instances, this means service is available between the hours of 7:00 A. M. and 9:00 P. M., with no service available on holidays and Sundays. It is the objective, on the completion of the proposed installation, to supply service to subscribers twenty-four hours a day every day of the week. There are 650 potential subscribers available in the area to be served by Plains. Five Hundred twenty-eight miles of rural telephone line are to be built and financed by construction loans obtained from the Rural Electrification Administration in the amount of \$455,000. At the present time, equities have been paid in by members in the amount of \$11,090.00. The estimated cost of the completed system is \$461,250. Plains will adopt the rates of the existing telephone companies until such time as construction of the new system is completed. At this time Plains will submit to the Commission final construction costs and the proposed rates to subscribers for its approval. It was further pointed out that the

obtaining of the loan from REA was contingent on Plains obtaining a certificate of public convenience and necessity from this Commission. No other utilities in the area offer telephone service to the public. Mr. N. M. Wilhelms, of the firm of W. H. Burgwin, 2657 South Broadway, Denver, consulting engineer for Plains, testified that a modern dial system with complete two-wire metallic circuits is to be built and, with very few exceptions, no part of the present system, consisting of partly two-wire metallic circuits and partly single wire earth return circuits, was to be utilized in the new plant. Messrs. C. R. Darling, Arthur Boese, Norman Bloom, Oscar Cox, James Donnelly, and Franklyn Healy, all residents of the area herein sought for certification, testified that service is presently inadequate and on a limited basis; it is exceedingly vulnerable to storm conditions; it is difficult and at times impossible to understand conversations over the circuits as the lines are noisy. These witnesses, who are Directors of the Association, emphasized that it was their intention to serve members and non-members on an equal basis. They agreed that Article II, Section (a) of the Certificate of Incorporation might be construed to restrict service to members only and to existing customers of the companies to be acquired. They agreed the language of this paragraph should be changed to eliminate any doubt that service will be made available to members and non-members alike upon their application for service. They further testified that a sum of \$35.00 would be collected from each subscriber, \$10.00 of which would be treated as an advance payment deposit and \$25.00 as a non-returnable contribution. The \$10.00 will be returned to the subscriber upon his discontinuance of service. Each of these witnesses emphasized service would be available to non-members and that the Association was seeking the jurisdiction of this Commission over their entire operation. Each of the witnesses, including one who now has no service at all, testified that the public convenience and necessity

would best be served by the granting of this application. The Commission has carefully reviewed all of the evidence introduced at the hearing in the matter and is of the opinion that the authority sought by Plains Cooperative Telephone Association, Inc., should be granted.

F I N D I N G S

THE COMMISSION FINDS:

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

That the above Statement, by reference, should be made a part of these Findings.

That the Commission is fully advised in the premises.

That Plains Cooperative Telephone Association, Inc., will, in fact, be performing the functions of a public utility in providing telephone service to members and non-members connected to its telephone system.

That the Association holds itself as being ready and willing to render public utility service to all subscribers, members and non-members alike, that is: to the public generally, under tariffs approved by and in conformity with the rules and regulations of the Commission.

That the sale of Independent Telephone Company and Vona-Joes Telephone Company including all existing and operating telephone lines owned by said sellers should be approved.

That the Plains Cooperative Telephone Association, Inc., should be granted the territory requested, as set forth in the Order herein, within which it proposes to render telephone service as a public utility to the public generally as well as to its members.

That the Association should amend its Certificate of Incorporation to permit the supplying of telephone service to all subscribers, including the public generally as well as to its members.

That the Association should adopt the tariffs, rules and regulations of the Independent Telephone Company and the Vona-Joes Telephone Company, pursuant to the rules of this Commission, and should file the rates to be applicable to the systems of Airline Telephone Association, Inc., and South Vona Telephone Company to be effective on the beginning of operation by Plains Cooperative Telephone Association, Inc.

That the Association should set up its books of account in accordance with the Uniform System of Accounts as prescribed by this Commission.

That the issuance of a certificate of convenience and necessity is consistent with the provisions of Chapter 115, Colorado Revised Statutes, 1953.

That certificates of convenience and necessity held by Independent Telephone Company and Vona-Joes Telephone Company and any so-called "grandfather rights" should be transferred to the Association.

That thirty (30) days prior to converting its system to dial operation, the Association should file with this Commission the rates, rules and regulations under which it proposes to render dial telephone service.

O R D E R

THE COMMISSION ORDERS:

That Independent Telephone Company and Vona-Joes Telephone Company, be, and they are hereby, authorized to transfer to Plains Cooperative Telephone Association, Inc., their assets and operating rights, including "grandfather rights," existing and operating lines owned by said transferors in the Counties of Washington, Yuma and Kit Carson, in accordance with the terms and conditions set forth in Exhibits "H" and "F" respectively, which, by reference, are made a part hereof.

That Independent Telephone Company and Vona-Joes Telephone Company shall file with, and on forms to be supplied by this Commission,

operating statements for the period of January 1, 1957, up to and including, the date of sale, and also a Balance Sheet showing assets and liabilities as of the date of sale, but made prior to giving effect to the sale transaction.

That the public convenience and necessity require the operation by Plains Cooperative Telephone Association, Inc., of a telephone system to supply telephone service to its members, non-members and the public generally in the area described as follows:

Beginning at the center of Section 34, Township 2-South, Range 54-West; thence South $6\frac{1}{2}$ miles; thence West 3 miles; thence South $5\frac{3}{4}$ miles; thence East $12\frac{5}{8}$ miles; thence South $4\frac{1}{4}$ miles; thence East $4\frac{7}{8}$ miles; thence South 2 miles to the Southwest corner of Section 31, Township 5-South, Range 51-West; thence East 6 miles; thence North $\frac{1}{4}$ mile; thence East $4\frac{1}{2}$ miles; thence South $27\frac{1}{4}$ miles; thence West $2\frac{1}{4}$ miles; thence South 3 miles to the second correction line; thence West $\frac{1}{8}$ mile; thence South 6 miles to the Southwest corner of Section 34, Township 11-South, Range 50-West; thence East $17\frac{1}{2}$ miles; thence North 24 miles; thence East $\frac{1}{2}$ mile; thence North 4 miles; thence East 6 miles; thence North 6 miles; thence East 2 miles; thence North 1 mile; thence East 4 miles; thence North $\frac{1}{2}$ mile; thence East 2 miles; thence North approximately 1 mile to the South County line of Yuma County; thence West approximately $\frac{1}{8}$ mile; thence North $1\frac{3}{4}$ miles; thence East 1 mile; thence North $2\frac{1}{4}$ miles; thence East $1\frac{1}{2}$ miles; thence North $\frac{1}{2}$ mile; thence West 5 miles; thence North $3\frac{1}{2}$ miles; thence East 2 miles; thence North $5\frac{1}{2}$ miles to the center of the East line of Section 29, Township 3-South, Range 45-West; thence West $10\frac{1}{2}$ miles; thence South 2 miles; thence West 7 miles; thence North 2 miles; thence West 4 miles; thence North 3 miles; thence West $3\frac{1}{2}$ miles; thence South $\frac{1}{2}$ mile; thence West 4 miles; thence North $\frac{1}{2}$ mile; thence West $8\frac{1}{2}$ miles; thence North 1 mile; thence West 1 mile; thence North 2 miles; thence West 5 miles; thence South 3 miles; thence West 4 miles; thence North 2 miles; thence West 5 miles to the point of beginning,

and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That Plains Cooperative Telephone Association, Inc., shall notify this Commission within sixty (60) days of the closing of the purchases and sales proposed herein of the consummation of said transactions, the date, or dates, when each was made, and the respective price paid for each system.

That Plains Cooperative Telephone Association, Inc., shall file with this Commission within one year from the date of this order, a copy of an Amendment to its Articles of Incorporation providing the Association will serve non-members as well as members, certified to by the Secretary of State of the State of Colorado.

That Plains shall set up its books and accounts in accordance with the Uniform System of Accounts prescribed by this Commission within sixty (60) days of the date of the completion of the sale transactions proposed herein.

That the Association shall, upon the beginning of its operation of the companies to be acquired, file the rates to be applicable to the systems of Airline Telephone Association, Inc., and South Vona Telephone Company, and shall adopt the tariffs, rules and regulations of the Independent Telephone Company and Vona-Joes Telephone Company pursuant to the rules of this Commission.



That thirty (30) days prior to converting to dial operation, Plains shall file its proposed rates, rules and regulations to be applicable to its telephone subscribers.

That six (6) months after the institution of dial service, Plains shall file its "as constructed" costs of the telephone system classified in accordance with the Uniform System of Accounts prescribed by this Commission.

That this Commission retains jurisdiction in the matter to issue such further Order, or Orders, as it may deem necessary.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

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

qual

(Decision No. 47276)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE STATE HIGHWAY COMMISSION OF)
COLORADO, A BODY CORPORATE, FOR THE)
USE AND BENEFIT OF THE PEOPLE OF)
THE STATE OF COLORADO, FOR AUTHORITY)
TO RECONSTRUCT STREET VIADUCT)
STRUCTURES OVER AND ACROSS PROPER-)
TIES AND TRACKS OF THE DENVER AND)
RIO GRANDE WESTERN RAILROAD COMPANY)
ON MESA AVENUE (MP 120.37) AND)
NORTHERN AVENUE (MP 120.51) ON STATE)
HIGHWAY NO. 1 (RELOCATED) IN THE)
CITY AND COUNTY OF PUEBLO, STATE OF)
COLORADO.)
-----)

APPLICATION NO. 14751

February 5, 1957

Appearances: George Zoellner, Esq.,
Denver, Colorado, for
the Colorado Department
of Highways;
J. L. McNeill, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

On May 3, 1956, the Department of Highways of the State of Colorado, by Mark U. Watrous, Chief Engineer, filed an application with this Commission seeking authority to reconstruct certain highway-railroad grade separation structures as a part of a new Freeway-type highway project in the City of Pueblo, Colorado, and involving the trackage of The Denver and Rio Grande Western Railroad Company, as captioned above.

The matter was duly set for hearing on November 20, 1956, at ten o'clock A. M., in the County Commissioners' Room, Court House, Pueblo, Colorado. Appropriate notice of the hearing was forwarded to the principal parties and to the City Clerk, City of Pueblo, Colorado. The matter was thereafter heard by the Commission and taken under advisement.

The proposed structures will replace existing street viaducts previously authorized as follows: (1) Agreement dated December 30, 1892, between City of Bessemer (now within the corporate limits of Pueblo), and The Denver and Rio Grande Western Railroad Company at Mile Post 120.51 for Northern Avenue; (2) Agreement dated February 9, 1903, between the City of Pueblo and the railroad at Mile Post 120.37 for Mesa Avenue. The existing viaducts have been in service over fifty years and were not designed for present day traffic nor loadings. In addition, it appears that the most favorable location for the new Freeway is such that both Mesa and Northern must also overpass the new roadway; thus, it becomes practical to reconstruct each structure to span both the railroad and Freeway. The need for separating street and railroad grades obviously was realized a half a century or more ago. Mesa Avenue crossing now involves two main line tracks and a switch track. Northern Avenue presently involves the same.

Explanatory testimony relative to the proposed work was given by Mr. E. L. King, Assistant Surveys and Plans Engineer of the Department of Highways. The following exhibits were also offered and explained:

Hearing

Exhibit A: Agreement of August 2, 1956 by the State Highway Commission and The Denver and Rio Grande Western Railroad Company, which also included:

Exhibit A:

Map of proposed Freeway route through the south central portion of Pueblo showing location of Mesa and Northern Avenues.

Exhibit B:

Sheet to show General Plan and Elevation of Mesa Avenue Bridge Structure.

Exhibit C:

Sheet to show General Plan and Elevation of Northern Avenue Bridge Structure.

Exhibit D:

Form of Contractors' Work Agreement.

Hearing

Exhibit B: Letter of The Denver and Rio Grande Western Railroad to Department of Highways, dated July 25, 1956, to

indicate general approval of the proposed plans with the notation of certain minor changes.

Mr. King explained that the new Freeway construction involves Federal Primary Route No. 2 (State Highway No. 1), which roadway is on the designated Interstate system. The Interstate Highway system has been developed as a nation-wide network of Freeway-type roadways that can be utilized for the ready movement of large volumes of defense equipment and personnel. The highway relocation and bridge reconstruction, as outlined in the instant project, is authorized by the State Highway Commission; approved by the Bureau of Public Roads, the Chief Engineer, Department of Highways, the City of Pueblo, and appropriate officials of The Denver and Rio Grande Western Railroad Company.

With reference to the new bridge, Mr. King observed that the structures will occupy essentially the same area as the present City avenues, but the modern reinforced concrete and steel I-Beam design will permit wider roadways. At Mesa Avenue where there is now a 30-foot roadway, it will be possible to secure a 40-foot clear roadway from curb to curb. Also, at Northern Avenue, the 38-foot roadway will be replaced by one measuring 44 feet wide. Present pedestrian accommodation will be maintained by a 6-foot wide walkway at each side of the roadway on both bridges. Both structures will be equipped with steel handrails approximately 3 feet 6 inches in height above sidewalk levels, and will be lighted in accordance with standard street lighting procedures.

The new viaducts, after completion, will provide maximum safety to all concerned in that there will be no exposure factor to street and highway traffic, nor to rail traffic. Interchange facilities not a part of this contract, are to be provided at Central Avenue, immediately south of Northern Avenue.

In the matter of clearances, a review of the plans and testimony indicates the following:

<u>Structure</u>	<u>Railroad Clearance</u>		<u>Freeway Clearance</u>		<u>Length</u>
	(Minimum) <u>Vertical</u>	(Minimum) <u>Horizontal</u>	(Minimum) <u>Vertical</u>	(Minimum) <u>Horizontal</u>	
Mesa Avenue	23'0"	11'6"	16'	47'	254'3"
Northern Avenue	23'0"	11'1 $\frac{1}{4}$ "	16'	73'	289'9"
Commission Specifications	22'6"	8'6"	16'	50'	

Estimated costs of the new structures and divisions between interested parties are as follows:

	<u>State</u>	<u>City</u>	<u>Federal</u>	<u>Total</u>
*Railroad Work	\$538	\$ ---	\$ 5,645	\$ 6,183
Northern Ave. Structure	2,302	13,125	161,889	177,316
Northern Ave. Approaches	137	4,530	1,441	6,108
Mesa Ave. Structure	---	10,541	110,628	121,169
Mesa Ve. Approaches	<u>287</u>	<u>11,804</u>	<u>3,016</u>	<u>15,107</u>
	\$3,264	\$40,000	\$282,619	\$325,883

*Pole line relocation - (Western Union) and inside guard rails.
Reimbursable to Railroad based on actual billing when completed.

No other testimony was presented at the hearing, and no one appeared in objection to the authority requested; nor does any objection from adjacent property owners or other interested parties appear in the files of the Commission. In fact, the files of the Commission contain certain correspondence addressed to the Commission by Counsel for the City of Pueblo and for The Denver and Rio Grande Western Railroad Company to indicate no objections to the granting of the requested authority.

F I N D I N G S

THE COMMISSION FINDS:

That it is informed in the instant matter, and the foregoing Statement, by reference, is made a part hereof.

That public safety, convenience and necessity require the extension, reconstruction, and operation of the grade separation structures as proposed herein.

That horizontal and vertical clearances for the proposed structures either equal or exceed the clearance requirements

established by the Commission and are therefore acceptable.

O R D E R

THE COMMISSION ORDERS:

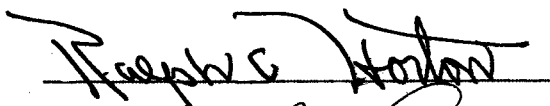

That Applicant, the State Highway Commission of Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to authorize and approve the following:

- (a) Extension and reconstruction of a highway overpass structure at Mile Post 120.37 over the Denver and Rio Grande Western Railroad, and being known as Mesa Avenue in the City of Pueblo, Colorado.
- (b) Extension and reconstruction of a highway overpass structure at Mile Post 120.51 over the Denver and Rio Grande Western Railroad, and being known as Northern Avenue in the City of Pueblo, Colorado.

That the costs, work to be done, installation and maintenance of the new structures shall all be in accordance with the agreement herein and as indicated in the preceding Statement; said Statement and Hearing Exhibits "A" and "B" are, by reference, made a part hereof.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

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

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
OTTO O. BLAKE, BLACK HAWK,) PERMIT NO. M-9275
COLORADO.)
-----)

February 5, 1957

S T A T E M E N T

By the Commission:

On January 23, 1957, the Commission entered an order cancelling the above-numbered permit, effective as of January 24, 1957.

The Commission is now in receipt of a communication from permit-holder advising that request for cancellation of the permit was in error, and requesting reinstatement of said permit.

F I N D I N G S

THE COMMISSION FINDS:

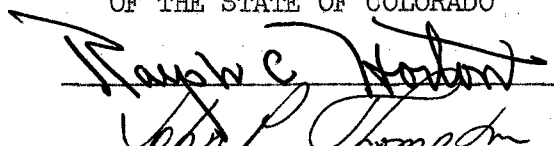
That Permit No. M-9275 should not have been cancelled, and that the request for reinstatement should be granted.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 47225, of date January 23, 1957, be, and hereby is, set aside and held for naught, and Permit No. M-9275 restored to its former status as of January 23, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.
Dated at Denver, Colorado,
this 5th day of February, 1957.

original

(Decision No. 47278)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM MC LINDEN, 860 SOUTH LIPAN)
STREET, DENVER, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE) APPLICATION NO. 14948
AND NECESSITY TO OPERATE AS A COM-)
MON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)
-----)

February 4, 1957

Appearances: Earl Greinetz, Esq.,
Denver, Colorado,
for Applicant.

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

On December 28, 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 instant application, applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash and other refuse 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.

Report of the Examiner shows that applicant testified at the hearing that he is engaged in the transportation of ashes, trash and other waste materials between points in the City and County of Denver and has been so engaged since 1949, being so engaged on January 1, 1955, 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, and thereby establishing his "Grandfather Rights."

The Report of the Examiner further states that the applicant is the owner of a 1952 3/4-ton GMC Truck; that his net worth is approximately \$17,500; that he is a fit and proper person, and that he is financially able to render the service sought.

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 should issue to applicant herein.

F I N D I N G S

THE COMMISSION FINDS:

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

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 William McLinden, Denver, Colorado, for the transportation of ashes, trash, and other waste materials between points in the City and County of Denver, and from points and places in the City and County of Denver to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe and Jefferson, State of Colorado, and 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.

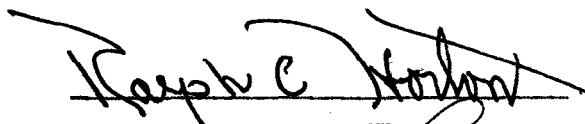

This Order shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

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

ea



Commissioners.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HAROLD A. DREIER AND FRANK T. LINK,)
CO-PARTNERS, DOING BUSINESS AS)
"GENOA TRANSPORTATION COMPANY,")
GENOA, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 14982-Transfer
TRANSFER PUC NO. 898 AND PUC NO.)
898-I TO FRANK T. LINK, DOING BUSI-)
NESS AS "LINK'S TRUCK LINE," SIMLA,)
COLORADO.)
-----)

IN THE MATTER OF THE APPLICATION OF)
HAROLD A. DREIER AND FRANK T. LINK,)
CO-PARTNERS, DOING BUSINESS AS)
"GENOA TRANSPORTATION COMPANY,")
GENOA, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 14983-Transfer
TRANSFER PUC NO. 1368 AND PUC NO.)
1368-I TO FRANK T. LINK, DOING BUSI-)
NESS AS "LINK'S TRUCK LINE," SIMLA,)
COLORADO.)
-----)

IN THE MATTER OF THE APPLICATION OF)
HAROLD A. DREIER, DOING BUSINESS AS)
"GENOA TRANSPORTATION COMPANY,")
GENOA, COLORADO, FOR AUTHORITY TO) APPLICATION NO. 14984-Transfer
TRANSFER PUC NO. 400 TO FRANK T.)
LINK, DOING BUSINESS AS "LINK'S)
TRUCK LINE," SIMLA, COLORADO.)
-----)

February 6, 1957

Appearances: Harold A. Dreier, Genoa,
Colorado, pro se;
Frank T. Link, Simla,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Harold A. Dreier and Frank T. Link, co-partners, doing
business as "Genoa Transportation Company," Genoa, Colorado, are
the owners of Certificates of Public Convenience and Necessity
Nos. PUC-898, PUC-898-I, PUC-1368 and PUC-1368-I, authorizing:

PUC-898 and PUC-898-I:

Transportation, not on schedule, of farm products,
including livestock, farm supplies and farm

equipment, including used household furniture, into, out of, and between points within the following territory: from Genoa east to a line running north and south through Shaw, south from Genoa six miles, west twelve miles and north thirty miles; but no transportation service (except movement of farm products, including livestock) between points along line of scheduled common carriers now serving this territory;

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

PUC-1368 and PUC-1368-I:

Transportation of farm products, including livestock, farm equipment and supplies, coal and timber, between points within a radius of twenty miles of Matheson, Colorado, and to and from points in said area, from and to Denver and Colorado Springs, with the proviso that applicant shall not render a town-to-town service except for the transportation of coal, timber, bulk farm products and livestock; farm products, including livestock, farm equipment, and supplies, coal and timber between points within a twenty-five-mile radius of Matheson, Colorado, and points outside thereof, excluding service from or to points between Denver and Matheson (except Colorado Springs), on U. S. Highways Nos. 24, 40 and 85, and excluding all service in territory in Lincoln County east of State Highway No. 71;

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

transportation, on call and demand, of used farm machinery, used household furnishings, and livestock, to and from all points within one mile of the eastern boundary of his presently authorized base area, to and from all points in Colorado, and from Limon Livestock Sales Barn to all points in the State of Colorado, origin or destination of all shipments of household goods to be from a farm or ranch, except for occasional trips between towns where the point of origin or destination is within thirty-five miles from Limon, Colorado.

Harold A. Dreier, doing business as "Genoa Transportation Company," Genoa, Colorado, is the owner of Certificate of Public Convenience and Necessity No. PUC-400, authorizing:

Freight between Genoa, Colorado, and points within a radius of 8 miles east, 6 miles west, and 35 miles north thereof, on the one hand, and, on the other, Denver, but not between any intermediate points.

By Application No. 14982 and Application No. 14983, filed November 21, 1956, Harold A. Dreier and Frank T. Link, co-partners, doing business as "Genoa Transportation Company," Genoa, Colorado, seek authority to transfer PUC No. 898, PUC No. 898-I, PUC No. 1368 and PUC No. 1368-I to Frank T. Link, doing business as "Link's Truck Line," Simla, Colorado.

By Application No. 14984, filed November 21, 1956, Harold A. Dreier, doing business as "Genoa Transportation Company," Genoa, Colorado, seeks authority to transfer PUC No. 400 to Frank T. Link, doing business as "Link's Truck Line," Simla, Colorado.

Said applications, pursuant to prior setting, after appropriate notice to all parties in interest, were heard at the City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matters were taken under advisement.

It appears from the testimony that Mr. Dreier and Mr. Link have been operating "Genoa Transportation Company" as partners. Mr. Dreier has now taken over the Continental Oil Company Agency at Genoa and is no longer able nor willing to continue in the business of transportation for hire. He is therefore selling his interest to his partner, and transferee Frank T. Link. No indebtedness is connected with the operation. Mr. Dreier has no other authority to haul for hire and therefore will be completely out of the business of transportation for hire, if the transfer is authorized.

The transferee Link verified the testimony of his partner. It appears that he lives at Simla, some 35 miles from Genoa, and will therefore operate an office at Simla. His brother will continue to maintain the office at Genoa, however. The transferee agreed to pay any indebtedness which may appear in connection with the operation of these three authorities. He has no interest in any other

authorities to haul for hire. He gave assurance that there will be no substantial change in the operation and that the public will continue to receive substantially the same service they have been receiving heretofore.

No one appeared in opposition to the transfers, 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 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 Harold A. Dreier and Frank T. Link, co-partners, doing business as "Genoa Transportation Company," Genoa, Colorado, should be, and they are hereby, authorized to transfer all their right, title, and interest in and to PUC No. 898, PUC No. 898-I, PUC No. 1368 and PUC No. 1368-I -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Frank T. Link, doing business as "Link's Truck Line," Simla, Colorado, subject to payment of outstanding indebtedness against said certificates, if any there be, whether secured or unsecured.

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

That Harold A. Dreier, doing business as "Genoa Transportation Company," Genoa, Colorado, should be, and he is hereby, authorized to transfer all his right, title, and interest in and to PUC No. 400 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Frank T. Link, doing business as "Link's Truck Line," Simla, Colorado, subject to payment of outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

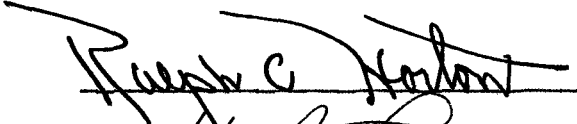
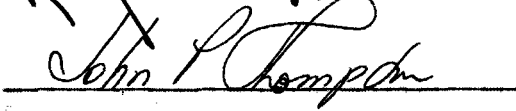
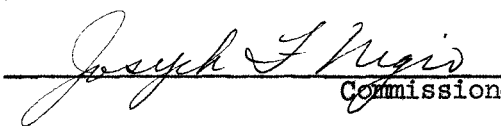
That the transfer of of said certificates, PUC No. 898, PUC No. 898-I, PUC No. 1368, PUC No. 1368-I, and PUC No. 400, shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said certificates have been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfers, 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 certificates up to the time of transfer of said certificates.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners.

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

ea

gina

(Decision No. 47280)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) LESLIE L. WEST, YODER, COLORADO,) FOR A CLASS "B" PERMIT TO OPERATE) AS A PRIVATE CARRIER BY MOTOR VE-) HICLE FOR HIRE.) -----)	APPLICATION NO. 14996-PP
---	--------------------------

February 6, 1957

Appearances: Leslie L. West, Yoder,
Colorado, pro se;
G. Robert Ward, Esq.,
Colorado Springs,
Colorado, for Harold
E. Tinsley;
W. R. Book, Rush, Colo-
rado, pro se.

S T A T E M E N T

By the Commission:

By application filed December 12, 1956, the applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of milk, in bulk and in five and ten-gallon cans, and Allied Dairy Products, from and to Rush, Colorado, and points within a radius of twenty miles thereof, to and from points along Colorado State Highway No. 94, and to Colorado Springs, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He stated that he presently hauls milk, under the Commercial motor carrier authority of Beatrice Creamery, from producers in this territory to the creamery at Colorado Springs. He now seeks authority to carry the milk of producers who do not ship

to Beatrice. He is presently using his own truck in the work of Beatrice and would continue to use the same truck for this additional work, combining the operations where possible. He would also continue as a Beatrice employee.

No milk producers from the territory appeared in support of the application to say that they wanted the proposed service or would use it if it were authorized.

Harold Tinsley, a common carrier presently authorized to haul milk from a substantial part of the territory sought, testified in protest of the application. He stated that he has equipment and finances suitable to serve, and is willing and able to serve, anyone in his certificated area who desires service. He feels that the granting of the application would tend to impair his ability to serve to the extent that it would authorize the applicant to serve in territory now served by him.

In addition to the protest of an existing common carrier presently doing the work, there are other problems connected with the granting of the authority sought. A carrier for hire has certain obligations not presently assumed by the applicant in working for Beatrice. Dairies compete for their milk supply and farmers compete for the maximum price for their milk. The service they receive is a factor in this two-way competition. The mixing of work done for hire and work done as an employee of Beatrice is not shown to be in the public interest. As noted, no shipper of milk, nor any dairies demonstrated any interest in having the service proposed by the applicant. It therefore does not appear that any public interest will be served by setting up another carrier in the business in this territory on the basis of the evidence presented at the hearing of this matter. The application should therefore be denied.

F I N D I N G S

THE COMMISSION FINDS:

The above and foregoing Statement is, by reference,

incorporated herein.

That the instant application should be denied.

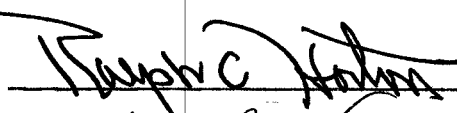

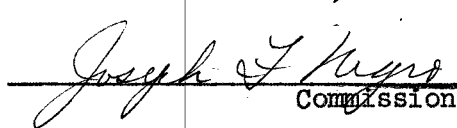
O R D E R

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 6th day of February, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
J. O. MORGAN AND DOROTHY M. MORGAN,)	
CO-PARTNERS, DOING BUSINESS AS)	
"MORGAN MOTOR TOURS," 472 EL PASO)	
BOULEVARD, MANITOU SPRINGS, COLO-)	APPLICATION NO. 14985-Extension
RADO, FOR A CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY, AUTHOR-)	
IZING EXTENSION OF OPERATIONS UNDER)	
PUC NO. 106.)	
-----)	

February 6, 1957

Appearances: J. O. Morgan, Manitou
Springs, Colorado,
pro se;
Dorothy M. Morgan,
Manitou Springs,
Colorado, pro se.

S T A T E M E N T

By the Commission:

The applicant presently holds authority which authorizes in general the conduct of a sightseeing business in the Pikes Peak Region.

By the present application it is sought to obtain confirmation of "Grandfather Rights" acquired by the applicant prior to the time this Commission acquired jurisdiction over such operations within the limits of the home-rule city of Colorado Springs.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

It appears from the evidence that the applicants have themselves engaged in this business from point to point within

Colorado Springs since July 1954. Prior to that time, the permit which they presently operate, had been operated for approximately 30 years in the same area. The operation has been continuous and authorized by the City Government throughout the time involved. The operation within the City has been the same in nature as that authorized outside the City; it is sought by this application only to extend the territory, and not the nature of the service. A list of the applicants' equipment, suitable to the work, is on file with the Commission. It appears that the applicants are financially qualified to engage in the business within the City Limits.

No one appeared in protest, and no reason appears why the extension sought should not be granted.

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 the applicants 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 proposed extended motor vehicle common carrier call and demand service of J. O. Morgan and Dorothy M. Morgan, co-partners, doing business as "Morgan Motor Tours," Manitou Springs, Colorado, under PUC No. 106, to include passenger sightseeing service between points within the corporate limits of the City of Colorado Springs, Colorado, of the same nature and subject to the same restrictions as exist in other territories the applicants have heretofore been authorized to serve, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

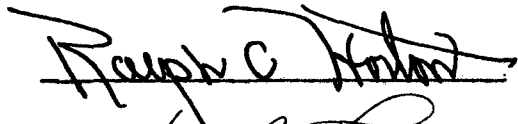


That applicants shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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 6th day of February, 1957.

ea

(Decision No. 47282)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
TALTON L. BLAIR, DOING BUSINESS AS)
"FAAST TAXI SERVICE," MONTROSE,)
COLORADO.)

PUC NO. 1648

IN THE MATTER OF THE APPLICATION OF)
TALTON L. BLAIR, DOING BUSINESS AS)
"FAAST TAXI SERVICE," MONTROSE,)
COLORADO, FOR AUTHORITY TO LEASE TO)
RONALD LEE POWELL AND VELTA POWELL,)
CO-PARTNERS, MONTROSE, COLORADO, A)
PORTION OF PUC NO. 1648.)

APPLICATION NO. 13414-Lease
SUPPLEMENTAL ORDER

February 6, 1957

Appearances: Bryant, Petrie, and Waldeck,
Esqs., Montrose, Colorado,
for Applicants.

S T A T E M E N T

By the Commission:

By Decision No. 44376, dated July 5, 1955, Talton L. Blair, doing business as "Faast Taxi Service," Montrose, Colorado, was authorized to change the trade name of his operations under PUC No. 1648 to "Fast Taxi Service."

By the same Decision No. 44376, dated July 5, 1955, Talton L. Blair, doing business as "Fast Taxi Service," Montrose, Colorado, was authorized to lease a portion of his operating rights under PUC No. 1648, as described in said Order, to Ronald Lee Powell and Velta Powell, co-partners, Montrose, Colorado.

By Decision No. 46115, dated July 2, 1956, said Application No. 13414-Lease was dismissed for failure to comply with certain rules and regulations of the Commission.

It now appears that applicants have complied with said rules

and regulations and that said Application No. 13414-Lease and Decision No. 44376 should be reinstated as of February 4, 1957.

It is requested by applicants that the portion of PUC No. 1648 so leased by Talton L. Blair, doing business as "Fast Taxi Service," Montrose, Colorado, to Ronald Lee Powell and Velta Powell, co-partners, Montrose, Colorado, be changed to show that it is operated by Ronald Lee Powell and Velta Powell, co-partners, doing business as "Fast Taxi Service," Montrose, Colorado, and that the portion retained by Talton L. Blair changed to show that it is operated by him individually.

F I N D I N G S

THE COMMISSION FINDS:

That said application should be reinstated.

That the request of applicants should be granted.

O R D E R

THE COMMISSION ORDERS:

That Application No. 13414-Lease should be, and the same is hereby, reinstated, as of February 4, 1957.

That the authority under PUC No. 1648 so leased be, and the same hereby is, changed to show that it is operated by Ronald Lee Powell and Velta Powell, co-partners, doing business as "Fast Taxi Service," Montrose, Colorado.

That the portion of PUC No. 1648 retained by Talton L. Blair, Montrose, Colorado, be, and the same hereby is, changed to show that it is operated by Talton L. Blair individually.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. [Signature]
John P. [Signature]

Joseph F. [Signature]
Commissioners.

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOE VETTER, DOING BUSINESS AS)
"VETTER & SON," 130 BISON STREET,)
CRIPPLE CREEK, COLORADO, FOR AUTHOR-) APPLICATION NO. 14995-PP-Extension
ITY TO EXTEND OPERATIONS UNDER PER-)
MIT NO. B-1329.)

February 7, 1957

Appearances: Joe Vetter, Cripple Creek,
Colorado, pro se.

S T A T E M E N T

By the Commission:

The applicant is presently engaged as a private carrier by motor vehicle for hire in the transportation of coal from the Pike View Mine to points in and near Colorado Springs for the account of Pikes Peak Fuel Company.

By the instant application, he seeks to have his authority extended to permit transportation of coal from the same mine to the Southern Colorado Company Power Plant at Canon City, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of the application. He said that he operates four dump trucks and one trailer. His net worth is approximately \$150,000. The Company for whom he presently works has obtained the contract to supply coal to the power plant at Canon City and the applicant seeks authority merely to render

this additional service for his present customer.

No one appeared in opposition to the application, and no reason appears why the same should not be granted.

It did not appear that applicant's proposed extended operation will impair the efficiency of any motor vehicle common carrier service with which he will compete.

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

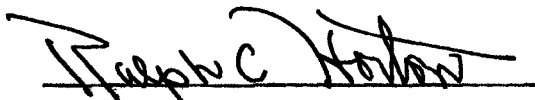


O R D E R

THE COMMISSION ORDERS:

That Joe Vetter, doing business as "Vetter & Son," Cripple Creek, Colorado, should be, and he hereby is, authorized to extend operations under Permit No. B-1329 to include the transportation of coal from the Pike View Mine to the Southern Colorado Company Power Plant at Canon City, 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 7th day of February, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
M. H. MC DANIEL, ROUTE 2, CALHAN,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PERMIT NO. B-3440 TO DENNIS D. SMITH,) APPLICATION NO. 14993-PP-Transfer
DOING BUSINESS AS "SMITH TRUCK LINE,")
519 NORTH CEDAR STREET, COLORADO)
SPRINGS, COLORADO.)
-----)

February 7, 1957

Appearances: M. H. McDaniel, Calhan,
Colorado, pro se;
Dennis D. Smith, Colorado
Springs, Colorado, pro se.

S T A T E M E N T

By the Commission:

By Decision No. 24369, dated April 4, 1945, M. H. McDaniel, Calhan, Colorado, was authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of:

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

said operating rights being known as "Permit No. B-3440."

By Decision No. 28825, dated August 8, 1947, said permittee was authorized to extend his operations under said Permit No. B-3440, to include the transportation of:

milk between points within an area described as follows:

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

By the instant application filed November 13, 1956, he seeks authority to transfer Permit No. B-3440 to Dennis D. Smith, doing business as "Smith Truck Line," Colorado Springs, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The transferor testified in support of the application. He stated that the authority is generally described as a milk-hauling authority. He is getting along in years and is not able properly to handle the work; the small number of customers along the route makes it difficult to operate the permit profitably. The consideration for the transfer is \$200.00. He knows of no indebtedness connected with the operation, but he is willing to pay any indebtedness which should appear. He holds no other authority and will be completely out of the trucking business for hire, if the transfer is permitted.

The transferee testified he holds a milk authority, Permit No. B-2209, at present. The authority here sought to be transferred does not join his present authority, he stated. He expects to combine the two authorities so far as physical operation is concerned. He will offer the same rates, if the authority is transferred, as the shippers are paying now. His net worth is approximately \$20,000. He has a list of equipment presently on file with the Commission suitable to the work.

No one appeared in protest 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 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 M. H. McDaniel, Calhan, Colorado, should be, and he hereby is, authorized to transfer all his right, title and interest in and to Permit No. B-3440 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Dennis D. Smith, doing business as "Smith Truck Line," Colorado Springs, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

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

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

transferred, and shall become effective twenty-one days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
Chas. P. Thompson
Joseph F. Nigro
Commissioners.

Dated at Denver, Colorado,
this 7th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GENE ALLEN REED, DOING BUSINESS AS)
"REED ARMORED CAR SERVICE," 418)
EAST COLORADO, COLORADO SPRINGS,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 14991-PP-Transfer
PERMIT NO. B-4856 TO REED ARMORED)
CAR SERVICE, INC., A COLORADO COR-)
PORATION, 418 EAST COLORADO, COLO-)
RADO SPRINGS, COLORADO.)
-----)

February 7, 1957

Appearances: John H. Lewis, Esq.,
Denver, Colorado, for
Transferor and Trans-
feree.

S T A T E M E N T

By the Commission:

By Decision No. 44362, dated June 30, 1955, Gene Allen Reed, doing business as "Reed Armored Car Service," Colorado Springs, Colorado, was authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of:

bullion, money, checks, jewelry, securities,
and valuable documents of every description,
limited to the transportation of such com-
modities as are normally and in the regular
course of business handled in armored car
service, between points in Teller and El Paso
Counties, Colorado,

said operating rights being known as "Permit No. B-4856."

By the instant application, said permit-holder seeks authority to transfer Permit No. B-4856 to Reed Armored Car Service, Inc., Colorado Springs, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, January 29, 1957,

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

The transferor, Gene Allen Reed, testified in support of the application. It appears that he has been engaged full time in this operation since 1950. He is President and controls all the stock of the transferee corporation. No debts, except current liabilities, are connected with the operation, and he gave assurance that these would be paid. No change in the operation is contemplated. He is incorporating merely to take advantage of the financial and other opportunities available to a corporation, and to limit his liabilities. An equipment list is on file; he plans to use this same equipment in his corporate operation.

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 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 Gene Allen Reed, doing business as "Reed Armored Car Service," Colorado Springs, Colorado, should be, and he is hereby authorized to transfer all his right, title, and interest in and to Permit No. B-4856 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Reed Armored Car Service, Inc., Colorado Springs, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said permit has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of 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 its compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to time of transfer of said permit.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Norton
John P. Thompson
Joseph I. Regio
Commissioners.

Dated at Denver, Colorado,
this 7th day of February, 1957.

ea

original

(Decision No. 47286)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HAROLD L. CASE, 2407 NORTH FARRAGUT)	
AVENUE, COLORADO SPRINGS, COLORADO,)	APPLICATION NO. 14987-PP
FOR A CLASS "B" PERMIT TO OPERATE)	
AS A PRIVATE CARRIER BY MOTOR VE-)	
HICLE FOR HIRE.)	
-----)	

February 7, 1957

Appearances: Harold L. Case, Colorado
Springs, Colorado, pro se;
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for R. B.
"Dick" Wilson, Inc.;
Stockton, Linville & Lewis,
Esqs., Denver, Colorado, by
John H. Lewis, Esq., for
Frank C. Klein & Company, Inc.

S T A T E M E N T

By the Commission:

By application filed December 3, 1956, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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 City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant appeared in support of his application. He stated that he is the owner and operator of a T-800 1956 Ford Dump Truck; that his net worth is approximately \$25,000; and he has work lined up to do, if the authority sought is granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Harold L. Case, Colorado Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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 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.

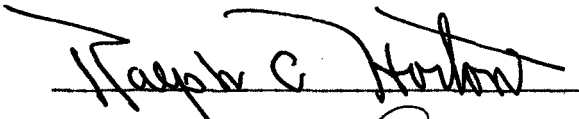

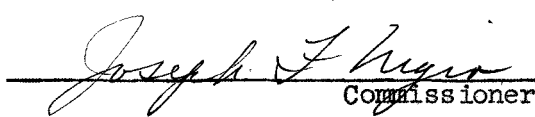
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 7th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LORIMER W. SMITH, 3130 PENNSYLVANIA)
STREET, COLORADO SPRINGS, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE AS)
A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 14992-PP

February 8, 1957

Appearances: Lorimer W. Smith, Colorado
Springs, Colorado, pro se;
Alvin J. Meiklejohn, Jr.,
Esq., Denver, Colorado,
for R. B. "Dick" Wilson,
Inc.;
Stockton, Linville & Lewis,
Esqs., Denver, Colorado,
by John Lewis, Esq., for
Frank C. Klein & Company,
Inc.

S T A T E M E N T

By the Commission:

By application filed December 10, 1956, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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 City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant appeared in support of his application. He testified that he is the owner of a 1956 Chevrolet Dump Truck; that his net worth is approximately \$5,000; and that he has hauling to do for various companies, if the authority sought is granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Lorimer W. Smith, Colorado Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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.

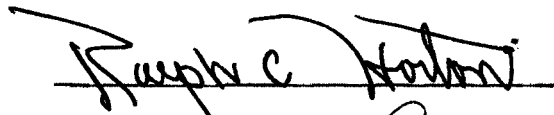

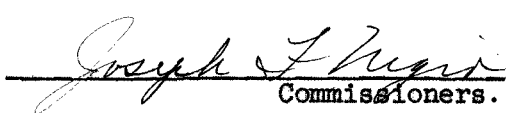
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 8th day of February, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JOHN F. TOLER, 506 SOUTH 11TH)	
STREET, COLORADO SPRINGS, COLORADO,)	
FOR A CLASS "B" PERMIT TO OPERATE)	APPLICATION NO. 14994-PP
AS A PRIVATE CARRIER BY MOTOR VE-)	
HICLE FOR HIRE.)	

February 8, 1957

Appearances: John F. Toler, Colorado
Spirings, Colorado, pro se;
Stockton, Linville & Lewis,
Esqs., Denver, Colorado,
for Frank C. Klein & Com-
pany, Inc.
Alvin J. Meiklejohn, Jr.,
Esq., Denver, Colorado,
for R. B. "Dick" Wilson,
Inc.

S T A T E M E N T

By the Commission:

By application filed December 10, 1956, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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 City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant appeared in support of his application. He testified that he owns a 1950 GMC 3-ton Dump Truck and a 1948 International Dump Truck; that his net worth is approximately \$2500; and that he desires to haul principally hot mix. He has hauling to do for Rocky Mountain Paving and Joe Ballard, of Colorado Springs, Colorado, if the authority sought is granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That John F. Toler, Colorado Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, in dump trucks only, 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

Joseph C. Hohert

John P. Thompson

Joseph F. Fugio
Commissioners.

Dated at Denver, Colorado,
this 8th day of February, 1957.

mls

original

(Decision No. 47289)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN W. ASHER, DOING BUSINESS AS)
"ASHER & MORELAND," CRANE, MISSOURI,)
FOR AUTHORITY TO TRANSFER INTERSTATE) PUC NO. 3542-I-Transfer
OPERATING RIGHTS TO J. W. ASHER, INC.,)
BOX 436, CRANE, MISSOURI.)
-----)

February 8, 1957

S T A T E M E N T

By the Commission:

Heretofore, John W. Asher, doing business as "Asher & Moreland," Crane, Missouri, 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. 3542-I issued to him.

Said certificate-holder now seeks authority to transfer said operating rights to J. W. Asher, Inc., Crane, Missouri.

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 transfer should be authorized.

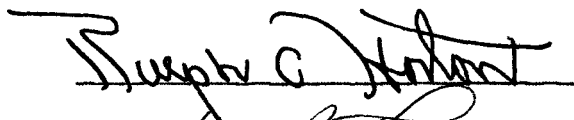

O R D E R

THE COMMISSION ORDERS:

That John W. Asher, doing business as "Asher & Moreland," Crane, Missouri, should be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 3542-I to J. W. Asher, Inc., Crane, Missouri, subject to the provisions of the Federal Motor Carrier Act of 1935, and subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 8th day of February, 1957.

ea

original

(Decision No. 47290)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
KENNETH BECKER, 965 URBAN STREET,)
LAKEWOOD, COLORADO, FOR A CERTIFI-)
CATE OF PUBLIC CONVENIENCE AND NE-) APPLICATION NO. 14914
CESSITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)
-----)

February 8, 1957

Appearances: Kenneth Becker, Lakewood,
Colorado, pro se;
Robert E. McLean, Esq.,
Denver, Colorado, for
Associated Rubbish Removal,
Weber's Hauling Service,
Allspach Brothers, Arvada
Rubbish Removal, Broomfield
Heights Waste Disposal, Aurora
Ash & Trash, Lon Gilbert,
Derby Waste Disposal, Sam's
Ash and Trash Service, Cook's
Disposal, Lakewood Disposal
Service, Aurora Removal Service,
Aurora and East Denver Trash
Disposal.

S T A T E M E N T

By the Commission:

By the above-styled application, Kenneth Becker, Lake-
wood, Colorado, seeks a certificate of public convenience and
necessity, authorizing him to operate as a common carrier by motor
vehicle for hire, for the transportation of ashes, trash, fertil-
izer, dirt, and other waste materials, 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; also, transportation of ashes, trash, fertilizer,
dirt, and other waste materials, between points in Adams and
Jefferson Counties, to regularly-designated and approved dumps
and disposal places in said Counties.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, December 17, 1956, due notice thereof being forwarded to all parties in interest.

On December 14, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

Report of said Examiner states that at the hearing, applicant testified that he has been engaged in transportation of ashes, trash, and other waste materials, and fertilizer, to and from points within the City and County of Denver since February 10, 1949, and has continuously performed said service since that date; that he is the owner of a 1952 Ford truck; that he owns his home, and has a net worth of \$25,000.

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

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by his instant application; that he has engaged in such transportation since February 10, 1949, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

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

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

herein, said application should be set for further hearing at a time to be determined by the Commission, insofar as said application concerns service outside the City and County of Denver.

F I N D I N G S

THE COMMISSION FINDS:

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

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

That the above-styled application, insofar as it pertains to service outside the City and County of Denver, should be set for further hearing 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 Report of the Examiner referred to in the above and foregoing Findings should be, and hereby is, approved.

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Kenneth Becker, Lakewood, Colorado, for the transportation of ashes, trash and other waste materials, between points within the City and County of Denver, and from points in the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, and 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.

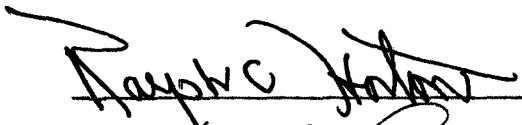

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy, or extreme conditions.

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

That Application No. 14914, insofar as it pertains to transportation of ashes, trash, fertilizer, dirt, and other waste materials, between points in the Counties of Adams and Jefferson, and to regularly-designated and approved dumps and disposal places in said counties, is hereby continued, to be set for further hearing at a future date to be determined by the Commission, with notice to all parties in interest.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 8th day of February, 1957.

ea

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
AL ROMERO, 1325 KALAMATH STREET,)
DENVER, COLORADO, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY) APPLICATION NO. 14964
TO OPERATE AS A COMMON CARRIER BY)
MOTOR VEHICLE FOR HIRE.)
-----)

February 8, 1957

Appearances: Al Romero, Denver, Colorado,
 pro se;
 Robert McLean, Esq., Denver,
 Colorado, for Weber's Hauling
 Service, D. H. Hart, Arvada
 Rubbish Removal, Broomfield
 Heights Waste Disposal, Aurora
 Ash and Trash, Lon Gilbert,
 Derby Waste Disposal, Sam's
 Ash and Trash Service, Cooks'
 Disposal, Lakewood Disposal
 Service, Ruben Lee, Aurora and
 East Denver Trash Disposal,
 Harvey Davis, Dick Akeman,
 Englewood Pick-Up Service,
 Freddie's Rubbish Removal,
 Myron Niblack, Western Dis-
 posal Company, Harris Ellis;
 George W. Harper, Esq., Denver,
 Colorado, for Dad's Disposal;
 Nick Keller, Golden, Colorado, for
 Jefferson County Disposal District.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of trash within the City and County of Denver and an area within a radius of five miles of said 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 3, 1957, at ten o'clock A. M., the notice thereof being forwarded to all parties in interest.

On December 31, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner states that at the hearing, applicant testified that he has been engaged in transportation of ashes, trash, and other waste materials in the City and County of Denver since 1949; that he is the owner of his home, and will obey all laws, rules and regulations governing transportation by motor vehicle, if authority herein sought is granted.

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

Report of the Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the service sought by the above-styled application; that he has been engaged in transportation of ashes and trash in the City and County of Denver since 1949, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

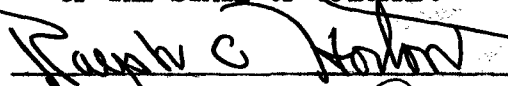

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Al Romero, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.
Dated at Denver, Colorado,
this 8th day of February, 1957.

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(Decision No. 47292)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ROBERT J. GAWTHROP, 1120 DEL MAR)	
PARKWAY, AURORA, COLORADO, FOR A)	
CERTIFICATE OF PUBLIC CONVENIENCE)	APPLICATION NO. 14960
AND NECESSITY TO OPERATE AS A COM-)	
MON CARRIER BY MOTOR VEHICLE FOR)	
HIRE.)	
-----)	

February 8, 1957

Appearances: Howard M. Schermerhorn, Esq.,
Denver, Colorado, for
Applicant.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes and trash, between points within the City and County of Denver, as follows:

an area bounded by East Alameda Avenue on the south; East 52nd Avenue on the north; York Street on the west; and Yosemite Street on the east,

to the closest available legal dump.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 3, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 31, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct hearing on said application.

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

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

Report of said Examiner states that at the hearing, applicant herein testified that he is engaged in the transportation of ashes, trash, and other waste materials, between points as set out above; that he has been so engaged since 1953; that he is the owner of a 1952 three-quarter-ton Chevrolet Truck, and has a net worth of approximately \$17,000; that he will obey all rules, laws, and regulations, in the event authority herein sought is granted.

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

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that he has been engaged in the transportation of ashes, trash, and other waste materials since 1953, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That public convenience and necessity require applicant's motor vehicle common carrier service, on call and demand, and that certificate of public convenience and necessity should issue therefor,

as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Robert J. Gawthrop, Aurora, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the following-described area:

an area bounded on the south by East Alameda Avenue; on the north by East 52nd Avenue; on the west by York Street, and on the east by Yosemite Street,

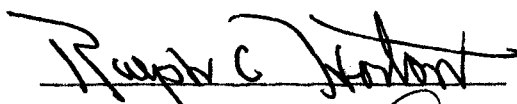

and from points within said above-described area, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.
Dated at Denver, Colorado,
this 8th day of February, 1957.
ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WARREN PRODUCE COMPANY, P. O. BOX)
543, GREENVILLE, MISSISSIPPI, FOR)
AUTHORITY TO TRANSFER INTERSTATE)
OPERATING RIGHTS TO BRYANT PRODUCE,)
INC., P. O. BOX 543, GREENVILLE,)
MISSISSIPPI.)

PUC NO. 3594-I-Transfer

February 8, 1957

S T A T E M E N T

By the Commission:

Heretofore, Warren Produce Company, Greenville, Mississippi, was authorized, subject to the provisions of the Federal Motor Carrier Act of 1935, to operate as a common carrier by motor vehicle, in interstate commerce, and PUC No. 3594-I issued to said company.

Said certificate-holder now seeks authority to transfer said operating rights to Bryant Produce, Inc., Greenville, Mississippi.

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 Warren Produce Company, Greenville, Mississippi, should be, and is hereby, authorized to transfer all its right, title and interest in and to PUC No. 3594-I, to Bryant Produce, Inc., Greenville, Mississippi, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, and subject to payment of outstanding in-

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MRS. DONNA D. METCALF, DOING BUSI-)
NESS AS "EMPIRE DELIVERY CO.," 1821)
FIFTEENTH STREET, DENVER, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 14958

February 8, 1957

Appearances: A. E. Small, Jr., Esq., Denver,
Colorado, for Applicant;
Harold D. Torgan, Esq., Denver,
Colorado, for Amick Transfer
and Storage Company, Buehler
Transfer Company, Bekins Van
and Storage, Johnson Storage
and Moving Company, North
Denver Transfer and Storage
Company, Duffy Storage and
Moving Company, U. S. Trans-
fer and Storage Company.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a common carrier by motor vehicle for hire, for the transportation of freight, between points within the City and County of Denver and a five-mile radius thereof.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, January 2, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 31, 1957, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner states that at the hearing, it was agreed that the application herein should be amended to eliminate transportation of used household goods, used office furniture, and fixtures, and transportation of articles which, because of size or weight, require the use of special equipment.

Report of said Examiner further states that at the hearing, applicant herein testified that she is the successor of Deliveries, Inc., which began business in 1950; that, as such successor, she began business as Empire Delivery Company on June 1, 1954; that she has filed a financial statement and Description of Equipment with the Commission; that she has been engaged in transportation of general commodities within the City and County of Denver, and has been licensed by said City since 1954; that she has also served customers continuously between Denver and a five-mile radius of Denver.

Harry E. Johnson, appearing for Aloe Scientific Company of Colorado; Raymond S. Myer, appearing for Rite-Light Supply Company; S. William Davis, appearing for Davis Sales Company; Jack McArthur, appearing for Walter Schlegel Company; and Fred Kramer, of Kramer Foundry Industrial Supply Company, all testified they have been, and are now, using applicant's services, both within and outside the City and County of Denver and a five-mile radius thereof; that said service is satisfactory and is needed by them; that it is an inconvenience to be forced to use one carrier within the City of Denver, and another outside thereof.

K M. Alstead, of Johnson Moving and Storage Company, testified that he can render all services sought by the instant application, and that there are many others who can also render said service.

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 proposed; that applicant and her predecessors have been engaged in transportation of general commodities between points within the City and County of Denver since 1950, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights;" that applicant has engaged in transportation of certain commodities between points within the City and County of Denver, to points outside thereof, using a 1948 Chevrolet Truck and a 1953 Chevrolet one-half-ton stake body truck, as well as a 1953 Chevrolet one-half-ton stake body pick-up, supplemented from time to time by leased vehicles; that while said operations outside the City and County of Denver were illegal, applicant has proven public convenience and necessity for her proposed operations, as limited herein, for service from points within the City and County of Denver, to points outside thereof, and within a five-mile radius thereof.

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

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein, 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 Mrs. Donna D. Metcalf, doing business as "Empire Delivery Co.," Denver, Colorado, for the transportation of general commodities, between points within the City and County of Denver, and from points within the City and County of Denver, to points within a five-mile radius of the presently-established boundaries thereof, subject to the following restrictions: that no used household goods, used office furniture and fixtures, or commodities or articles which, because of size or weight, require the use of special equipment, be transported, and that a package delivery service, as such, shall not be established; and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

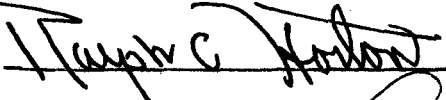

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

That applicant shall operate her 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.

COMMISSIONER NIGRO NOT PARTICIPATING.

Dated at Denver, Colorado,
this 8th day of February, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
EZRA FARROW, DOING BUSINESS AS)	
"EZRA FARROW RUBBISH REMOVAL SER-	
VICE," 3791 FRANKLIN STREET, DENVER,)	APPLICATION NO. 14959-Extension
COLORADO, FOR A CERTIFICATE OF PUB-	
LIC CONVENIENCE AND NECESSITY, AUTH-	
ORIZING EXTENSION OF OPERATIONS)	
UNDER PUC NO. 2232.)	

February 8, 1957

Appearances: A. E. Small, Jr., Esq., Denver,
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

By the above-styled application, Ezra Farrow, doing business as "Ezra Farrow Rubbish Removal Service," Denver, Colorado, owner and operator of PUC No. 2232, seeks authority to extend operations under said certificate, to include the right to transport trash and rubbish, between points in Denver, and from points in Denver, to places of disposal in Denver and Jefferson Counties, and for the transportation of garbage, from points within the Corporate Limits of Edgewater, to places of disposal in Jefferson and Adams Counties, and Denver, he, under said PUC No. 2232 being authorized to transport:

trash and rubbish, from and between points
and places within the Corporate Boundaries
of the Town of Edgewater, Colorado, to
trash dumps located in Jefferson County,
and the City and County of Denver.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, January 2, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 31, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner states that at the hearing, applicant testified that he presently is the owner and operator of PUC No. 2232; that he is the owner of a 1955 two and one-half ton International Truck, and that he has a net worth of approximately \$12,000, as shown by his financial statement heretofore filed with the Commission; that he has been in business of transportation of ashes, trash, and other waste materials between points within the City and County of Denver for nine years last past; that he will obey the rules, regulations and laws governing his operations, in the event authority herein sought is granted; that he wishes to withdraw that portion of his application covering transportation of garbage within the limits of Edgewater, Colorado.

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

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

The operating experience and financial responsibility of

applicant were established to the satisfaction of the Commission.

Report of said Examiner recommends that certificate of public convenience and necessity should issue to applicant herein, authorizing him to extend operations under PUC No. 2232, 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 extended motor vehicle common carrier call and demand transportation service, as set forth in the Order following.

That said application, in all other respects, should be dismissed.

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 applicant's extended motor vehicle common carrier transportation service, under PUC No. 2232, to include the right to transport ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

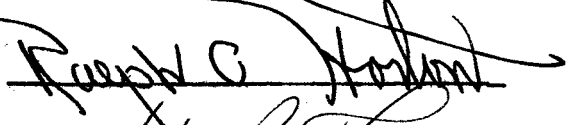

That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

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

That Application No. 14959 should be, and the same hereby is, dismissed, in all other respects, at request of Applicant herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER NIGRO NOT PARTICIPATING.

Dated at Denver, Colorado,
this 8th day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
E. J. FOWKES AND W. L. WILLCOXON,)
CO-PARTNERS, DOING BUSINESS AS "TRI-)
STATE RIG COMPANY," 730 WEST FORTY-)
SECOND AVENUE, DENVER, COLORADO, AND) APPLICATION NO. 14813-PP-Transfer
SERVICE TRUCKING CO., A COLORADO)
CORPORATION, BOX 896, FORT MORGAN,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PERMIT NO. B-953 TO ASHWORTH TRANS-)
FER, INC., A CORPORATION, 656 SOUTH)
SECOND WEST, SALT LAKE CITY, UTAH.)
-----)

February 8, 1957

Appearances: Stockton, Linville & Lewis,
Esqs., Denver, Colorado,
for Transferors and Transferee;
Marion F. Jones, Esq., Denver,
Colorado, and
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for J. J.
Stanton Transportation Co.,
and R. W. Jones Trucking Co.;
Barry, Hupp & Dawkins, Esqs.,
Denver, Colorado, by Albert
Dawkins and Paul Hupp, Esqs.,
for Rabtoay General Tire Co.,
and General Tire Acceptance
Corporation;
Charles H. Haines, Jr., Denver,
Colorado, and
John Templeton, Esq., Denver,
Colorado, for Charles H.
Haines, Jr., Assignee, and
for Creditors;
George W. Harper, Esq., Denver,
Colorado, for The Grayson
Agency, Creditor;
Benjamin E. Sweet, Esq., Denver,
Colorado, for Achziger Oil
Co., Creditor;
Cranston & Arthur, Esqs., Denver,
Colorado, for Andrew C. Holt,
Creditor;
W. C. Reich, Denver, Colorado,
for J. Wandel Press;
Frank Gallegos, Denver, Colorado,
for Gleason Oil Co.;
Walter Utzinger, Craig, Colorado,
for J.J.Stanton Transportation Co.;
Loren Walker, Boulder, Colorado, for
Walker Welding Co.;

Jerry Snyder, Esq., Denver,
Colorado, for Mapley
Electric Co.;
J. R. Chismier, Denver, Colo-
rado, for National Supply Co.

S T A T E M E N T

By the Commission:

By our Decision No. 6523, dated June 26, 1935, Earl F. Siler, doing business as "Siler Drilling Company," Denver, Colorado, was authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of:

heavy machinery, boilers, casings,
and oil well equipment, statewide,

said operating rights being designated "Permit No. B-953." By mesne transfers, this authority came in 1951 to the hands of E. J. Fowkes and W. L. Willcoxon, co-partners doing business then as "F & W Trucking Company," and now as "Tri-State Rig Company." The partners soon (Decision No. 37102, July 19, 1951), transferred the permit to Moist & Craig Heavy Haulers, Inc., which under the name Western Heavy Haulers, Inc., went bankrupt, and our Decision No. 41490, dated November 5, 1953, authorized the present partners to reclaim the authority. By 1956, the partners were also insolvent, and sought to salvage what they could by leasing their authority for a period not exceeding two years to Service Trucking Company, a Colorado corporation. This arrangement was approved July 13, 1956, by our Decision No. 46143. The partners and lessee now seek by this application to transfer the authority to Ashworth Transfer, Inc., of Salt Lake City, Utah.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was started on October 31, 1956, and after recess at request of the parties, was concluded on February 1, 1957, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado. At the conclusion of the evidence, the matter was taken under advisement.

The partners testified in support of the application, as did Mr. Rulan C. Ashworth, President of the transferee corporation; the only evidence offered in protest was that of Stanton Transportation Company, a common carrier of oil field equipment based at Craig, Colorado.

It appears from the evidence that the partners have come to extreme financial difficulty. Everything they own has been repossessed, except their motor carrier authorities, interstate and intrastate. They have less than \$500 accounts receivable. One of the partners is employed by a bus company as a driver. It appears that the permit has been actively used, and not abandoned; however, the partnership has had no office since 1951 at any other place than Sterling, Fort Morgan, and Denver. The only office or terminal the transferee discussed as its proposed base of its Colorado operations is its terminal at Adams City.

It appears that the transferee corporation is qualified financially and by experience, and has equipment to render the service authorized by the permit. It has been in business 41 years as a family partnership and corporation; its capital and surplus exceed \$175,000; it operates over 200 pieces of equipment; it has property at Adams City, near Denver, for its Colorado terminal. It has no Colorado intrastate carrier authority at present.

Thirty thousand dollars of the \$35,000 purchase price is to be financed by purchase money promissory note, which the sellers have consented to assign to a trustee for the benefit of their creditors.

The status of creditors' claims is not entirely clear. A list of creditors filed by the partners itemizes debts, including approximately \$6,600 of taxes due, totalling approximately \$46,000. An agreement of certain, but not all, of the creditors to submit to administration by a trustee, lists one creditor not mentioned by the partners and as to another carries indebtedness 50% higher than the partners mention. It appears certain, however,

that not all of the claims of creditors can be satisfied out of the purchase price, and that not all of the creditors have submitted their claims to administration. The transferee is not willing to assume an obligation to pay the partners' debts. We have no authority to deprive any creditor of his legal remedy, nor to adjudicate the merits of any of their claims, and must accordingly leave the debt situation as we find it.

The only carrier protesting the application is based at Craig. It appears that the permit here sought to be transferred was once used in an operation based at Craig, but the partners removed it to the Eastern Slope in 1951, when they bought it, and there has been no office or terminal except those mentioned used in connection with the permit, these past five years or more. It appears that the protesting carrier is satisfying the requirements of its area, and has obtained equipment suitable to the work in the absence of the present permit; it has not been shown that the public interest will be served by leaving the door ajar for a new owner of the permit to return to other areas and upset the equilibrium of circumstances existing there.

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 herein.

That transfer of the authority, when subject to limitations imposed in the following Order, 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 E. J. Fowkes and W. L. Willcoxon, co-partners, doing business as "Tri-State Rig Company," Denver, Colorado, and Service

Trucking Co., Fort Morgan, Colorado, should be, and they are hereby, authorized to transfer all their right, title and interest in and to Permit No. B-953, to authorize transportation hereafter as follows:

heavy machinery, boilers, casings, and oil well equipment, statewide, and

provided, however, that the holder of this permit 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 Adams City for the purpose of developing business,

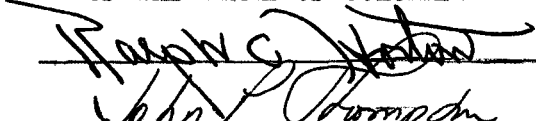
to Ashworth Transfer, Inc., a corporation, Salt Lake City, Utah, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said permit has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of 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 its compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferors of delinquent reports, if any, covering operations under said permit up to time of transfer of said permit.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 8th day of February, 1957. -5-

original

(Decision No. 47297)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
THE DENVER AND RIO GRANDE WESTERN)	
RAILROAD COMPANY, 1531 STOUT STREET,)	
DENVER, COLORADO, FOR AUTHORITY TO)	
ESTABLISH, CONSTRUCT, AND MAINTAIN)	APPLICATION NO. 15003
A RAILROAD CROSSING AT GRADE ACROSS)	
STATE HIGHWAY NO. 75, APPROXIMATELY)	
ONE MILE SOUTH OF WOLHURST, COLORADO.)	
-----)	

February 8, 1957

Appearances: T. A. White, Esq., Denver,
Colorado, for Applicant;
George L. Zoellner, Assistant
Attorney General, Denver,
Colorado, for the Department
of Highways;
J. L. McNeill, Denver, Colorado,
for the Commission.

S T A T E M E N T

By the Commission:

On January 14, 1957, The Denver and Rio Grande Western Railroad Company, by its attorney, T. A. White, filed an application with this Commission seeking authority to establish and construct the highway-railroad crossing as captioned above.

The matter was set for hearing on January 28, 1957, at nine-thirty o'clock A. M., in the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado. After appropriate notice to interested parties, to the owners of adjacent property and to the Board of Douglas County Commissioners, the matter was heard by the Commission and taken under advisement.

The proposed crossing is the result of a request by Glen L. Martin Company to the Denver and Rio Grande Western Railroad Company for construction of a siding track to serve a new defense facility currently under construction to be operated by the Martin Company at a location southwesterly from Wolhurst, Colorado. The

following exhibits were explained by Mr. J. L. Rathgeber, Denver, Colorado, who is Assistant to the Chief Engineer for The Denver and Rio Grande Western Railroad Company:

Exhibit A: Drawing No. WR-34 to show location and plan for proposed railroad crossing over State Road No. 75.

Exhibit B: Profile of Colorado Highway No. 75 over proposed crossing and showing north and south approaches thereto.

Exhibit C: Plan to show construction of standard grade crossing as proposed herein.

Exhibit D: An agreement dated January 22, 1957 between the Department of Highways and The Denver and Rio Grande. Crossing of the highway is authorized by the Department and full costs will be paid by the railroad.

Mr. Rathgeber explained that a spur track 830 feet long is proposed at this location to handle three cars for merchandise loading or unloading; that a plot of ground 100 feet by 450 feet had been purchased for the trackage and related trucking movements; that the proposed location offered the most favorable site for main line track connection and the new track construction; that he was informed a new state road was to be built along a route northerly from the proposed crossing, which would divert a large volume of vehicular traffic and the present road would then only be lightly travelled.

With reference to the application, a more particular description of said spur track and of the proposed grade crossing is as follows:

"A standard gauge railroad spur track about 830 feet in length crossing State Highway No. 75 at a point opposite The Denver and Rio Grande Western Railroad Company's Main Line Mile Post 15 plus 1200 feet near Wolhurst, Douglas County, Colorado, within the northeast quarter of the northwest quarter of Section 7, Township 6-South, Range 68-West, Sixth Principal Meridian; the center line of said spur track crossing the center line of said State Highway No. 75 at a point from which the north quarter corner of said Section 7 bears north fifteen degrees east a distance of 785 feet."

According to Mr. Rathgeber, the new spur track is to be served by a local switching engine working during daylight hours; a movement would be made over the crossing to remove empty cars and then place other cars as required for a total of two movements daily if service was required that often. Switching speeds average 4 miles per hour and movements over the crossing would be at the direction of a trainman working on the ground who would signal the engineer when the crossing is clear. Should night time crossings become a regular occurrence, Mr. Rathgeber indicated that two or three street lighting units of 10,000 lumen capacity could be installed according to whatever directive would be issued by the Commission if the necessity arose.

Considering that the new Highway No. 75 is planned for completion during the current year and that the rail movements are of a minor nature, it is proposed that the protective devices shall consist of two reflectorized Advance Warning signs on the highway and two reflectorized Crossbuck signs at the crossing. No automatic protection is contemplated since the trainman will give warning from the ground and the expected decline in usage as a result of the new road might possibly lead to abandonment of the present roadway and crossing.

The other public utilities involved herein are wire lines of the Colorado Central Power Company, The Western Union Telegraph Company, and Mountain States Telephone and Telegraph Company. With reference to Exhibit "A", showing plan details at the crossing, it is noted that certain poles are designated to be raised to secure proper clearances; these are matters of separate negotiation which are being handled with the affected utilities. Estimated costs to cover wire line changes, crossing construction and protective devices amount to \$4,000.00, all of which will be paid by Rio Grande Railroad.

No protests to the requested authority were offered at the hearing, and none appear in the files of the Commission. In fact,

communications have been addressed to the Commission by the Department of Highways and Colorado Central Power to indicate no protests to the application or proposed work. Materials are available and under the press of defense construction it is desirable that the crossing work be started at once.

F I N D I N G S

THE COMMISSION FINDS:

That the public safety, convenience and necessity require the establishment, construction and operation of a railroad crossing at grade over State Highway No. 75, opposite The Denver and Rio Grande Western Railroad Company Mile Post 15 + 1200 feet, being within the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 7, Township 6-South, Range 68-West, and south of Wolhurst, Douglas County, Colorado.

O R D E R

THE COMMISSION ORDERS:

That Applicant, The Denver and Rio Grande Western Railroad Company, be, and it hereby is, granted a certificate of public convenience and necessity authorizing the establishment, construction and operation of a public railroad crossing at grade over State Highway No. 75, located opposite The Denver and Rio Grande Western Railroad Company's Mile Post 15 + 1200 feet, being within the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 7, Township 6-South, Range 68-West, and south of Wolhurst, Douglas County, Colorado.

That protective devices at the proposed crossing shall consist of two reflectorized Advance Warning signs on the highway and two reflectorized Crossbuck signs at the crossing.

That rail movements over the public crossing will be made under direction of a trainman working near the crossing.

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

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

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Joseph C. Holton

John P. Thompson

Joseph F. Regis
Commissioners.

Dated at Denver, Colorado,
this 8th day of February, 1957.

ea

original

(Decision No. 47298)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ARTHUR GREEN, 331 SOUTH WASHINGTON)	
STREET, DENVER, COLORADO, FOR A)	
CERTIFICATE OF PUBLIC CONVENIENCE)	<u>APPLICATION NO. 14961</u>
AND NECESSITY TO OPERATE AS A)	
COMMON CARRIER BY MOTOR VEHICLE)	
FOR HIRE.)	
-----)	

February 8, 1957

Appearances: Arthur Green, Denver, Colorado,
 pro se;
 Robert McLean, Esq., Denver,
 Colorado, for Weber's Hauling
 Service, Broomfield Heights
 Waste Disposal, Aurora Ash
 and Trash, Derby Waste Dis-
 posal, Sam's Ash and Trash
 Service, Cook's Disposal,
 Aurora and East Denver Trash
 Disposal, Harvey Davis,
 Englewood Pick-up Service,
 Dick Akeman, Freddie's Rubbish
 Removal, Western Disposal
 Company, Harry Ellis.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public conven-
ience and necessity, authorizing him to operate as a common carrier
by motor vehicle for hire, for the transportation of hauling ashes
and trash 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 3, 1957, at ten o'clock
A. M., due notice thereof being forwarded to all parties in interest.

On December 31, 1956, the Commission, as provided by law,
designated Louis J. Carter, an employee of the Commission, to
conduct the hearing on said application.

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

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

Report of said Examiner states that at the hearing, applicant testified that he is the owner of a 1951 Studebaker Truck; that he is presently driving a cab in the City and County of Denver; that he wishes to supplement his income by transporting ashes and trash on his time off; that he has had no requests for this service, and that he has no customer witnesses.

In opposition to the granting of the authority herein sought, Harry Ellis testified that he is a trash-hauler within the City and County of Denver, and also represented the Associated Rubbish Removal Association, whose members can render all service sought by the instant application; that there is a total of approximately two hundred trash haulers within the City and County of Denver, and that there is no need for additional haulers.

Report of the Examiner recommends that authority herein sought should be denied, inasmuch as applicant failed to establish public convenience and necessity for his proposed service; that no public witnesses testified that applicant's services were needed, and that establishment of a part-time trash-hauler would not be in the public interest, and could materially affect earnings of presently-established carriers.

F I N D I N G S

THE COMMISSION FINDS:

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

That Application No. 14961 should be denied.

O R D E R

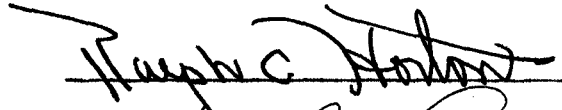

THE COMMISSION ORDERS:

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

That Application No. 14961 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.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 8th day of February, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PETER KNOLL, 2704 WEST DUNKELD)
PLACE, DENVER, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A COM-) APPLICATION NO. 14963
MON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)
-----)

February 8, 1957

Appearances: Don B. Oliver, Esq., Denver,
Colorado, for Applicant;
Robert McLean, Esq., Denver,
Colorado, for Weber's
Hauling Service, D. H. Hart,
Arvada Rubbish Removal,
Broomfield Heights Waste Dis-
posal, Aurora Ash and Trash,
Lon Gilbert, Derby Waste Dis-
posal, Sam's Ash and Trash
Service, Cook's Disposal, Lake-
wood Disposal Service, Ruben
Lee, Aurora and East Denver
Trash Disposal, Harvey Davis,
Dick Akeman, Englewood Pick-up
Service, Freddie's Rubbish
Removal, Myron Niblack, Western
Disposal Company, Harry Ellis;
George Harper, Esq., Denver, Colo-
rado, for Dad's Disposal;
Nick Keller, Golden, Colorado, for
Jefferson County Disposal District.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience
and necessity, authorizing him to operate as a common carrier by
motor vehicle for hire, for the transportation of ashes and trash
and sand, within the City and County of Denver and a radius of
ten miles thereof.

Said application was regularly set for hearing before the
Commission, at the Hearing Room of the Commission, 330 State Office
Building, Denver, Colorado, January 3, 1957, at ten o'clock A. M.,
due notice thereof being forwarded to all parties in interest.

On December 31, 1956, the Commission, as provided by law, designated Louis J. Carter, an employee of the Commission, to conduct the hearing on said application.

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

Report of said Examiner states that at the hearing, applicant testified that he is engaged in the business of landscaping, and the transportation of ashes and trash; that he has been licensed as a trash-hauler in Denver, and has been in said business since 1948; that he builds from thirty to forty lawns a year, and has about one hundred twenty-five trash customers; that he is the owner of a 1949 one and one-half-ton Chevrolet truck; that he has had many calls for ash and trash service outside the City and County of Denver.

In opposition to the granting of the authority sought, Harry Ellis, Glen H. Wathmore, appearing for Englewood Pick-up, Fred A. Schroeder, Jr., Herbert Dalberg, Francis Cook, and Jake Schlagel, Jr., all testified they are serving the territory sought to be served by applicant herein, and territory outside the City and County of Denver; that each of them has sufficient equipment; that they have made investments in motor vehicles to render this service, and in their opinion, there is no need for additional service; that each of them advertises so that the general public may know of their right and ability to serve.

Nick Keller testified that he is Sanitarian for Jefferson County Disposal District, which is charged with the responsibility of disposal of ashes, trash, and other waste materials in Jefferson County; that the granting of any authority as sought by the instant application is unnecessary, and would be bothersome to the Disposal District.

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 hereinafter described; that he has been engaged in the transportation of ashes, trash, and other waste materials within the City and County of Denver, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights;" that applicant has failed to prove public convenience and necessity for the proposed operations outside the City and County of Denver; that no customer witnesses testified as to any need for service from applicant; that in the building and care of lawns, applicant must, as a matter of course, create trash and other debris; that had applicant requested in his application, or amended his application to include transportation of trash arising from his work outside the City of Denver, said Examiner would have recommended grant of such authority.

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

Report of the Examiner recommends that certificate of public convenience and necessity should issue to applicant herein, 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 Peter Knoll, Denver, Colorado, for the transportation of ashes, trash, and other waste material, between points within the City and County of Denver, and from points within the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

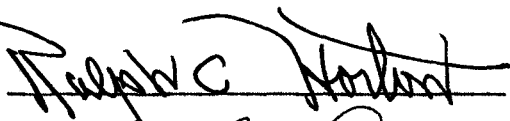

That applicant shall operate his carrier system in accordance with the order of the Commission except when prevented by Act of God, the public enemy or extreme conditions.

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

That Application No. 14963, in all other respects, 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.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 8th day of February, 1957.

ea

original

(Decision No. 47300)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HARRY HERBERTSON, 4819 ZUNI STREET,)
DENVER, COLORADO, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY) APPLICATION NO. 14962
TO OPERATE AS A COMMON CARRIER BY)
MOTOR VEHICLE FOR HIRE.)
- - - - -)

- - - - -
February 8, 1957
- - - - -

Appearances: Harry Herbertson, Denver,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing him to operate as a common carrier by motor vehicle for hire, for the transportation of ashes and trash within the City and County of Denver, and to dumps in Adams, Arapahoe and Jefferson Counties, 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 3, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

On December 31, 1956, as provided by law, the Commission 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 said hearing, he thereafter submitting a report of said proceedings to the Commission.

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

of Denver since 1950, and has been so engaged continuously since that time; that he is the owner of a 1941 one-half-ton Dodge Truck; that in the event authority herein sought is granted, he will obey all rules and regulations pertaining to said operation.

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

Report of said Examiner further states that applicant is a fit and proper person, has sufficient equipment, and is financially able to render the services sought by the instant application; that said applicant has been engaged in the transportation of ashes, trash and other waste materials within the City and County of Denver since 1950, and was so engaged on January 1, 1955, being the effective date of Constitutional Amendment, giving The Public Utilities Commission of the State of Colorado jurisdiction over common carriers operating in home-rule cities, thereby establishing "Grandfather Rights."

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That public convenience and necessity require applicant's proposed motor vehicle common carrier call and demand transportation service, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

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

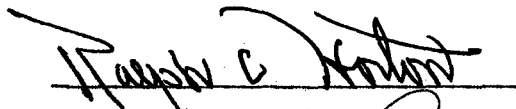
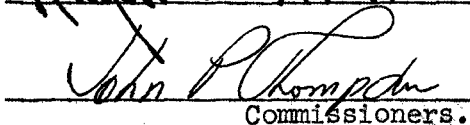
That public convenience and necessity require the motor vehicle common carrier call and demand transportation service of Harry Herbertson, Denver, Colorado, for the transportation of ashes, trash, and other waste materials, between points within the City and County of Denver, and from points within the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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

COMMISSIONER JOSEPH F. NIGRO
NOT PARTICIPATING.

Dated at Denver, Colorado,
this 8th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
RALPH MARTINEZ, 4458 JASON
STREET, DENVER, COLORADO.

PERMIT NO. B-3112

February 8, 1957

S T A T E M E N T

By the Commission:

On July 31, 1956, the Commission authorized Ralph Martinez, Denver, Colorado, to suspend operations under his Permit No. B-3112 until December 26, 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-3112 should be, and the same hereby is, reinstated as of February 5, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. [Signature]
[Signature]
[Signature]
Commissioners.

Dated at Denver, Colorado,
February 8, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
K. S. MITTRY, E. M. KLAVON, AND)
JAMES H. STEWART, DOING BUSINESS)
AS "K. S. MITTRY CONSTRUCTION)
COMPANY," 416 LINDEN STREET,)
FORT COLLINS, COLORADO.)

PUC NO. 1779-I

February 8, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from K. S. Mittry, E. M. Klavon, and James H. Stewart, doing business as "K. S. Mittry Construction Company," Fort Collins, Colorado, requesting that Certificate of Public Convenience and Necessity No. 1779-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. 1779-I, heretofore issued to K. S. Mittry, E. M. Klavon, and James H. Stewart, doing business as "K. S. Mittry Construction Company," Fort Collins, Colorado, be, and the same is hereby, declared cancelled effective February 4, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Horn
John J. Thompson
Joseph F. Nigro
Commissioners.

Dated at Denver, Colorado,
this 8th day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RAYMOND E. STAHLA, 5 ELLIOTT)
COURT, EVANS, COLORADO.)

PERMIT NO. M-1922
CASE NO. 79419-Ins.

February 8, 1957

S T A T E M E N T

By the Commission:

On January 29, 1957, in Case No. 79419-Ins., the Commission entered an order revoking Permit No. M-1922 for failure to keep on file the required certificate of insurance.

Since insurance has now been filed within the five-day period of grace, the order of revocation should be set aside.

F I N D I N G S

THE COMMISSION FINDS:

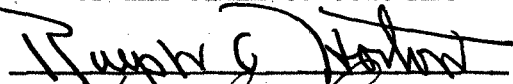
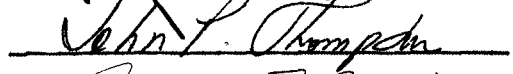
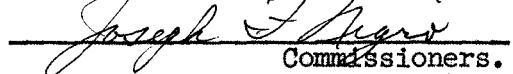
That our revocation order entered in Case No. 79419-Ins., should be cancelled and set aside, and said Permit No. M-1922 restored to its former status.

O R D E R

THE COMMISSION ORDERS:

That revocation order entered on January 29, 1957, in Case No. 79419-Ins. should be, and it hereby is, cancelled and set aside, and said Permit No. M-1922 restored to its former status as of January 29, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 8th day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
VICTOR GALLEGOS, 1570 NORTH)
SIXTH, LARAMIE, WYOMING.)
-----)

PERMIT NO. M-4216
CASE NO. 79056-INS.

February 8, 1957

S T A T E M E N T

By the Commission:

On December 19, 1956, in Case No. 79056-Ins., the Commission entered its Order, revoking Permit No. M-4216 for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as proper insurance filing has now been made by said Respondent, without lapse,

F I N D I N G S

THE COMMISSION FINDS:

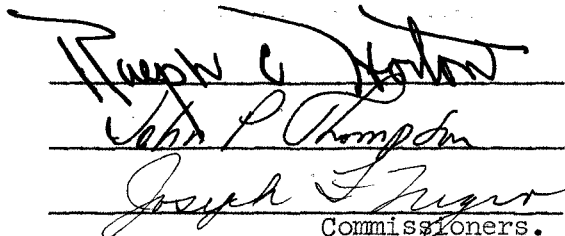
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-4216 should be, and the same hereby is, reinstated, as of December 19, 1956, revocation order entered by the Commission on said date in Case No. 79056-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 February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BEATRICE HARTLEY, DOING BUSI-)
NESS AS "HARTLEYS TERRIBLE)
TERRY'S, P. O. BOX 93, LONG-)
MONT, COLORADO.)
-----)

PERMIT NO. M-6645
CASE NO. 79535-INS.

February 8, 1957

S T A T E M E N T

By the Commission:

On January 29, 1957, in Case No. 79535-Ins., the Commission entered an order revoking Permit No. M-6645 for failure to keep on file effective insurance.

Since insurance filing has been filed within the five-day period of grace allowed in the Order, the 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. 79535-Ins., should be cancelled and set aside, and said Permit No. M-6645 restored to its former status.

O R D E R

THE COMMISSION ORDERS:

That revocation order entered on January 29, 1957, in Case No. 79535-Ins. should be, and it hereby is, cancelled and set aside, and said Permit No. M-6645 restored to its former status as of January 29, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Nelson
John P. Thompson
Joseph F. Kegan
Commissioners.

Dated at Denver, Colorado,
this 8th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
FRANK C. WATKINS, P. O. BOX)	CASE NO. 79529-INS.
2575, COLORADO SPRINGS, COLO-)	(Permit Nos. B-5117
RADO.)	M-7342)
-----)	

February 8, 1957

S T A T E M E N T

By the Commission:

On January 29, 1957, in Case No. 79529-Ins., the Commission entered an order revoking Permits Nos. B-5117 and M-7342 for failure to keep on file effective insurance.

Since proper insurance has now been filed within the five-day period of grace allowed in the order, without lapse, our Order of Revocation should be set aside.

F I N D I N G S

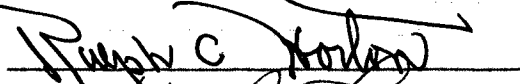
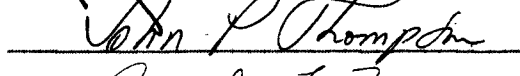
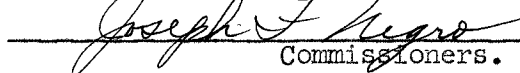
After careful consideration of the record and the files, the Commission is of the opinion, and finds, that our revocation order entered in Case No. 79529-Ins., should be cancelled and set aside, and said Permits Nos. B-5117 and M-7342 restored to their former status.

O R D E R

THE COMMISSION ORDERS:

That revocation order entered on January 29, 1957, in Case No. 79529-Ins. should be, and it hereby is, cancelled and set aside, and said Permits Nos. B-5117 and M-7342 restored to their former status as of January 29, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 8th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WALTER P. FORTMAN, DOING BUSI-)
NESS AS "FOUNTAIN VALLEY HARD-)
WARE," FOUNTAIN, COLORADO.)

PERMIT NO. M-7447
CASE NO. 79202-INS.

February 8, 1957

S T A T E M E N T

By the Commission:

On January 3, 1957, in Case No. 79202-Ins., the Commission entered its Order, revoking Permit No. M-7447 for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as proper insurance filing has now been made by said Respondent, without lapse,

F I N D I N G S

THE COMMISSION FINDS:

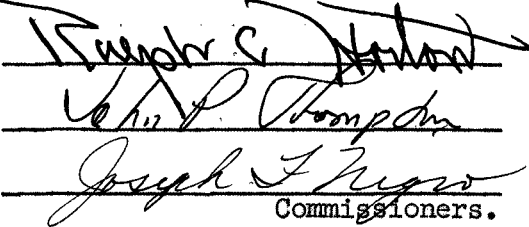
That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-7447 should be, and the same hereby is, reinstated, as of January 3, 1957, revocation order entered by the Commission on said date in Case No. 79202-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 February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
SOUTHERN UNION GAS COMPANY, BURT)
BUILDING, DALLAS, TEXAS, FOR A CER-)
TIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY AUTHORIZING CONSTRUCTION,)
INSTALLATION, MAINTENANCE, AND OPER-)
ATION OF NATURAL GAS UTILITY PLANT)
AND FACILITIES NECESSARY FOR THE)
METERING AND INCIDENTAL HANDLING AND)
DELIVERY OF NATURAL GAS TO CONSUMERS)
ALONG THE ROUTES OF THE PIPELINES OF)
EL PASO NATURAL GAS COMPANY NOW OR)
HEREAFTER IN SERVICE IN LA PLATA)
COUNTY, STATE OF COLORADO.)
-----)

APPLICATION NO. 14854

February 11, 1957

Appearances: Barry, Hupp and Dawkins, Esqs.,
Denver, Colorado, by John R.
Barry, Esq., and
Willis L. Lea, Jr., Esq., Dallas,
Texas, for Applicant Southern
Union Gas Company;
Ernest C. Porter, President,
Rocky Mountain Natural Gas
Company, Inc., Denver, Colorado;
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:

By the instant application, Southern Union Gas Company is seeking a certificate of public convenience and necessity from this Commission to sell natural gas from the pipelines of El Paso Natural Gas Company in La Plata County, Colorado, to the right-of-way grantors for such pipelines and to other consumers accessible to such lines, subject to El Paso Natural Gas Company obtaining the necessary authority from the Federal Power Commission for the sale of said gas from its pipe lines.

The matter was set for hearing on January 31, 1957, in the Hearing Room of the Commission, 330 State Office Building,

Denver, Colorado. Hearing was had on said date and, at the conclusion thereof, the Commission took the matter under advisement.

Applicant herein is a Delaware corporation authorized to do business in the State of Colorado. It presently holds a certificate of public convenience and necessity from this Commission to render gas service in the City of Durango and vicinity, and to customers located along its natural gas pipe line in La Plata County, Colorado. It is also engaged as a natural gas public utility in the States of New Mexico, Texas, and Arizona. It maintains a local office in the City of Durango. Attached to the instant application is a copy of the Articles of Incorporation of Southern Union Gas Company, as presently amended and in effect.

Witness for Applicant at the hearing stated that El Paso Natural Gas Company is a pipe line company engaged in the transportation and sale of natural gas in interstate commerce subject to the jurisdiction of the Federal Power Commission. El Paso has contacted Southern Union, Applicant herein, to see if it would be possible for Southern Union to render gas service at retail to certain prospective customers along its gathering and transmission gas lines located in La Plata County. Quite frequently, in order to obtain a right-of-way, El Paso is obliged to endeavor to obtain gas service for the grantor as part consideration for the right-of-way. Since El Paso is not in the retail gas business in La Plata County, it wants Southern Union to render this service. If a tap is made on the El Paso system, El Paso will have to obtain permission from the Federal Power Commission to make the sale to Southern Union, who, in turn, will sell it to the customers. While it is believed that, initially, service will be rendered mostly to grantors of right-of-way, it is not the intent of the present application to limit the scope of the service but to be able to render gas service to anyone requesting it who would be within the economic limits for gas service from the El Paso lines. This

could conceivably result in service to industrial or commercial customers as well as residential, although at the present time only the residential service is contemplated.

Applicant's witness further testified that if the certificate is granted, the rates as presently on file with the Commission by Southern Union will be applied for this service. Since, for the most part, gathering and transmission lines are at much higher pressures than distribution gas lines, it will be necessary to set additional gas regulators prior to the tap-offs to the customers. Applicant has agreed to set forth in its tariffs what equipment will be furnished by it in the supplying of these pipe line taps. A contract will be negotiated by and between El Paso and Southern Union as to which company will furnish the high-pressure regulators, the equipment necessary to odorize the gas, the low pressure regulators and the meters. This contract normally would provide that Southern Union will supply the low pressure regulator and meters with El Paso furnishing the other necessary equipment. This contract will also provide as to who is responsible for the odorization of the gas prior to delivery to the customers, and a conformed copy should be filed with the Commission.

At the present time, the witness stated, there are only seven right-of-way grantors, and that of these, only one has applied for gas service. The witness estimated that not over \$5,000 would be necessary to render any foreseeable gas service under the certificate requested. The funds for any future construction thereunder will be from current cash on hand.

Introduced at the hearing as Exhibit No. 1 was a map of La Plata County showing the location of the various gathering, trunk and transmission lines of El Paso Natural Gas Company. According to this map, these lines at the present time are more or less confined to an area through the center of the County and in the southeast and southwest portion thereof. However, if additional development takes place, these lines may extend anywhere within the County.

Mr. Ernest C. Porter appeared at the hearing on behalf of the Rocky Mountain Natural Gas Company, Inc., of which he is President. Rocky Mountain Natural holds a certificate from this Commission to render natural gas service at retail in the Town of Ignacio, La Plata County, Colorado, under a franchise granted by said Town, and under this authorization serves not only in the Town but in the area contiguous thereto. Mr. Porter was concerned that there might possibly be some conflict at some future time between the area which he might want to serve and a portion of the area sought to be covered by the instant application. The witness for Applicant did not anticipate any conflicts with Mr. Porter's operations. However, to avoid as far as possible any future conflicts, the Order following herein will provide that the certificate to be issued be non-exclusive. The applicant is willing to accept the certificate on this basis, according to the testimony. In addition, witness for Applicant stated that he had no objection to the further requirement in the Order that only those customers would be served off the El Paso pipe line system as will be required by El Paso of Southern Union.

F I N D I N G S

THE COMMISSION FINDS:

That Applicant, Southern Union Gas Company, is a public utility, as defined in Colorado Revised Statutes, Article I, Chapter 115, Section 1-3.

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

That the Commission is fully advised in the premises.

That the above Statement be made a part of these Findings, by reference.

That the public convenience and necessity require, and will require, the granting to Applicant of a non-exclusive certificate of public convenience and necessity for the installation, construction, operation and maintenance of metering and incidental delivery facilities for gas service to customers of Southern Union

from the pipe lines of El Paso Natural Gas Company now or hereafter located in La Plata County, Colorado.

That Southern Union Gas Company should serve customers located along the gas pipe lines of El Paso Natural Gas Company in La Plata County, Colorado, only, upon written request for said service from El Paso Natural Gas Company.

That upon the execution of a contract by and between Southern Union Gas Company and El Paso Natural Gas Company pertaining to the gas service of customers from the pipe lines of El Paso as contemplated herein, Southern Union should file with this Commission the conformed copy of said contract.

That Southern Union Gas Company should file with this Commission as a part of its tariffs, the equipment that it intends to furnish for the rendering of gas service to customers located on the pipe lines of El Paso.

That Southern Union should amend its tariffs so as to provide gas service in the area of the certificate to be granted herein to customers to be served along the pipe lines of El Paso Natural Gas now or hereafter located in La Plata County, Colorado.

O R D E R

THE COMMISSION ORDERS:

That this Order shall be taken, deemed, and held to be a non-exclusive certificate of public convenience and necessity, to the Southern Union Gas Company for the installation, construction, operation and maintenance of metering and incidental delivery facilities for gas service to customers of Southern Union Gas Company from the pipe lines of El Paso Natural Gas Company now or hereafter located in La Plata County, Colorado.

That the certificate of public convenience and necessity herein granted shall be further restricted to the serving of customers from the pipe lines of El Paso Natural Gas upon written request of the El Paso Natural Gas Company to Southern Union Gas Company for said service.

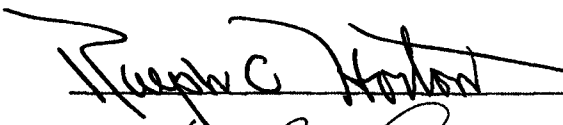


That Southern Union Gas Company shall file with this Commission, within thirty (30) days of the effective date of this Order, a conformed copy of the contract as executed by and between the parties for the gas service to be provided for by Southern Union Gas Company from the pipe lines of El Paso Natural Gas Company.

That Southern Union Gas Company shall, prior to rendering gas service to any customers along the pipe lines of El Paso Natural Gas Company, file with this Commission as a part of its tariffs the equipment that it intends to furnish for the rendering of service to customers located along the pipe lines of El Paso Natural Gas Company.

That Southern Union Gas Company shall amend its tariffs so as to provide service in the area of the non-exclusive certificate granted herein to customers to be served along the pipe lines of El Paso Natural Gas Company now or hereafter located in La Plata County, Colorado.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN WESLEY LYNCH, SR., 132)
WEST 10TH AVENUE, DENVER, COLO-)
RADO.)

PUC NO. 3631

February 11, 1957

S T A T E M E N T

By the Commission:

On January 23, 1957, the Commission authorized John Wesley Lynch, Sr., Denver, Colorado, to suspend operations under his Certificate of Public Convenience and Necessity No. 3631 until July 24, 1957.

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

F I N D I N G S

THE COMMISSION FINDS:

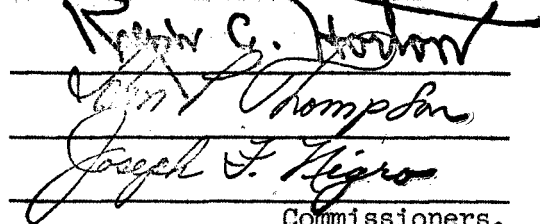
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate of Public Convenience and Necessity No. 3631 should be, and the same hereby is, reinstated as of February 8, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 11th day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
EUGENE GREER AND MAX ARMSTRONG,)
715 SOUTH SANTA FE AVENUE,) APPLICATION NO. 14715-PP
PUEBLO, COLORADO.)
-----)

February 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Eugene Greer and Max Armstrong, requesting that their Class "B" permit, granted in Application No. 14715-PP, Decision No. 46584, under date of September 27, 1956, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

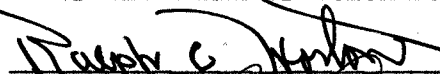
That the request should be granted.

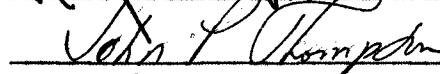
O R D E R

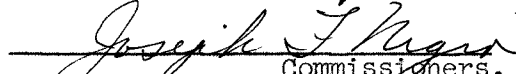
THE COMMISSION ORDERS:

That Class "B" permit, granted Eugene Greer and Max Armstrong, in the above-numbered application, Decision No. 46584, under date of September 27, 1956, be, and the same hereby is, declared cancelled, effective February 8, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
GEORGE BENNETT & WILLIAM WHITE,)
DOING BUSINESS AS "BENNETT &) PUC No. 2653-I
WHITE," 929 - 16TH STREET,)
GREELEY, COLORADO.)
-----)

February 14, 1957

S T A T E M E N T

By the Commission:

On October 24, 1956, the Commission authorized George Bennett & William White, doing business as "Bennett & White," to suspend operations under PUC No. 2653-I until June 1, 1957.

The Commission is now in receipt of a communication from the above-named certificate-holders, requesting that their certificate be reinstated.

F I N D I N G S

THE COMMISSION FINDS:

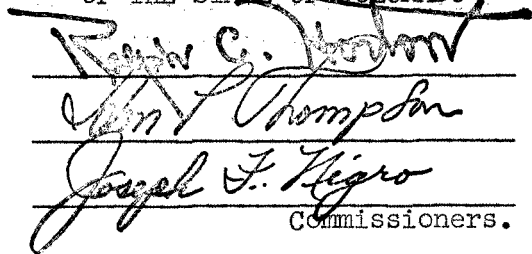
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate of Public Convenience and Necessity No. 2653-I should be, and the same hereby is, reinstated as of February 8, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
PET CARRIERS, INC., 5500 WADS-)	APPLICATION NO. 14217
WORTH AVENUE, ARVADA, COLORADO.)	
-----)	

February 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from Pet Carriers, Inc., requesting that Certificate of Public Convenience and Necessity, granted in Application No. 14217, Decision No. 45672, under date of April 18, 1956, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

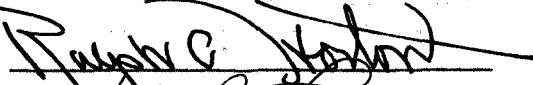
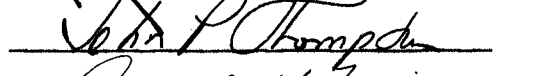
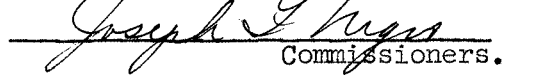
That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Certificate of Public Convenience and Necessity, granted Pet Carriers, Inc., in the above-numbered application, Decision No. 45672, under date of April 18, 1956, be, and the same hereby is, declared cancelled, effective February 8, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM G. BROWN, 138 SOUTH) APPLICATION NO. 13727-PP
MEADE, DENVER 19, COLORADO.)
-----)

February 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from William G. Brown, requesting that his Class "B" permit, granted in Application No. 13727-PP, Decision No. 45919, dated June 5, 1956, be cancelled.

F I N D I N G S

THE COMMISSION FINDS:

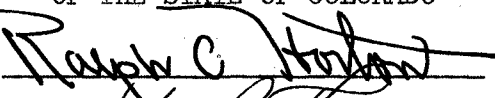
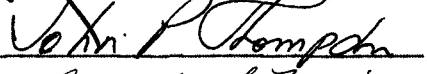

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Class "B" permit, granted William G. Brown, in the above-numbered application, Decision No. 45919, under date of June 5, 1956, be, and the same hereby is, declared cancelled, effective February 8, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
HUBERT H. AND EDITH H. McNEILL,)
1049 COLORADO AVENUE, LOVELAND,)
COLORADO.)

PERMIT NO. B-2544

February 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-2544 be suspended for six months from February 8, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

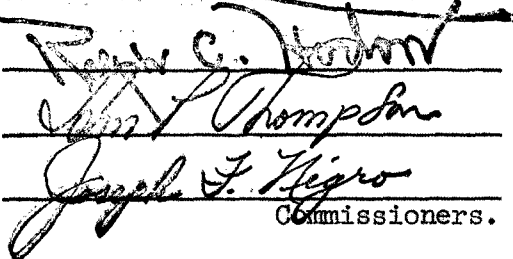
O R D E R

THE COMMISSION ORDERS:

That Hubert H. and Edith H. McNeill, Loveland, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-2544 until August 8, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LELAND KNAPP, 3651 SOUTH CLARK-)
SON, ENGLEWOOD, COLORADO.)

PERMIT NO. B-4418

February 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-4418 be suspended for six months from January 25, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.


O R D E R

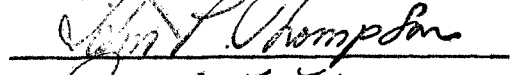
THE COMMISSION ORDERS:

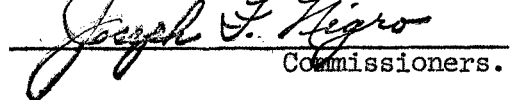
That Leland Knapp, Englewood, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-4418 until July 25, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WARREN DORRANCE, 7373 KIPLING)
STREET, ARVADA, COLORADO.)

PERMIT NO. B-4869

February 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee requesting that his Permit No. B-4869 be suspended for six months from February 1, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

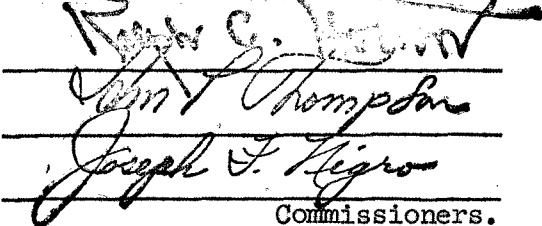
O R D E R

THE COMMISSION ORDERS:

That Warren Dorrance, Arvada, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-4869 until August 1, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
J. C. SPURGERS, 78 S. KENDALL,
LAKEWOOD, COLORADO.

)
)
)

PERMIT NO. B-5000

February 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee, requesting that his Permit No. B-5000 be suspended for six months from October 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 J. C. Spurgers, Lakewood, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-5000 until April 1, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Raymond C. Gordon
John V. Thompson
Joseph F. Negro

Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
EDWARD G. THIGPEN, 3321 COOK)
STREET, DENVER, COLORADO.)

PERMIT NO. B-5068

February 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee, requesting that his Permit No. B-5068 be suspended from January 26, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.


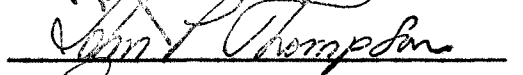
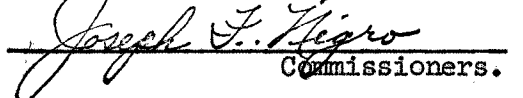
O R D E R

THE COMMISSION ORDERS:

That Edward G. Thigpen, Denver, Colorado, be, and he is hereby, authorized to suspend his operations under Permit No. B-5068 until July 26, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
H. E. SPENCER, 6414 QUILLEN)
BOULEVARD, SHREVEPORT,)
LOUISIANA.)

PERMIT NO. B-5142

February 14, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named permittee, requesting that his Permit No. B-5142 be suspended for six months from December 25, 1956.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

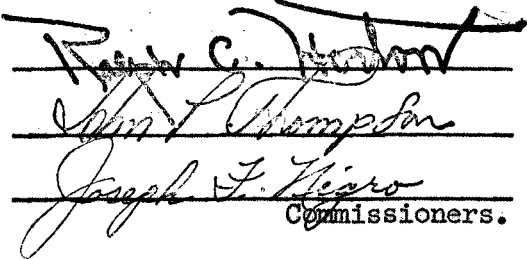
O R D E R

THE COMMISSION ORDERS:

That H. E. Spencer, Shreveport, Louisiana, be, and he is hereby, authorized to suspend his operations under Permit No. B-5142 until June 25, 1957.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
THE GRAND IMPERIAL HOTEL,)
SILVERTON, COLORADO.)

PUC NO. 2214

February 15, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a request from the above-named certificate-holder requesting that his PUC No. 2214 be suspended for six months from February 1, 1957.

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That The Grand Imperial Hotel, Silverton, Colorado, be, and it is hereby, authorized to suspend operations under PUC No. 2214 until August 1, 1957.

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

Dated at Denver, Colorado,
this 15th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CECIL MOORE AND LYLE J. MOORE,)
DOING BUSINESS AS "CECIL MOORE) APPLICATION NO. 13910-PP
AND SON," ROUTE 1, BOX 106D,)
SALIDA, COLORADO.)
-----)

February 15, 1957

S T A T E M E N T

By the Commission:

The Commission is in receipt of a communication from the above-named applicants, requesting that their Class "B" permit, granted in Application No. 13910-PP, Decision No. 45074, under date of December 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 Class "B" permit, granted Cecil Moore and Lyle J. Moore, doing business as "Cecil Moore and Son," Salida, Colorado, in the above-numbered application, (Decision No. 45074), under date of December 30, 1955, be, and the same hereby is, declared cancelled, effective February 14, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Gordon
John P. Thompson
Joseph F. Tigro
Commissioners.

Dated at Denver, Colorado,
this 15th day of February, 1957.

final

(Decision No. 47322)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
COLORADO CENTRAL POWER COMPANY, 3470)	
SOUTH BROADWAY, ENGLEWOOD, COLORADO,)	
FOR AN ORDER GRANTING TO IT A CER-)	APPLICATION NO. 15001
TIFICATE OF PUBLIC CONVENIENCE AND)	
NECESSITY TO EXERCISE FRANCHISE)	
RIGHTS IN THE CITY OF GOLDEN, COUNTY)	
OF JEFFERSON, STATE OF COLORADO.)	
-----)	

February 18, 1957

Appearances: Worth Allen, Esq., Denver,
 Colorado, for Applicant;
 A. L. Mueller, Esq., Denver,
 Colorado, for the Commission.

S T A T E M E N T

By the Commission:

This is an application by Colorado Central Power Company, hereinafter called the "Applicant," seeking a certificate of public convenience and necessity to exercise franchise rights in the City of Golden, Jefferson County, Colorado, for the purchase, generation, transmission, distribution and sale of electric energy in the City of Golden.

The matter was set for hearing after due notice to all interested parties, on February 7, 1957, at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, and was heard on said date. At the conclusion of said hearing the matter was taken under advisement.

No one appeared at the hearing in opposition to the authority sought to be granted by this application.

Applicant is a corporation, organized and existing under and by virtue of the laws of the State of Delaware, qualified in Colorado as a foreign corporation, and is a public utility company subject to the jurisdiction of this

Commission, engaged primarily in the purchase, transmission, distribution and sale of electric energy at various points within the State of Colorado.

A certified copy of Applicant's Certificate of Incorporation, together with all amendments thereto, has heretofore been filed with this Commission.

The application showed that on November 8, 1956, the City Council of the City of Golden duly passed and adopted Ordinance No. 394 of the City of Golden, entitled as follows:

"AN ORDINANCE BY THE CITY OF GOLDEN, STATE OF COLORADO, GRANTING TO COLORADO CENTRAL POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE AUTHORIZING THE CONSTRUCTION, ACQUISITION, MAINTENANCE AND OPERATION IN AND THROUGH SAID CITY, AND ALL ADDITIONS THERETO, OF PLANTS, WORKS AND SYSTEM FOR THE MANUFACTURE OR GENERATION, TRANSMISSION AND DISTRIBUTION OF ELECTRIC ENERGY, AND THE SALE THEREOF TO SAID CITY AND TO CONSUMERS THEREIN, FOR LIGHT, HEAT, POWER AND OTHER PURPOSES BY MEANS OF CONDUITS, CABLES, POLES, WIRES AND ANY OTHER DEVICE OR MEANS USED FOR OR IN THE MANUFACTURE OR GENERATION, DISTRIBUTION, TRANSMISSION AND SALE OF ELECTRIC ENERGY, CONSTRUCTED IN, ALONG, ACROSS, OVER, UNDER AND THROUGH ALL STREETS, ALLEYS, PUBLIC WAYS AND PLACES IN THE CITY, AND IN ALL ADDITIONS THERETO, AND FIXING THE TERMS AND CONDITIONS THEREOF."

The term of the franchise is for a period of twenty-five years. A certified copy of the franchise contained in the Ordinance, together with a certified copy of the recording of the Ordinance by the City Clerk, proof of publication after final passage and formal acceptance by the Applicant for said franchise, were introduced at the hearing, and marked respectively, Exhibits Nos. 1, 2, 3, and 4, and by reference, are made a part hereof.

Applicant's witness, Mr. J. E. Wilson, Vice President of Applicant, testified that Applicant had been distributing electric energy in Golden since 1927, and that prior to that time the City had been served by a predecessor company.

There has been no other utility engaged in the distribution of electrical energy within the City of Golden during the period of operation by Applicant.

Prior to the adoption of the Ordinance No. 394, a franchise ordinance was adopted by the City of Golden providing for an occupation tax. This occupation tax provides for an annual payment by Applicant of \$7,500, or 3% of its gross revenue, whichever is the greater, obtained from customers of Applicant within the corporate limits of the City of Golden. It is not applied to the billings in excess of \$2,500 per year. Prior to this time, the franchise tax was in the form of an occupation tax, based on the number of poles of Applicant, and, in addition, some free street lighting service. The present franchise will increase Applicant's franchise costs in the City of Golden approximately 50% per year. Applicant requests a certificate of convenience and necessity to exercise the franchise rights granted by Ordinance No. 394. Approximately 2,000 meters are now served by Applicant in the City of Golden.

During the term of this franchise, Applicant anticipates additional capital investment of \$750,000.00. This amount will be used as the basis for the fee for the issuance of the certificate sought herein, but will not be binding upon the Commission in any subsequent investigation where valuation may be an issue.

Applicant further testified it is its present plan to continue the rates now in effect in the City of Golden.

The Commission has reviewed this application and the evidence presented by Applicant in support thereof.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission has jurisdiction of Applicant herein, Colorado Central Power Company, and of the subject matter involved in this application.

That the Commission is fully advised in the premises.

That the foregoing Statement should be made a part hereof by reference.

That public convenience and necessity require, and will require, the exercise by Colorado Central Power Company of the franchise rights granted in and by Ordinance No. 394 of the City of Golden, dated November 8, 1956, for the purchase, generation, transmission, distribution and sale of electricity in said town by Colorado Central Power Company, and that the permission sought herein should be granted.

O R D E R

THE COMMISSION ORDERS:

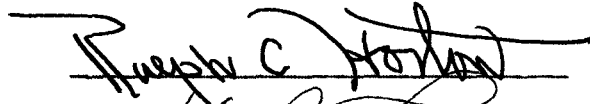
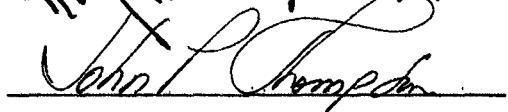
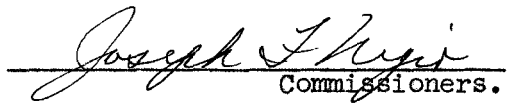
That public convenience and necessity require, and will require, the exercise by Colorado Central Power Company of franchise rights granted in and by Ordinance No. 394 of the City of Golden, State of Colorado, dated November 8, 1956, identified as Exhibit No. 1 herein, and, by reference, made a part hereof, for the purchase, generation, transmission, distribution and sale of electricity by Colorado Central Power Company in said town, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That Colorado Central Power Company shall install, operate and maintain its electric system and service supply in the area heretofore designated in accordance with its filed schedules of electric rates, rules, and regulations now on file with this Commission or as the same may be changed according to law and the rules and regulations of this Commission.

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

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of February, 1957.

ea

gms

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE STATE HIGHWAY COMMISSION OF)
COLORADO, A BODY CORPORATE, FOR THE)
USE AND BENEFIT OF THE PEOPLE OF THE)
STATE OF COLORADO FOR AUTHORITY TO)
INSTALL HIGHWAY RAILWAY GRADE CROS-) APPLICATION NO. 14776
SING PROTECTION DEVICES ON STATE)
HIGHWAY NO. 239 BETWEEN THE CITY OF)
TRINIDAD AND THE TOWN OF EL MORO,)
COLORADO, ON THE COLORADO AND)
SOUTHERN RAILWAY COMPANY'S MAIN LINE)
TRACK AT MILE POST 210.46, IN THE)
COUNTY OF LAS ANIMAS, STATE OF)
COLORADO.)
-----)

February 18, 1957

Appearances: George L. Zoellner, Esq.,
Denver, Colorado, appearing
in behalf of J. P. Holloway,
Esq., for the Department
of Highways;
W. L. Peck, Esq., Denver, Colo-
rado, for Colorado and Southern
Railway Company;
J. L. McNeill, Denver, Colorado,
for the Commission.

S T A T E M E N T

By the Commission:

On September 19, 1956, the Department of Highways of
the State of Colorado, by Mark U. Watrous, Chief Administrative
Officer, filed an application with this Commission seeking au-
thority to install automatic flashing light signal devices, as
captioned above.

The matter was set for hearing on January 8, 1957, at
two o'clock P. M., in the Hearing Room of the Commission, 330
State Office Building, Denver, Colorado. After appropriate notice
to all interested parties, the matter was heard by the Commission
and taken under advisement.

Purpose of the instant application is to replace existing crossbuck signs with automatic flasher signals at the above location. The following exhibits were explained by Mr. E. L. King, Assistant Surveys and Plans Engineer for the Department of Highways.

Exhibit No. 1: Table of Specifications for Signal Installation and complete set of plans to show: Page 1, Location of State Highway No. 239 and trackage to be protected; Page 2, Track and Wiring Plan for the proposed signal locations; Page 3, Diagram of the standard flasher signal as proposed, one signal equipped with a bell; and Page 4, Diagram of Reflectorized Warning Signs.

Exhibit No. 2: Copy of Agreement, dated June 25, 1956, between the Department of Highways and the Colorado and Southern Railway Company.

Exhibit B: (As attached to application) Plan of rail crossing with profile of highway to show approach grades.

Mr. King explained that the crossing project has been approved by the State Highway Commission; the Chief Engineer, Department of Highways, and appropriate officials of the Colorado and Southern Railway Company. The crossing includes a main track and one spur track which serves a nearby brick yard. Sixteen (16) scheduled trains operating at a maximum speed of 55 miles per hour use the main line crossing daily, only occasional switching movements are made on the brick yard spur. The average daily automobile traffic is more than 500 vehicles per day. The proposed grade crossing protection devices conform with specifications of the Department of Highways. Installation of the signals shall be made under supervision of Railway Company officials. The apparatus shall conform to requirements of Railroad Signal Section, Association of American Railroads.

Under the terms of the Agreement as executed herein, it is provided that the Railway will furnish all materials and do the work on a force account basis; that the Department will

reimburse the Railway for 90% of the total cost; that upon completion and acceptance of the project, the Railway is to thereafter operate and maintain the signals in a proper working condition. The total estimate of cost for the signal work is \$8,427.39, the Department will furnish and install reflectorized Advance Warning Signs at no cost to the Railway.

With reference to Exhibit "B," Mr. King noted that the Railway profile indicated downward approach grades from Trinidad over the crossing of some 4% to 5%; that the rail line was on a curve and that vision was partially obstructed at the crossing due to the undulating hilly nature of the region.

Mr. W. S. Broome, Assistant Chief Engineer for the Colorado and Southern Railway Company, confirmed testimony of Mr. King relative to rail traffic; he reported the Railway favors the improved protection since increasing highway usage and speeds offer added hazards to both rail and vehicular traffic.

Additional testimony to explain the signal installation was given by Mr. A. E. Parnell, Superintendent of Communications and Signals for Colorado and Southern. He stated one signal will be equipped with a bell for audible warning which will operate in conjunction with the flashing lights of both signals. In this manner there will be an audible and visual warning for twenty seconds in advance of the crossing of a train from either direction on the main line. Movements over the crossing on the brick yard spur will also activate the signals. In order to avoid excessive operation of the signals when cars remain on the main line during switching movements, Mr. Parnell explained that the installation would include a time-out control to automatically stop the signal operation until reactivated by a train movement. He described the modern flasher lights as being very effective and widely used for a warning device. The signals must have the topmost degree of dependability, and with the special time-out feature and materials

required, the installations become costly and continued maintenance is required for proper functioning.

It appears that no public utilities or adjacent property owners will be adversely affected by the proposed improvement. Also, the files of the Commission indicate no protests to the proposed signals. Signal equipment and materials are now available and work can be started at once.

F I N D I N G S

THE COMMISSION FINDS:

That the public safety, convenience and necessity require the improvement of the existing grade crossing protection by and through the installation, operation and maintenance of automatic flashing light signals at Colorado and Southern Railway Company Mile Post 210.46, being at the highway-railroad grade crossing of State Highway No. 239 between the City of Trinidad and the Town of El Moro, in Las Animas County, Colorado.

O R D E R

THE COMMISSION ORDERS:

That Applicant, The Department of Highways of the State of Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to authorize removal of present cross-buck signs and the installation, operation and maintenance of automatic flashing light signals at Colorado and Southern Railway Mile Post 210.46, being at the highway-railway grade crossing of State Highway No. 239 between the City of Trinidad and the Town of El Moro, in Las Animas County, Colorado.

That the work to be done, costs, installation and maintenance of automatic flashing signals, shall be as indicated in the preceding Statement, said Statement and Exhibits Nos. 1, 2, and "B" being, by reference, made a part hereof.

That the proposed signal devices and installation shall all be in conformance with the Bulletin of the Association of

American Railroads' Joint Committee on Railroad Protection.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hobart

John P. Thompson

Joseph I. Kuper

Commissioners..

Dated at Denver, Colorado,
this 18th day of February, 1957.

ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HARRY B. HAWKS, 421 SOUTH NINTH,)	
MONTROSE, COLORADO, FOR AUTHORITY)	APPLICATION NO. 14898-PP-Extension
TO EXTEND OPERATIONS UNDER PERMIT)	
NO. B-4929.)	

February 18, 1957

Appearances: T. L. Brooks, Esq., Montrose,
Colorado, for applicant;
Marion Smyser, Esq., Denver,
Colorado, for Rio Grande
Motor Way, Inc.;
Orville Dunlap, Montrose,
Colorado, for Orville
Dunlap and Son;
C. J. Schuler, Telluride,
Colorado, for Telluride
Transfer.

S T A T E M E N T

By the Commission:

Harry B. Hawks, of Montrose, Colorado, the applicant herein,
is the owner of Private Carrier Permit No. B-4929 which authorizes the
transportation of:

logs, from forests to sawmills within a
radius of fifty miles of Montrose, Colo-
rado; transportation of lumber from saw-
mills to planing mills, and from sawmills
and planing mills to lumber yards and
storage places within a radius of fifty
miles of Montrose, Colorado.

On October 9, 1956, applicant filed an application to ex-
tend his operations under said Permit No. B-4929 to include the trans-
portation of logs and lumber from and to forests, sawmills, planing
mills, and lumber yards within a radius of fifty miles of Montrose,
Colorado, to and from forests, sawmills, planing mills and lumber
yards within the State of Colorado.

The matter, pursuant to prior setting and after appropriate notice to all parties in interest, was heard at the Court House in Montrose, Colorado, December 5, 1956, and then taken under advisement.

At the hearing, the evidence disclosed that applicant is presently operating as a private carrier and has suitable and ample equipment for carrying on his proposed operation, and is well qualified by experience to carry on his proposed extended operations.

O. A. Wright, of Montrose, Colorado, and Lew W. Burkey, of Delta, Colorado, testified as to the need of extended private carrier service for the transportation of rough lumber beyond the radius of applicant's present authority. Witness Wright testified he needed applicant's proposed extended service, especially from the Cimarron area to Grand Junction.

Orville Dunlap, owner of a common carrier certificate, who resides at Montrose, Colorado, protested very vigorously the transportation of finished lumber. He stated he had purchased special equipment for this haul, and that said equipment was available at all reasonable times for this service.

It appears that applicant is a transporter of logs and rough lumber and is presently operating, serving lumber dealers located at Montrose, Colorado, and it appears that some of his customers need extended service beyond his 50-mile radius, viz.: to Grand Junction, Colorado.

Upon the record as made, and after careful consideration thereof, the Commission is of the opinion that the granting of an extension to Permit No. B-4929 would not impair the efficiency of existing common carrier motor vehicle services now operating in the Montrose area, and that extended authority should be granted, as hereinafter limited.

F I N D I N G S

THE COMMISSION FINDS:

That, as hereinafter limited, said application for extended authority under Private Carrier Permit No. B-4929 should be granted, for the reasons heretofore set forth in the Statement which, by reference, is made a part of these Findings.

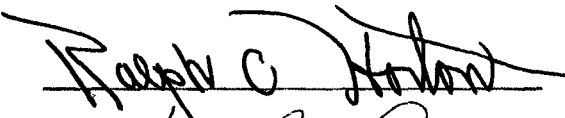


O R D E R

THE COMMISSION ORDERS:

That Harry B. Hawks, 421 South 9th, Montrose, Colorado, be, and he hereby is, authorized to extend operations under Private Carrier Permit No. B-4929 to include the right to transport logs and unfinished lumber from and to forests, sawmills, planing mills and lumber yards within a radius of seventy-five miles of Montrose, 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 18th day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JAMES P. FIREBAUGH, 1804 WEST 5TH,)
NORTH PLATTE, NEBRASKA.)

APPLICATION NO. 15037-PP

February 18, 1957

S T A T E M E N T

By the Commission:

On September 13, 1956, the above-styled application was
filed with the Commission.

A communication has now been received from said applicant
requesting that Application No. 15037-PP be dismissed.

F I N D I N G S

THE COMMISSION FINDS:

That said request should be granted.

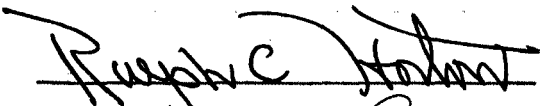


O R D E R

THE COMMISSION ORDERS:

That Application No. 15037-PP should be, and it is hereby,
dismissed, at the request of 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 18th day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RALPH SOUTH, ORDWAY, COLORADO.)

PUC No. 2334
CASE NO. 79379-INS.

February 19, 1957

S T A T E M E N T

By the Commission:

On January 29, 1957, in Case No. 79379-Ins., the Commission entered an order revoking PUC No. 2334 for failure of Respondent to file effective insurance.

Since evidence of Cargo Liability Insurance is now on file with the Commission, our order of revocation should be set aside and Certificate No. 2334 reinstated.

F I N D I N G S

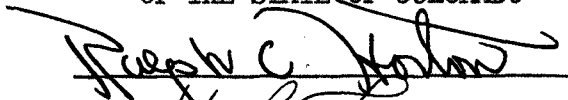
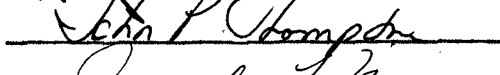
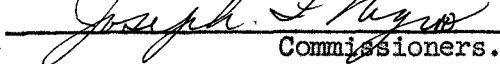
After careful consideration of the record and the files, the Commission is of the opinion, and finds, that our revocation order entered in Case No. 79379-Ins., should be cancelled and set aside, and said PUC No. 2334 restored to its former status.

O R D E R

THE COMMISSION ORDERS:

That revocation order entered on January 29, 1957, in Case No. 79379-Ins. should be, and it hereby is, cancelled and set aside, and said PUC-2334 restored to its former status as of January 29, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 19th day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
EDWARD A. WILLIAMS, 715 EAST)
4TH, OGALLALA, NEBRASKA.)

PERMIT NO. M-6680
CASE NO. 79238-INS.

February 19, 1957

S T A T E M E N T

By the Commission:

On January 3, 1957, in Case No. 79238-Ins., the Commission entered an order revoking Permit No. M-6680 for failure to keep on file effective insurance.

Insurance was in effect, but was not filed in the correct name. Since this has now been corrected and filed, without lapse, 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. 79238-Ins., should be cancelled and set aside, and said Permit No. M-6680 restored to its former status.

O R D E R

THE COMMISSION ORDERS:

That revocation order entered on January 3, 1957, in Case No. 79238-Ins., should be, and it hereby is, cancelled and set aside, and said Permit No. M-6680 restored to its former status as of January 3, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Joseph C. Johnson
John P. Thompson
Joseph F. Higgins
Commissioners.

Dated at Denver, Colorado,
this 19th day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE INCREASE IN THE RATES ON)
SHEEP AND GOATS FOR ACCOUNT)
OF MOTOR VEHICLE COMMON)
CARRIERS IN THE TERRITORY)
IN COLORADO LOCATED EAST OF)
THE CONTINENTAL DIVIDE.)

INVESTIGATION
AND
SUSPENSION
DOCKET NO. 396

February 18, 1957

S T A T E M E N T

By the Commission:

On December 19, 1956, The Motor Truck Common Carriers' Association, Agent, by J. R. Smith, Chief of Tariff Bureau, 4060 Elati Street, Denver, Colorado, filed a tariff containing schedules stating new individual rates and charges to become effective January 25, 1957, designated as follows:

The Motor Truck Common Carriers' Association, Agent,
Local and Joint Freight Tariff No. 12, Colorado P.U.C.
No. 12, 7th Revised Page No. 252, Item No. 4460:

"Except as otherwise provided in this tariff,
the rates on sheep and goats will be as follows:

"When movement is between points located east
of the Continental Divide:

"2½ cents per 100 pounds greater than those
published herein to apply on other livestock
for distances of 10 miles or less. 5 cents
per 100 pounds greater than those published
herein to apply on other livestock for distances
exceeding 10 miles."

On January 24, 1957 (Decision No. 47239), the Commission upon complaint suspended the proposed tariff until the 24th day of May, 1957, unless otherwise ordered, and assigned the matter for hearing on February 28, 1957, in the hearing room of the Commission, 330 State Office Building, Denver, Colorado.

On February 11, 1957, The Motor Truck Common Carriers' Association, as Agent, by J. R. Smith, Chief of Tariff Bureau, Denver, Colorado, filed an application (No. 309) requesting authority to cancel the matter involved herein and to discontinue the proceeding.

F I N D I N G S

THE COMMISSION FINDS:

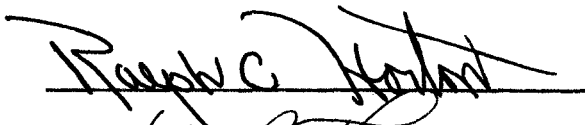
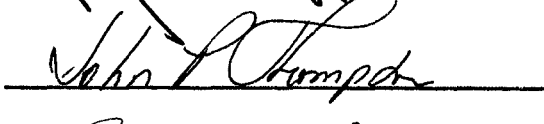
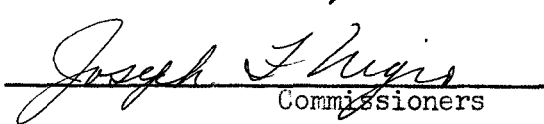
That under the request of The Motor Truck Common Carriers' Association, as Agent, an order should be entered requiring the cancellation of the suspended schedules, and that the hearing now scheduled for February 28, 1957, be vacated and the proceeding be discontinued.

O R D E R

THE COMMISSION ORDERS, That:

1. The statement and findings be, and they are hereby made a part hereof.
2. This order shall become effective forthwith.
3. The Motor Truck Common Carriers' Association, as Agent, be and it is hereby notified and required to cancel the schedules involved in this proceeding on or before February 28, 1957, upon notice to this Commission and to the general public by not less than one day's filing and posting in the manner prescribed by law and the rules and regulations of this Commission.
4. The hearing now scheduled for February 28, 1957, in the hearing room of the Commission, 330 State Office Building, Denver, Colorado, be, and the same is hereby vacated and set aside and this proceeding be and is hereby discontinued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 18th day of February, 1957.

mem

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LELAND KNAPP, 3245 SOUTH ELATI STREET)
ENGLEWOOD, COLORADO)
)
)
)
-----)

PERMIT NO. M-3609

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Leland Knapp

requesting that Permit No. M-3609 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

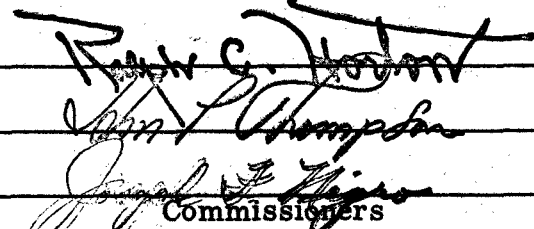
THE COMMISSION ORDERS:

That Permit No. M-3609, heretofore issued to Leland Knapp

be,

and the same is hereby, declared cancelled effective January 25, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LAURENCE E. SHIELDS, 1730 OGDEN ST.,)
DENVER 18, COLORADO.)
)
)
-----)

PERMIT NO. M-3685

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Laurence E. Shields

requesting that Permit No. M-3685 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3685, heretofore issued to _____
Laurence E. Shields be,

and the same is hereby, declared cancelled effective February 3, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Reuben C. Gordon
John P. Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WILLIS H. FASSETT, JR., AND LORETTA)
AND CHARLES FASSETT AND ESTATE OF)
W. H. FASSETT DOING BUSINESS AS L.L.)
FASSETT DEPARTMENT STORE, 102 ADAMS)
ST., MONTE VISTA, COLORADO.

PERMIT NO. M-4139

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Willis H. Fassett, Jr.,
Loretta & Charles Fassett & Estate of W. H. Fassett dba L. L. Fassett Department Store
requesting that Permit No. M-4139 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4139, heretofore issued to Willis H. Fassett, Jr.,
Loretta & Charles Fassett & Est. of W. H. Fassett dba L. L. Fassett Dept. Store be,
and the same is hereby, declared cancelled effective January 22, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 25th day of February, 1957

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HERMAN SMITH, 209 MOUNTAIN AVE.,)
BERTHOUD, COLORADO.)
)
)
)
-----)

PERMIT NO. M-5682

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Herman Smith

requesting that Permit No. M-5682 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5682, heretofore issued to _____

Herman Smith _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Horton
John P. Thompson
Joseph F. Higgins
Commissioners

Dated at Denver, Colorado,

this 25TH day of February, 1957

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LESLIE MANLOVE DOING BUSINESS AS)
CODDING BROTHERS, 302 NORTH SANTA FE,))
PUEBLO, COLORADO.))
-----)

PERMIT NO. M-7049

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Leslie Manlove dba Coddling Bros.

requesting that Permit No. M-7049 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-7049, heretofore issued to _____
Leslie Manlove dba Coddling Bros. _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Paul C. Johnson

John Thompson

Joseph S. Negro

Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

ma

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ALBERT B. STEVENS, 801 RAILROAD,)
LOVELAND, COLORADO.)
)
)
)
-----)

PERMIT NO. M-8041

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Albert B. Stevens

requesting that Permit No. M-8041 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8041, heretofore issued to _____
Albert B. Stevens _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
RAY E. LABERTEW, BOX 1526, Pueblo,)
COLORADO.)
)
)
)
)
-----)

PERMIT NO. M-8056

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Ray E. Labertew

requesting that Permit No. M-8056 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8056, heretofore issued to _____

Ray E. Labertew be,

and the same is hereby, declared cancelled effective February 7, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ray C. Brown

John Thompson

Joseph F. Negro

Commissioners

Dated at Denver, Colorado,

this 25th day of February, 195 7

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES W. LITTLER AND JAMES R.)
LITTLER, DOING BUSINESS AS LITTLER)
BROS., RT 2, STERLING, COLORADO.)
-----)

PERMIT NO. M-8191

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Charles W. Littler and James R. Littler dba Littler Bros.

requesting that Permit No. M-8191 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8191, heretofore issued to _____
Charles W. Littler and James R. Littler dba Littler Bros. be,
and the same is hereby, declared cancelled effective February 8, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 25th day of February, 195 7

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
C. T. BROWN, JR. AND ASSOCIATES, INC.)
24TH & ALBANY, PUEBLO, COLORADO.)
)
)
)
-----)

PERMIT NO. M-8250

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

C. T. Brown, Jr. and Associates, Inc.

requesting that Permit No. M-8250 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8250, heretofore issued to _____

C. T. Brown, Jr. and Associates, Inc. be,

and the same is hereby, declared cancelled effective September 19, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 25th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES W. KING, 1124 WEST 10TH)
AVENUE, DENVER 4, COLORADO.)
)
)
)
-----)

PERMIT NO. M-8436

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Charles W. King

requesting that Permit No. M-8436 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8436, heretofore issued to _____
Charles W. King _____ be,

and the same is hereby, declared cancelled effective February 5, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Brown
John Thompson
Joseph T. Negro
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WESLEY BERRY, 820 SWOPE, COLORADO,)
SPRINGS, COLORADO.)
)
)
)
-----)

PERMIT NO. M-8452

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Wesley Berry

requesting that Permit No. M-8452 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-8452, heretofore issued to _____
Wesley Berry be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 25th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
I. V. ROOFE, CORTEZ, COLORADO.)
)
)
)
)
-----)

PERMIT NO. M-9020

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
I. V. Roofe

requesting that Permit No. M-9020 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-9020, heretofore issued to _____
I. V. Roofe _____ be,

and the same is hereby, declared cancelled effective December 30, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. [Signature]

John Thompson

Joseph F. Negro

Commissioners

Dated at Denver, Colorado,

this 25th day of February, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
FRANCISCO LEON, RT. 1, BOX 169,)
DELTA, COLORADO.)
)
)
)
-----)

PERMIT NO. M-11005

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Francisco Leon

requesting that Permit No. M-11005 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11005, heretofore issued to _____
Francisco Leon _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Houten
John J. Thompson
Joseph F. Higo
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
H. G. RISINGER, PAGOSA SPRINGS,)
COLORADO.)
)
)
)
-----)

PERMIT NO. M-11235

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

H. G. Risinger

requesting that Permit No. M-11235 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11235, heretofore issued to _____

H. G. Risinger be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

John F. Thompson
Joseph F. Higgins
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
HAZEL M. AND FRANK W. SMITH, DOING)
BUSINESS AS "SAVE-A-DOLLAR FOOD)
STORE," BOX 42, CENTER, COLORADO.)
-----)

PERMIT NO. M- 11285

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Hazel M. and Frank W. Smith dba "Save-A-Dollar Food Store

requesting that Permit No. M-11285 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11285, heretofore issued to _____
Hazel M. and Frank W. Smith dba "Save-A-Dollar Food Store" be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hudson
John Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ANDREW P. KALTENBACH, 2430 LOWELL BLVD,
DENVER 11, COLORADO.

PERMIT NO. M-11419

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Andrew P. Kaltenbach

requesting that Permit No. M-11419 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11419, heretofore issued to _____
Andrew P. Kaltenbach _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 25th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
STANLEY M. SMITH AND B. B. SNIDER,)
DOING BUSINESS AS "VALLEY HIGHWAY)
TRUCKING CO., 1658 SOUTH WINONA CT.,)
DENVER 19, COLORADO.)

PERMIT NO. M-11524

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Stanley M. Smith and B. B. Snider dba Valley Highway Trucking Co.

requesting that Permit No. M-11524 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11524, heretofore issued to _____

Stanley M. Smith and B. B. Snider dba Valley Highway Trucking Co. be,

and the same is hereby, declared cancelled effective January 5, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ray C. Brown
John Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
OTHO R. CONREY AND WAYNE O. BURRIS,)
DOING BUSINESS AS " B & C DISTRIBUTORS,")
BOX 64, GYPSUM, COLORADO.)
_____)

PERMIT NO. M-11614

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Otho R. Conrey and Wayne O. Burris, dba B & C Distributors
_____ requesting that Permit No. M-11614 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11614, heretofore issued to _____
Otho R. Conrey and Wayne O. Burris dba B & C Distributors _____ be,
and the same is hereby, declared cancelled effective February 8, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

WILLIE E. & GORDON R. KIRK, DOING)
BUSINESS AS "W. E. KIRK & SON",)
HOTCHKISS, COLORADO.)
-----)

PERMIT NO. M-11865

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Willie E. & Gordon R. Kirk, dba "W. E. Kirk & Son"

requesting that Permit No. M-11865 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11865, heretofore issued to _____

Willie E. & Gordon R. Kirk, dba "W. E. Kirk & Son" be,

and the same is hereby, declared cancelled effective February 3, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Brown
John Thompson
Joseph F. Negro

Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

REN W. KLINGENBERG, GILL, COLORADO.

PERMIT NO. M-475

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Ren W. Klingenberg

requesting that Permit No. M-475 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-475, heretofore issued to _____

Ren W. Klingenberg

be,

and the same is hereby, declared cancelled effective February 11, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

CLARENCE J. VOGL, 9010 HOFFMAN WAY,
THORNTON, COLORADO.

PERMIT NO. M-588

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Clarence J. Vogl

requesting that Permit No. M-588 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-588, heretofore issued to _____

Clarence J. Vogl

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Brown
John P. Thompson
Joseph F. Higney
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

I. C. BLISS AND MRS. I. C. BLISS,
DOING BUSINESS AS "BLISS MARKET",
BOX 365, EVANS, COLORADO.

PERMIT NO. M-931

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

I. C. Bliss and Mrs. I. C. Bliss, dba "Bliss Market"

requesting that Permit No. M-931 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-931, heretofore issued to _____

I. C. Bliss and Mrs. I. C. Bliss, dba "Bliss Market," be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Hooton
John J. Thompson
Joseph F. Kigro
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 195 7

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DONALD J. PRETTI, RR #1, NEW CASTLE,)
COLORADO.)
_____)

PERMIT NO. M-1000

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Donald J. Pretti

requesting that Permit No. M-1000 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1000, heretofore issued to _____

Donald J. Pretti be,

and the same is hereby, declared cancelled effective January 7, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Horton

John P. Thompson

Joseph F. Higo
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

RALPH GARR, MONTROSE, COLORADO.

PERMIT NO. M-1069

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Ralph Carr

requesting that Permit No. M-1069 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1069, heretofore issued to _____

Ralph Carr be,

and the same is hereby, declared cancelled effective December 30, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. [Signature]
John P. Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

MARVIN WHITTENBURG & DONALD AKEY,)
DOING BUSINESS AS "WHITTENBURG APPLIANCE" PERMIT NO. M-1092
203 MAIN STREET, FORT MORGAN,)
COLORADO. _____)

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Marvin Whittenburg & Donald Akey, dba "Whittenburg Appliance".

requesting that Permit No. M-1092 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

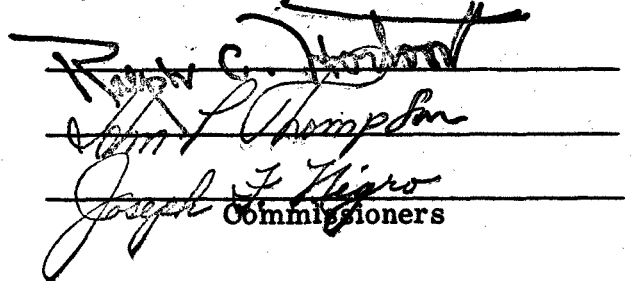
THE COMMISSION ORDERS:

That Permit No. M-1092, heretofore issued to _____

Marvin Whittenburg & Donald Akey, dba "Whittenburg Appliance", be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

E. R. CORBIN, DOING BUSINESS AS)
"EVERGREEN DRUG STORE", EVERGREEN,)
COLORADO.)
-----)

PERMIT NO. M-1249

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

E. R. Corbin, dba "Evergreen Drug Store"

requesting that Permit No. M-1249 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1249, heretofore issued to _____

E. R. Corbin, dba "Evergreen Drug Store" be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ruth C. [Signature]
John P. Thompson
Joseph F. Negro

Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

HAROLD G. STEPHENS, JAMES STAR
ROUTE, BOULDER, COLORADO.

PERMIT NO. M-1912

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Harold G. Stephens

requesting that Permit No. M-1912 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1912, heretofore issued to _____

Harold G. Stephens be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 25th day of February, 195 7

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
B. L. REYNOLDS, BOX 181, MACKSVILLE,)
KANSAS.)

PERMIT NO. M-2513

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

B. L. Reynolds

requesting that Permit No. M-2513 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2513, heretofore issued to

B. L. Reynolds _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Hudson
John P. Thompson
Joseph F. Nigro
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

取、引

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

EDWARD AARON CORPORATION, 212)
MERCHANTS BUILDING, 5TH AND WALNUT,)
KANSAS CITY, MISSOURI.)
-----)

PERMIT NO. M-2994

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Edward Aaron Corporation

requesting that Permit No. M-2994 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2994, heretofore issued to _____

Edward Aaron Corporation be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

H. J. PLAMBECK, BOX 116,
CARPENTER, WYOMING.

PERMIT NO. M-3103

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

H. J. Plambeck

requesting that Permit No. M-3103 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3103, heretofore issued to _____

H. J. Plambeck

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ray C. Thompson
John Thompson
Joseph J. Negro
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

CODA H. NEWBERRY, 2774 SOUTH)
JULIAN STREET, DENVER 19, COLORADO.)
_____)

PERMIT NO. B-5139

February 25, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Coda H. Newberry

requesting that Permit No. B-5139 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. B-5139, heretofore issued to _____

Coda H. Newberry be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Brown
John Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 25th day of February, 1957

mjm

original

(Decision No. 47360)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
UNION RURAL ELECTRIC ASSOCIATION,)	
INC., BRIGHTON, COLORADO, FOR AUTH-)	APPLICATION NO. 15042
ORITY TO EXTEND FACILITIES IN SEC-)	
TIONS 6 AND 7, TOWNSHIP 2 SOUTH,)	
RANGE 70 WEST.)	

February 18, 1957

S T A T E M E N T

By the Commission:

On February 5, 1957, Union Rural Electric Association, Inc., filed an application with this Commission for authority to extend its facilities and to construct 4900 feet of new line. The extension is to serve the Denver Brick and Pipe Company at a clay mine in the Southwest quarter of Section 6, Township 2 South, Range 70 West, just northeasterly of Plainview, Colorado. The extension consists in the building of 4900 feet of four-wire, three phase 12.5 KV line and also extending two wires a distance of 6,243 feet and the setting of a bank of 3-25 KVA transformers for the service.

This application was filed pursuant to the Commission's order in Application No. 13576 - Case No. 5108, Decision No. 47074, of January 7, 1957, which set forth the procedure for obtaining authority to extend facilities distances exceeding 300 feet in length. Applicant has elected by the instant application plan (b) of said Order, which provides for the Commission to issue the authority without a hearing if it so decides, and if there are no protests.

The Commission has examined the record and files herein and believes that this matter is one which can be decided without a formal hearing and being fully informed in the matter will issue its order

granting the construction as requested. The Commission has received a letter from the Public Service Company of Colorado, dated February 8, 1957, stating in effect, that Public Service Company has no objection to the granting of the authority sought by Union in the instant application.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission is fully advised in the premises.

That Applicant has complied with the Commission's Order in Decision No. 47074, previously referred to, and there being no objection by interested parties, the authority as requested should be issued without hearing.

That public convenience and necessity require the rendering of electric service to the Denver Brick and Pipe Company at a clay mine in Southwest quarter of Section 6, Township 2 South, Range 70 West, and that Union Rural Electric Association, Inc., should be authorized to render said service.

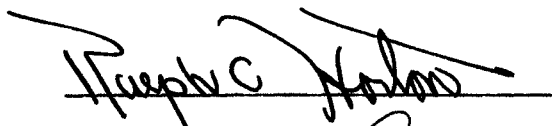

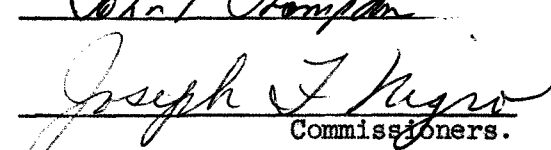
O R D E R

THE COMMISSION ORDERS:

That Union Rural Electric Association, Inc., Brighton, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to extend its facilities to serve a clay mine of the Denver Brick and Pipe Company to be located in Section 6, Township 2 South, Range 70 West, all in accordance with the application for Electric Service signed by and between the parties, a copy of which was filed with the Commission in the instant matter, and which, by reference, is made a part hereof.

That this application 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 February, 1957.

mls

original

(Decision No. 47361)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HAROLD L. CORNELL, 1311 EAST MADI-)
SON STREET, COLORADO SPRINGS, COLO-)
RADO, FOR AUTHORITY TO EXTEND OPERA-) APPLICATION NO. 15005-PP-Extension
TIONS UNDER PERMIT NO. B-5111.)
-----)

February 20, 1957

Appearances: Harold L. Cornell, Colorado
Springs, Colorado, pro se;
Kenneth W. Geddes, Esq.,
Colorado Springs, Colorado,
for Colorado Trading and
Transfer Co., and Cripple
Creek-Victor and Colorado
Springs Stage Co.;
Marion F. Jones, Esq., Denver,
Colorado, and
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for
Fairplay Motor Co.;
Stanley Blunt, Canon City,
Colorado, for Southwestern
Transportation Company;
Marion Smyser, Esq., Denver,
Colorado, for Rio Grande
Motor Way, Inc., and Larson
Transportation Company;
A. J. Fregeau, Denver, Colo-
rado, for Weicker Transfer
and Storage Company.

S T A T E M E N T

By the Commission:

The applicant presently has private carrier authority to engage generally in what is called sand and gravel transportation and to engage in certain coal transportation not material here.

By his present application, as restricted at the time of hearing, he seeks to have his present authority extended to permit him to transport quartz only for the Colorado Quartz Company only, in dump trucks only, from points within a radius of 15 miles of Fairplay, Colorado, and within a radius of 25

miles of Cripple Creek, Colorado, except points within a radius of 15 miles of Cripple Creek, Colorado, to the mills owned or used by Colorado Quartz Company.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, February 11, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant and Mr. William R. Ewing, an officer and director of the Colorado Quartz Company, testified in support of the application. It appears that the Colorado Quartz Company is engaged in mining and milling quartz for use as a roofing material and presently operates a mill near Colorado Springs. It owns and controls mines from which it obtains the raw quartz, located generally northwest of Colorado Springs in the rough country near Buffalo, Cripple Creek, Lake George, and the Rampart Range. The Company requires the service of a trucker familiar with the material, who can supervise its selective loading on his truck so that the material delivered to the mill will be of quality sufficient to warrant milling. The Company has no mines nor interest in the area immediately adjacent to Cripple Creek, but would not wish to restrict its operation in areas farther north.

The applicant has four vehicles suitable to the work, all equipped with dump bodies. His net worth is approximately \$8,000. He has investigated the matter and satisfied himself that the operation is economically feasible.

Mr. E. B. Bell, operator of Fairplay Motor Company, a garage and truck service at Fairplay, with common carrier call and demand authority within an area within 20 miles of Alma, Colorado, testified in protest. He stated that he has motor vehicle equipment, with dump bodies, suitable to this type of work and has equipment idle and available for the work, if he can obtain it.

It appears that mining in the Fairplay area, formerly quite active, has been greatly reduced these past several years and the protestant is therefore available for other work. It does not appear from his testimony that he has ever done this type of work, nor that he has knowledge of the material or the operation proposed. It does not appear that his service would be impaired if this application were granted, as he has not had this business heretofore.

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

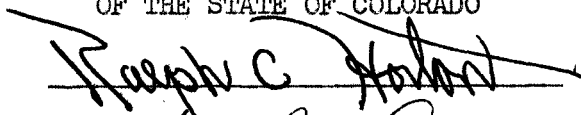
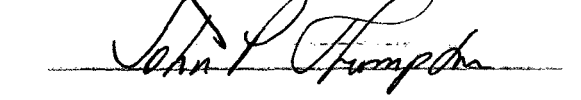

O R D E R

THE COMMISSION ORDERS:

That Harold L. Cornell, Colorado Springs, Colorado, should be, and he is hereby, authorized to extend operations under Permit No. B-51111 to include the transportation of quartz only, for the Colorado Quartz Company only, in dump trucks only, from points within a radius of 15 miles of Fairplay, Colorado, and within a radius of 25 miles of Cripple Creek, Colorado, except points within a radius of 15 miles of Cripple Creek, Colorado, to the mills owned or used by Colorado Quartz Company.

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 20th day of February, 1957.

original

(Decision No. 47362)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
CHARLES FRY, 440 EAST PIKES PEAK)	
AVENUE, COLORADO SPRINGS, COLORADO,)	
FOR A CLASS "B" PERMIT TO OPERATE)	<u>APPLICATION NO. 15006-PP</u>
AS A PRIVATE CARRIER BY MOTOR)	
VEHICLE FOR HIRE.)	
-----)	

February 20, 1957

Appearances: A. J. Fregeau, Denver,
Colorado, for Weicker
Transfer and Storage
Company.

S T A T E M E N T

By the Commission:

By application filed December 10, 1956, as amended at the hearing of the matter, the applicant seeks authority as a private carrier by motor vehicle for hire for the transportation of air freight moving on air bills of lading between points within Colorado Springs and a radius of 15 miles thereof, including the Air Force Academy, for one customer only; that is, Emery Air Freight, Inc.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, February 11, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

Applicant testified in support of his application. It appears that the operation proposed is confined to the transportation of goods moving on air bills of lading; the applicant would do no transportation of his own, nor issue any invoices of his own. Payment for his services would be made by Emery Air Freight, Inc. and the shipper and consignee of any goods so

transported would look not to the carrier, but to Emery Air Freight, Inc. for claims relief. The applicant has the air mail contract now and in connection with that work operates a 1953 Chevrolet sedan delivery truck. The proposed work would consist only of very small shipments; the applicant stated that his present equipment would be entirely suitable to the work he now proposes to do. His net worth is approximately \$2,000. He has entered into an agreement with his customers, Emery Air Freight, Inc., concerning service and payment, conditioned upon approval of this application by this Commission.

No one appeared in protest, and no reason appears why the authority should not be granted.

It appears that certain of the rules and regulations ordinarily applicable to private carrier operations would not apply to the operation here proposed. It may, therefore, be expected that when the applicant has experience in the operation he proposes, he may seek to be relieved of some of the obligations which our rules require. This can be accomplished upon appropriate showing that such rules do not apply to his operation. Until such time, however, as he makes such a showing, he will be expected to comply with all of the rules applicable to all private carriers.

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Charles Fry, Colorado Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of air freight moving on air bills of lading between points within Colorado Springs and a radius of 15 miles thereof, including the Air Force Academy, for one customer only, viz., Emery Air Freight, Inc.

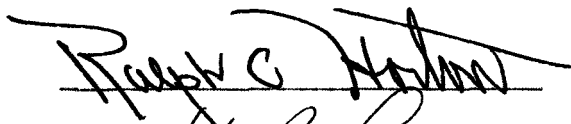


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
EVERETT G. STEINBERG, 2613)	<u>PERMIT NO. B-4472</u>
NORTH 12TH STREET, GRAND JUNCTION,)	<u>CASE NO. 79562-INS.</u>
COLORADO.)	
-----)	

February 20, 1957

S T A T E M E N T

By the Commission:

On January 29, 1957, the Commission entered its order in Case No. 79562-Ins., revoking Permit No. B-4472 for failure of Respondent herein to keep effective insurance on file with the Commission.

Inasmuch as proper insurance filing has now been made by said Respondent, without lapse,

F I N D I N G S

THE COMMISSION FINDS:

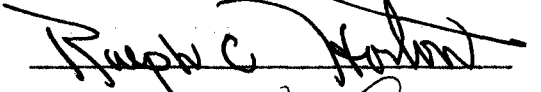


That said operating rights should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

That Permit No. B-4472 should be, and hereby is, reinstated, as of January 29, 1957, revocation order entered by the Commission on said date in Case No. 79562-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 20th day of February, 1957.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MOUNTAIN VIEW ELECTRIC ASSOCIATION,)
INC., LIMON, COLORADO, FOR DIVISION)
OF TERRITORY BETWEEN MOUNTAIN VIEW) APPLICATION NO. 14943
ELECTRIC ASSOCIATION, INC., AND THE)
CITY OF COLORADO SPRINGS, COLORADO.)
-----)

February 21, 1957

Appearances: Leon H. Snyder, Esq.,
Colorado Springs, Colo-
rado, for Applicant;
Robert B. Moch, Esq.,
Denver, Colorado, for
Guss D. Hill, Protestant;
E. R. Thompson, Denver,
Colorado, and
P. M. Brown, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

The Applicant in these proceedings, Mountain View Electric Association, Inc., (hereinafter called "Mountain View") seeks approval of this Commission for the exchange of a portion of its territory heretofore certificated to it by this Commission, for a portion of territories heretofore certificated by this Commission to the City of Colorado Springs, Colorado (hereinafter referred to as "City").

The Commission set the matter for hearing on January 8, 1957, at 10:00 o'clock A. M., at the Hearing Room of the Commission, 330 State Office Building, Denver, Colorado, after due notice to all parties in interest, and at the conclusion thereof, the matter was taken under advisement.

No petitions of intervention were filed with the Commission prior to the hearing.

At the hearing, Mr. Guss D. Hill appeared in opposition to the approval sought in this matter, to the extent it transferred a part of the W $\frac{1}{2}$ Section 5, Township 14-South, Range 65-West, owned by him, to Mountain View.

Mountain View is a rural electric cooperative engaged in the business of the distribution to the general public of electricity in El Paso County, Colorado, among other locations, and is a public utility. City engages in the business of distribution of electricity in the City of Colorado Springs, as well as in areas outside of Colorado Springs in El Paso County and within the area outside the city limits, is also a public utility.

In this application, Mountain View seeks the exchange of certain territories granted to it by Decision No. 14848, dated December 27, 1954, by this Commission, for certain territories granted to City by this Commission by Decision No. 17934, dated November 29, 1941. Mr. McMillan, Manager of Mountain View, in support of this request, testified the United States Air Force Academy is being located in territory heretofore certificated to Mountain View; that, in his opinion, Mountain View was not able to furnish adequate electric service to the Air Force Academy, and that such service should be furnished by City. In earlier agreements between Mountain View and City, they agreed to exchange portions of the territory of each after the determination of the exact location of the Air Force Academy area. The Air Force Academy area has been determined, and a stipulation signed by both parties describing the territory to be exchanged between Colorado Springs and Mountain View, has been executed and filed. Applicant requested permission of the Commission to correct a typographical error and error of omission in the application describing property to be transferred to City. Reference to Range 64-West of the first paragraph of the description should be corrected to read "Range 67-West." In the second paragraph, "Section 20" should be added to the sections included in Township 12-South,

Range 66-West. Also, the same Section 20 should be added in the stipulation. Permission was granted. It is agreed between the Applicant and City that the area to be transferred by Mountain View to City is as follows:

All of Section 1 lying West of the East boundary of the Air Force Academy property, and all of Sections 2, 3, 4, and the East Half of the East Half of Section 5, and all of Sections 9, 10, 11, 12, 13, 14, 15, and 16, and the South Half and Northeast Quarter of Section 21, and all of Sections 22, 23, and 24 in Township 12-South, Range 67-West of the 6th P. M., El Paso County, Colorado; also

All of Sections 7, 18, 19 and 20, Township 12-South, Range 66-West of the 6th P. M., El Paso County, Colorado, lying West of the East Boundary of the Air Force Academy property, being all of the land acquired by the United States Government for the Air Force Academy site;

~~and that the area to be transferred from City to Mountain View~~
is as follows:

All of Sections 29, 30, 31 and 32, Township 12-South, Range 65-West of the 6th P. M., El Paso County, Colorado; all of Sections 26, 25, 27, 28, 33, 34, 35, 36, and all of Sections 29 and 32 lying East of the Air Force Academy boundary in Township 12-South, Range 66-West of the 6th P. M., El Paso County, Colorado; all of Sections 5, 6, 7, 8, 17, 18, 20, 29 and 32 in Township 13-South, Range 65-West of the 6th P. M., El Paso County, Colorado; all of Sections 1, 2, 3, 4, 12 and 13 in Township 13-South, Range 66-West of the 6th P. M., El Paso County, Colorado; all of Section 5 in Township 14-South, Range 65-West of the 6th P. M., El Paso County, Colorado.

A map of the areas above-described was included in the Application for the exchange, whereupon Mr. McMillan pointed out the location of the above-described areas on this map.

Protestant, Mr. Guss D. Hill, testified that he is the owner of a part of the West Half of Section 5, Township 14-South, Range 65-West of the 6th P. M., in El Paso County, Colorado, and that he acquired this property on the 5th day of December, 1956. He further testified that on October 18, 1956 Mr. Oscar O. Babcock, immediate predecessor in interest of the above property, entered into an electric line extension and service contract with City.

This contract has been assigned by Mr. Babcock to Mr. Hill but the assignment has not been accepted by City. This contract obligated City to furnish electric service to the Babcock place described in the contract as being "six miles east and five-tenths of a mile north from Highway No. 24."

Protestant introduced Exhibit No. 1 which showed the boundaries of Mr. Hill's property. The boundaries indicate that only a portion of Mr. Hill's property lies in the West Half of Section 5, Township 14-South, Range 65-West, which section is requested to be transferred to Applicant in its entirety. The remainder of his property lies within the area to be retained by City. City was required to build approximately one mile of electric distribution line to make service available to the Babcock place, and as of now only one service is connected to this line. The line, as nearly as can be determined by City, lies wholly within Section 6, Township 14-South, Range 65-West, and is within the service area retained by City. It further developed the electric service was for the operation of a pump in a water well and, as of the time of the hearing, electric service was not yet being taken due to the fact the water pump has not yet been delivered and installed.

Protestant claims he would be adversely affected if electric service should be determined to be in the area to be transferred to Mountain View because it was alleged that rates of Mountain View are higher than those of City. Protestant was not acquainted with the rates of either Mountain View or City, and could not therefore be certain that his actual monthly bill would be higher than if the same service were obtained from City.

Exhibits also were introduced by Mr. Hill to show electric service contract had been assigned to him by Mr. Babcock, and a photostatic copy of the Warranty Deed delivered to him by Mr. Babcock.

Exhibits introduced by Protestant, representing the plat of Mr. Hill's property and Extension Agreement, were received in evidence as showing the existence of electric distribution line and transformer but not accurately showing the location of the electric distribution line and transformer. Mr. Hill testified that he was aware of the contemplated exchange of service areas of Mountain View and City; that he was favorably influenced in the purchase of the property from Mr. Babcock because of the existence of the line extension agreement and electric service rates of City. Upon inquiry as to whether or not he would have purchased this property had electric service not been available, the answer was "perhaps." Mountain View does have facilities available within one mile of the point where the pump is to be located, and is ready, willing, and able to serve any electric loads within this section.

Mr. Nixon testified that if necessary an adjustment of the minimum of the bill for electric service set forth in the Electric Extension and Service Contract could possibly be changed in some manner that might recognize the relation that the portion of property owned by Mr. Hill located in the territory proposed to be transferred to Mountain View bears to the total area owned by him.

Inasmuch as the boundaries of the area certificated to City in Decision No. 17934 would be changed if this application were to be granted, a description of the area of City that would result was submitted by City and identified as Exhibit "B." A map portraying the area as described in Exhibit "B" was submitted and identified as Exhibit "A."

F I N D I N G S

THE COMMISSION FINDS:

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

That the Commission is fully advised in the premises.

That the proposal of the Applicant and the City of Colorado Springs to exchange areas as identified above is compatible with the public interest.

That the permission sought in this application should be granted.

O R D E R

THE COMMISSION ORDERS:

That the following territory be transferred from the certificated territory of Mountain View to the certificated territory of City of Colorado Springs:

All of Section 1 lying West of the East boundary of the Air Force Academy property and all of Sections 2, 3, 4 and the East Half of the East Half of Section 5, and all of Sections 9, 10, 11, 12, 13, 14, 15 and 16, and the South Half and Northeast Quarter of Section 21, and all of Sections 22, 23 and 24 in Township 12-South, Range 67-West of the 6th P. M., El Paso County, Colorado; also

All of Sections 7, 18, 19 and 20, Township 12-South, Range 66-West of the 6th P. M., El Paso County, Colorado, lying West of the East boundary of the Air Force Academy property being all of the land acquired by the United States Government for the Air Force Academy site.

That the following territory be transferred from the certificated territory of the City of Colorado Springs, to the certificated territory of Mountain View Electric Association, Inc.:

All of Sections 29, 30, 31 and 32, Township 12-South, Range 65-West of the 6th P. M., El Paso County, Colorado; all of Sections 26, 25, 27, 28, 33, 34, 35 and 36, and all of Sections 29 and 32 lying East of the Air Force Academy boundary in Township 12-South, Range 66-West of the 6th P. M., El Paso County, Colorado;

All of Sections 5, 6, 7, 8, 17, 18, 20, 29 and 32 in Township 13-South, Range 65-West of the 6th P. M., El Paso County, Colorado;


All of Sections 1, 2, 3, 4, 12 and 13 in
Township 13-South, Range 66-West of the 6th
P. M., El Paso County, Colorado;

All of Section 5 in Township 14-South, Range
65-West of the 6th P. M., El Paso County,
Colorado.

That the Commission shall retain jurisdiction of this
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


Thomas C. Horton

John P. Thompson

Joseph I. Nigro
Commissioners.

Dated at Denver, Colorado,
this 21st day of February, 1957.

ea

original

(Decision No. 47365)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
OTIS W. SMITH, 350 PILOT KNOB,)
MANITOU SPRINGS, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A) APPLICATION NO. 15007-PP
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)

February 21, 1957

Appearances: Otis W. Smith, Manitou
Springs, Colorado, pro se;
Stanley Blunt, Canon City,
Colorado, for Southwestern
Transportation Company;
Stockton, Linville and Lewis,
Esqs., Denver, Colorado,
for Frank C. Klein and
Company, Inc.;
Marion F. Jones, Esq., Denver,
Colorado, and
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for R. B.
"Dick" Wilson, Inc.

S T A T E M E N T

By the Commission:

By application filed October 22, 1956, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, with authority as set forth in the following Order.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, February 11, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He stated that he has in mind only a dump truck operation and consented to that limitation upon any authority issued. He has equipment and finances suitable to the work and has work to do if the authority is granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Otis W. Smith, Manitou Springs, Colorado, should be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation, in dump trucks only, of sand, gravel and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points.

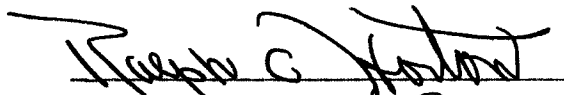
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.


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 February, 1957.

ea

original

(Decision No. 47366)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
THE ANTLERS HOTEL COMPANY, PIKES)	
PEAK AND COLORADO AVENUE, COLORADO)	
SPRINGS, COLORADO, FOR AUTHORITY TO)	
LEASE PUC NO. 139 TO PIKES PEAK)	APPLICATION NO. 15010-Lease
AUTOMOBILE COMPANY, 103 EAST PIKES)	
PEAK AVENUE, COLORADO SPRINGS,)	
COLORADO.)	
-----)	

February 21, 1957

Appearances: Ben S. Wendelken, Esq.,
Colorado Springs, Colo-
rado, for Lessee;
Westel B. Wallace, Esq.,
Denver, Colorado, for
Lessor.

S T A T E M E N T

By the Commission:

By Decision No. 46240, dated July 30, 1956, Fountain
Properties, Inc., Wichita, Kansas, was authorized to transfer
PUC No. 139 to The Antlers Hotel Company, Colorado Springs, Colo-
rado, said PUC No. 139 authorizing the following:

Transportation of passengers from Colorado
Springs to the various scenic attractions
in the Pikes Peak Region, subject to the
following terms and conditions:

- (a) that all sightseeing and tourist oper-
ations shall be limited to round-trip oper-
ations, originating and terminating at the
point of origin of the service;
- (b) that no one-way transportation of passen-
gers is permitted to any point in the Pikes
Peak Region;
- (c) that the quantity of equipment to be used
in this operation shall be limited to forty
(40) cars;

sightseeing service over what is termed the "Gold Belt Trail" trip, originating at Colorado Springs, thence to Cripple Creek via Ute Pass or the Corley Mountain Highway, thence to Canon City, Texas Creek, Westcliffe, Beulah, Pueblo, and back to Colorado Springs, or the reverse. All of said trips to be round-trip basis or from Colorado Springs to Pueblo.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, February 11, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

Mr. Mike Cobb, Manager of the Antlers Hotel, and Mr. Gunnar Alenius, Vice-President of the Lessee automobile company, testified in support of the application. The lease agreement was identified.

It appears that the lessee is now engaged in the work authorized by the permit which is to be leased, and has finances and equipment suitable to handling all that may be required of it in this respect. The proposed lease appears to be compatible with the public interest, and no reason appears why it should not be approved.

F I N D I N G S

THE COMMISSION FINDS:

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

That the proposed lease 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 Antlers Hotel Company, Colorado Springs, Colorado, should be, and it is hereby, authorized to lease all of its right, title, and interest in and to PUC No. 139, with authority

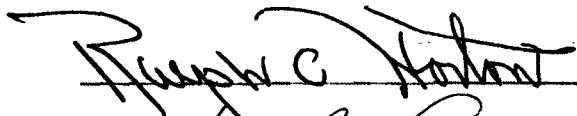


as set forth in the preceding Statement, which is made a part hereof by reference, to Pikes Peak Automobile Company, Colorado Springs, Colorado, subject to payment of outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

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

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

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of February, 1957.

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CORNELIUS VAN & HEAVY HAULING CO.,)
A CORPORATION, 3111 NORTH STONE)
AVENUE, COLORADO SPRINGS, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY AUTHORIZING EX-)
TENSION OF OPERATIONS UNDER PUC NO.)
343.)

APPLICATION NO. 14981-Extension

February 21, 1957

Appearances: Albert A. Norbont, Esq., Den-
ver, Colorado, and
John F. Mueller, Esq., Den-
ver, Colorado, for Appli-
cant;
Barry, Hupp & Dawkins, Esqs.,
Denver, Colorado, by Paul
Hupp, Esq., for Gottula
Trucking & Transportation,
Inc.; Burch Warehouse and
Transfer Co., Inc.; and
Sully's Transfer & Storage
Co.;
A. J. Fregeau, Denver, Colo-
rado, for Weicker Transfer
& Storage Co.;
W. L. McCann, Colorado
Springs, Colorado, for
McCann Brothers Transfer Co.;
Earl Johnson, Colorado Springs,
Colorado, for Goldstein
Transportation & Storage
Company, Inc.;
B. G. Williams, Colorado
Springs, Colorado, for
Wandell & Lowe Transfer &
Storage Co.;
W. S. Nicoll, Colorado Springs,
Colorado, for Nicoll Ware-
housing Company, Inc.;
R. N. Daniels, Colorado Springs,
Colorado, for Daniels Moving
& Storage Co.

S T A T E M E N T

By the Commission:

The applicant corporation now holds certain call and de-

mand motor common carrier radial authority not necessary to be detailed here.

By the present application, as filed, the applicant sought to have its authority extended, in recognition of its alleged "Grandfather Rights," to permit the transportation of general commodities, including new and used household goods, between points within the corporate limits of the home-rule cities of Pueblo and Colorado Springs, Colorado. At the hearing of the matter, the applicant stated that it had no evidence sufficient to establish any rights in Pueblo, Colorado, and asked that the application be dismissed, as to Pueblo, and confined to Colorado Springs authority only. This was done.

Hearing of the matter was commenced at Colorado Springs, Colorado, January 29, 1957, and, after recess, was concluded at the City Auditorium, Colorado Springs, Colorado, February 11, 1957.

Mr. Van Kirk Perkins, Office Manager for Cornelius, and Mr. William L. Cornelius, testified in support of the application. There was no testimony in protest.

It appears from the evidence that an intra-city operation of this type has been conducted within the City Limits of Colorado Springs for many years. The earliest operation concerning which there was testimony was by Henry I. Smith, who was succeeded by Leota G. Cornelius, who was succeeded in 1954 by the applicant corporation, Cornelius Van & Heavy Hauling Co., the corporate stock of which is now controlled by Delbert G. Dalby. It appears that this operation, under its successive ownerships, was continued to the full extent of the authority shown and under licenses by the local licensing authority. None of the people named, except Dalby, now have any financial interest in the operation. There was some indication that trucks of the Dalby Transfer & Storage, Inc., have been bearing this authority as justification for their operation.. Such action is without warrant and, if it is being done, must terminate. The authority is held in the name of

Cornelius Van & Heavy Hauling Co. and must be operated in vehicles marked as such until some authority to the contrary is obtained from the Commission. As it appears that the operation within the corporate limits of Colorado Springs was conducted to the extent to which recognition is here sought prior to the time we acquired jurisdiction and at all times since, it appears that the applicant corporation is entitled, as a matter of law, to have its "Grandfather Rights," as set forth in the following Order, recognized. 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 herein.

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Cornelius Van & Heavy Hauling Co., a corporation, Colorado Springs, Colorado, be, and it hereby is, authorized to extend operations under PUC No. 343, as follows:

transportation of general commodities, including new and used household goods, between points located within the corporate limits of Colorado Springs, Colorado,

and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

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

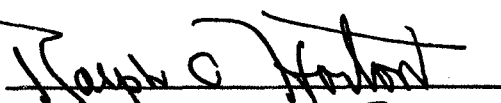
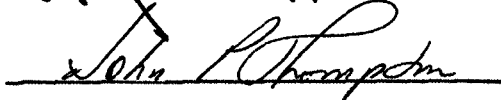

That applicant shall operate its carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

That this Order is subject to compliance by applicant with

all present and future laws and rules and regulations of the Commission.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EARL BRAGG, 728 NORTH SPRUCE STREET,)
COLORADO SPRINGS, COLORADO, FOR AU-)
THORITY TO TRANSFER PUC NO. 2969 TO)
HARRY E. MAROLF AND JOE B. SULLIVAN,)
DOING BUSINESS AS "UNITED DISPOSAL)
CO.," 817 DAHLIA STREET, SECURITY,)
COLORADO SPRINGS, COLORADO.)

APPLICATION NO. 15014-Transfer

February 21, 1957

Appearances: William M. Calvert, Esq.,
Colorado Springs, Colo-
rado, for Transferor and
Transferees;
John H. Gately, Esq., Colo-
rado Springs, Colorado,
for Colorado Springs
Trash Haulers Association
and named members thereof;
Karl R. Ross, Esq., Colorado
Springs, Colorado, for
Garbage Service Co., Inc.

S T A T E M E N T

By the Commission:

Earl Bragg, Colorado Springs, Colorado, is the owner of
PUC No. 2969, authorizing:

Transportation of ashes, trash, dirt, rock,
fertilizer, rubbish, brush, and other waste
materials, between points within a radius of
10 miles of the corner of Pikes Peak and
Nevada Avenues in Colorado Springs, Colorado,
and the city dumps hereafter located within
the area above described.

By the instant application, he seeks authority to transfer
his operating rights under said certificate to Harry E. Marolf and
Joe B. Sullivan, doing business as "United Disposal Co.," Security,
Colorado Springs, Colorado.

Said application, pursuant to prior setting, after appro-

priate notice to all interested parties, was heard at the City Auditorium, Colorado Springs, Colorado, February 11, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The transferor, Mr. Earl Bragg; the transferee, Messrs. Harry E. Marolf and Joe B. Sullivan; and four public witnesses testified in support of the proposed transfer. It appears that the transferor has been engaged in the ash, trash and garbage business in the Colorado Springs area for perhaps 15 years; first with his father, then with his brother, and finally, under the present authority, by himself. No purpose will be served now by reviewing the difficulties which the transferor has encountered with his family in these prior operations, as the transferor states that he now desires to leave this business once and for all, and turn to Federal Civil Service employment for his livelihood. We will, therefore, take the transferor at his word and not encumber this record with a recital of the problems in which the transferor has previously become involved. It appears that since the transferor acquired this particular authority during 1956, he has either himself or through employees engaged in the operation of a scavenger service in Colorado Springs, and, at this time, has approximately 60 customers. He stated that his only indebtedness is to one Morford, and to the City of Colorado Springs for dump fees. He consented to having this indebtedness paid by the transferees out of the proceeds of the sale before the delivery of the remainder of the proceeds to him. The sale price is \$1,300; no equipment is being transferred, nor is any mortgage involved.

The transferees have trucking experience, but do not appear experience in this particular line of work. They own no equipment at present, but have investigated the matter and appear to have made arrangements to purchase equipment suitable to the work. Their combined net worth is approximately \$14,000, which we find to be sufficient for this purpose. They intend to devote their full time to the

operation. They propose to continue to serve the transferor's present customers in Colorado Springs and also to render service in the unincorporated community of Security.

The four public witnesses who appeared all reside in Security and all testified as to their desire for additional service in that area.

Two existing carriers testified in protest of the application. It appears they have authority to engage in scavenger operations in this area and are presently serving the area. There was no testimony in their behalf that the transfer would not be compatible with the public interest. There was no convincing evidence of any impairment of their service if the transfer here proposed were authorized.

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 Earl Bragg, Colorado Springs, Colorado, should be, and he is hereby, authorized to transfer all his right, title, and interest in and to PUC No. 2969, with authority as set forth in the preceding Statement, which is made a part hereof by reference, to Harry E. Marolf and Joe B. Sullivan, doing business as "United Disposal Co.," Security, Colorado Springs, Colorado, subject to payment of outstanding indebtedness against said certificate, if any there be, whether secured or unsecured.

That said transfer shall become effective only if and when,

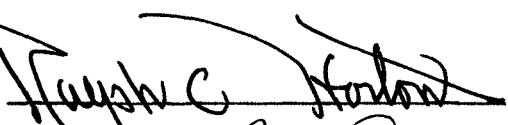
but not before, said transferor and transferees, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with the conditions and requirements of this Order, to be by them, or either of them, kept and performed.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

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

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

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

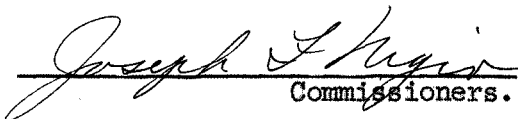
THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Hugh C. Harlow



John P. Thompson



Joseph I. Kiger
Commissioners.

Dated at Denver, Colorado,
this 21st day of February, 1957.

mls

(Decision No. 47369)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LLOYD E. RUBERG, 2620 NORTH TEJON)
STREET, COLORADO SPRINGS, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR VE-)
HICLE FOR HIRE.)

APPLICATION NO. 15008-PP

February 21, 1957

Appearances: Lloyd E. Ruberg, Colorado
Springs, Colorado, pro se;
Stanley Blunt, Canon City,
Colorado, for Southwestern
Transportation Co.;
Stockton, Linville & Lewis,
Esqs., Denver, Colorado,
for Frank C. Klein & Com-
pany, Inc.;
Marion F. Jones, Esq., Den-
ver, Colorado, and
Alvin J. Meiklejohn, Esq.,
Denver, Colorado, for R. B.
"Dick" Wilson, Inc.

S T A T E M E N T

By the Commission:

By application filed January 8, 1957, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire with authority as set forth in the following Order.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, February 11, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He stated that he has in mind only a dump truck operation and consented to that limitation upon any authority issued. He has equipment and finances suitable to the work and has work to do if the

authority is granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

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

That all operations hereunder shall be strictly contract

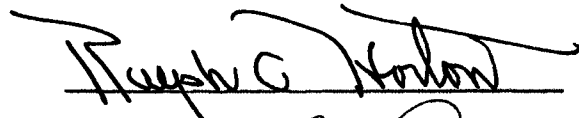
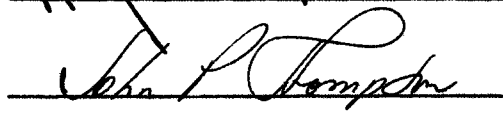
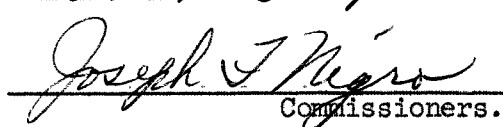
operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 February, 1957.

mls

(Decision No. 47370)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROY HOWERTON, BOX 41, FOUNTAIN,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 15025-PP

February 21, 1957

Appearances: Roy Howerton, Fountain,
Colorado, pro se;
Stanley Blunt, Canon City,
Colorado, for Southwestern
Transportation Co.;
Stockton, Linville & Lewis,
Esqs., Denver, Colorado,
for Frank C. Klein & Com-
pany, Inc.;
Marion F. Jones, Esq., Den-
ver, Colorado, and
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for R. B.
"Dick" Wilson, Inc.

S T A T E M E N T

By the Commission:

By application filed January 14, 1957, applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, with authority as set forth in the following Order.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, February 11, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. He stated that he has in mind only a dump truck operation and consented to that limitation upon any authority issued. He has equipment and finances suitable to the work and has work to do if the authority is granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

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

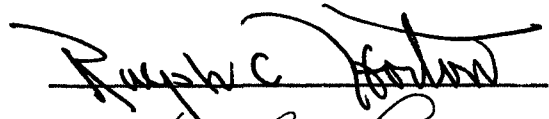


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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 February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
C. E. HARDRICK, RAINBOW COURTS,)
FLORENCE, COLORADO, FOR AUTHORITY) APPLICATION NO. 15017-PP-Extension
TO EXTEND OPERATIONS UNDER PERMIT)
NO. B-5026.)

February 21, 1957

Appearances: Marion F. Jones, Esq., Denver,
Colorado, and
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for Appli-
cant;
Stanley Blunt, Canon City,
Colorado, for Southwestern
Transportation Co.;
Stockton, Linville & Lewis,
Esqs., Denver, Colorado, for
Frank C. Klein & Company, Inc.,
and R. B. "Dick" Wilson, Inc.

S T A T E M E N T

By the Commission:

By application filed January 8, 1957, as amended and as restricted at the time of hearing thereof, the applicant seeks authority as set forth in the following Order.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, February 11, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicant testified in support of his application. It appears that he has authority and is now engaged in the transportation of coal in the Pueblo, Canon City, and Colorado Springs area. He has equipment and finances suitable to do the additional work he now seeks authority to perform and has work to do if authority is granted. He proposes to operate in dump trucks only, and consented

to have his authority so limited, if granted.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

That authority sought should be granted.

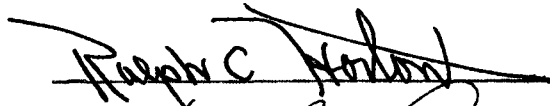
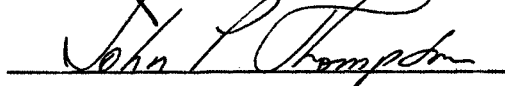
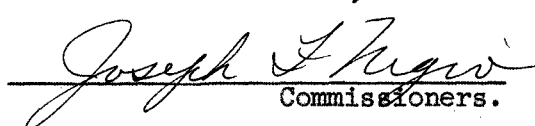
O R D E R

THE COMMISSION ORDERS:

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of February, 1957.

mls

final

(Decision No. 47372)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DALBY TRANSFER & STORAGE, INC., A)
CORPORATION, 3111 NORTH STONE AVE-)
NUE, COLORADO SPRINGS, COLORADO, FOR)
AUTHORITY TO TRANSFER PUC NO. 319 TO) APPLICATION NO. 15015-Transfer
DENVER-AMARILLO EXPRESS, A CORPORA-)
TION, 200 NORTH FILMORE, AMARILLO,)
TEXAS.)
-----)

IN THE MATTER OF THE APPLICATION OF)
DALBY TRANSFER & STORAGE, INC., A)
CORPORATION, 3111 NORTH STONE AVE-)
NUE, COLORADO SPRINGS, COLORADO, FOR) APPLICATION NO. 15016-PP-Transfer
AUTHORITY TO TRANSFER PERMIT NO.)
A-12 TO DENVER-AMARILLO EXPRESS, A)
CORPORATION, 200 NORTH FILMORE,)
AMARILLO, TEXAS.)
-----)

February 21, 1957

Appearances: Stockton, Linville & Lewis,
Esqs., Denver, Colorado,
for Transferor and Transferee;
A. J. Fregeau, Denver, Colo-
rado, for Weicker Transfer
and Storage Company.

S T A T E M E N T

By the Commission:

Dalby Transfer & Storage, Inc., a corporation, Colorado
Springs, Colorado, is the owner of PUC No. 319, authorizing the
transportation of:

freight between Colorado Springs and Matheson,
and intermediate points; and freight, except
lumber, coal and grain, between Matheson and
Burlington, and intermediate points;

and Private Carrier Permit No. A-12, authorizing the transportation
of:

freight between Denver, Colorado Springs,
Manitou and Pueblo, Colorado.

By applications filed January 9, 1957, Dalby Transfer & Storage, Inc., seeks authority to transfer PUC No. 319 and Permit No. A-12 to Denver-Amarillo Express, Amarillo, Texas.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, February 11, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

Leon Hough, Terminal Manager for the Transferor; J. O. Crawford, Vice-President of the Transferee; and Harold M. Gregory, Colorado Springs Terminal Manager for the Transferee, testified in support of the application. There was no testimony in protest.

It appears from the evidence that Mr. D. G. Dalby is the President, both of Dalby Transfer & Storage, Inc., the transferor, and Denver-Amarillo Express, the transferee. Dalby, either individually or in corporate form, has acquired these and other authorities over a period of several years; has now sold terminal and other equipment to Denver-Amarillo, and this application is intended merely to tie up the loose ends of this line-haul service. It is not entirely clear what the full extent of Dalby's personal or corporate operations may be, although it is known, for example, that he controls the stock of Cornelius Van & Heavy Hauling Co., a Colorado corporation with call and demand radial authority. It does not appear, however, that the service to the public will be adversely affected by permitting the transfer of the two line-haul operations which are here in issue.

It appears that the only obligations of the transferor are current liabilities, which will be paid. The purchase price of \$500 is a nominal figure, intended principally to cover attorneys' fees in this bookkeeping transfer. It bears no relationship to the actual worth of the authorities sought to be transferred.

Denver-Amarillo, the transferee, is in turn presently controlled by Red Ball Express, Inc. The parties hope eventually that all of the authorities of the transferee, the transferor and Red Ball Express, Inc., can be consolidated under the name of Red Ball Express, Inc. At the present time, the companies are operating under the name of Denver-Amarillo Red Ball. An application is pending before the Interstate Commerce Commission for authority to consolidate operations under one name and, if that application is granted, we are told that we may expect Denver-Amarillo, the transferee, to be back seeking authority to transfer the permits to Red Ball. There appears to be no question that the transferee, or Red Ball Motor Freight, Inc., or Denver-Amarillo Red Ball has equipment and finances suitable to the performance of the work authorized by the permits.

The transferee presently operates terminals at Denver, Colorado Springs, and Pueblo, and will continue to operate these authorities as they have been operated heretofore. In response to direct question, it was made clear that the transferee company understands that it may not mix the private carrier and common carrier operations authorized by the permits sought to be transferred, and that it cannot handle any shipment between points on the Denver-Pueblo line and points on the Colorado Springs-Burlington line.

No reason appeared why the transfers should not be authorized.

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 Dalby Transfer & Storage, Inc., a corporation, Colorado Springs, Colorado, should be, and it hereby is, authorized to transfer all its right, title, and interest in and to PUC No. 319, with authority as set forth in the preceding Statement, which is made a part hereof by reference, to Denver-Amarillo Express, Inc., a corporation, Amarillo, Texas, 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 this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission upon proper application.

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

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

That Dalby Transfer & Storage, Inc., a corporation, Colorado Springs, Colorado, should be, and it is hereby, authorized to transfer all its right, title, and interest in and to Permit No.

A-12, with authority as set forth in the preceding Statement, which is made a part hereof by reference, to Denver-Amarillo Express, a corporation, Amarillo, Texas, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. [Signature]
John P. Thompson
Joseph I. [Signature]
Commissioners.

Dated at Denver, Colorado,
this 21st day of February, 1957.

ea

(Decision No. 47373)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THOMAS E. SALMON, JR., 3624 WEST)
PIKES PEAK AVENUE, COLORADO SPRINGS,)
COLORADO, AND EUGENE L. RAY, 136)
STEVENS DRIVE, SECURITY, COLORADO,)
CO-PARTNERS, FOR A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY TO)
OPERATE AS A COMMON CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 14986

February 21, 1957

Appearances: Paul Evans, Esq., Colorado
Springs, Colorado, for
Applicant;
Karl R. Ross, Esq., Colorado
Springs, Colorado, for
Estes Service Company.

S T A T E M E N T

By the Commission:

By their application, as restricted at the hearing of the matter, the applicants seek common carrier motor vehicle authority to transport rubbish, ashes, trash, scrap products and waste materials of every kind and nature for all customers within a radius of seven miles of Fountain, Colorado, to regularly designated dumping areas within said radius and to the dumping areas operated now or hereafter by the City of Colorado Springs whether within or outside the area.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the City Auditorium, Colorado Springs, Colorado, January 29, 1957, and at the conclusion of the evidence, the matter was taken under advisement.

The applicants testified in support of their application. It appears that one applicant lives in the unincorporated community of Security, situated approximately half way between Colorado Springs and Fountain, and the other applicant is moving to that community. They plan to operate a vehicle suitable to the work. Their combined net worth is approximately \$5,000. Their proposed charge for eight calls per month is \$2.00 per month for residents in Security and \$1.50 in Fountain. Neither applicant has any particular experience in the work. It appears that the unincorporated community of Security has a population of about 5,500.

The Mayor of Fountain testified in support of the application. He stated there are approximately 1,800 families living there now; he knows of no garbage service available there. Disposal is becoming a problem and he feels there is a need for the service proposed.

Six public witnesses testified in support of the application. The substance of their testimony is that only one carrier presently operates in Security. This carrier renders service to residences on a weekly basis. There were several complaints that the present service is not satisfactory either as to frequency of service or as to the care which is taken with the disposal containers and with cleaning up material spilled in the process of loading. Several of these witnesses testified that they want and need another carrier and would like to have the present application granted.

J. W. Estes, doing business as Estes Service Company, testified in protest. He stated that his Company operates in several States and has authority, among others, to render scavenger service in the area in which Security is located, but not in Fountain. His Company is the one presently operating in Security. He has tried to interest others having authority to serve this area, but the distance from the area to authorized dumps is so great they did not feel they could make

the operation a profitable one. He serves about 700 customers in Security. He is, of course, opposed to having any other carrier enter the area in competition with him.

We conclude from the evidence that at present no garbage service is available in Fountain and that people living in Security have no other carrier to whom they can turn for service if dissatisfied with the service of the existing carrier, who is protesting this application. There was evidence that indeed some people are dissatisfied with that service and would like to have an additional carrier. It appears that only approximately half of the people who live in Security now use the service of the existing carrier. There is thus a substantial volume of business which could be obtained without interfering in any way with the present operation of the protesting carrier. In all the facts and circumstances of this particular case, it appears to us that the public convenience and necessity will be served by granting the present application.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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

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 Thomas E. Salmon, Jr., Colorado Springs, Colorado, and Eugene L. Ray, Security, Colorado, co-partners, for the transportation of rubbish, ashes, trash, scrap products and waste materials of every kind and nature for all customers within a radius of seven miles of

Fountain, Colorado, to regularly designated dumping areas within said radius and to the dumping areas operated now or hereafter by the City of Colorado Springs, Colorado, whether within or outside the area, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

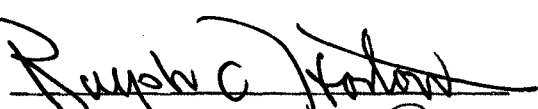
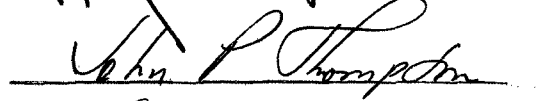

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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 21st day of February, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HENRY YAUK, WALTER H. YAUK AND)
HELMUT YAUK, DOING BUSINESS AS)
"WINDSOR PACKING CO.," WINDSOR,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PERMIT NO.B-4530 TO WALTER H.YAUK,)
DOING BUSINESS AS "WINDSOR PACKING)
CO.," WINDSOR, COLORADO.)
-----)

APPLICATION NO. 15041-PP-Transfer

February 25, 1957

S T A T E M E N T

By the Commission:

Henry Yauk, Walter H. Yauk and Helmut Yauk, doing business as "Windsor Packing Co.," Windsor, Colorado, are the owners of Private carrier Permit No. B-4530, authorizing:

Transportation of fresh and cured meat products, processed or to be processed at Windsor, or within a radius of 75 miles of Windsor, to Greeley, Fort Collins, Timnath, Loveland, Berthoud, Johnstown, and return to Windsor, Colorado.

By the instant application, the permit owners seek authority to transfer their operating rights under said permit to Walter H. Yauk, doing business as "Windsor Packing Co.," Windsor, Colorado.

The application was assigned for hearing before Examiner Joseph W. Hawley, at Greeley, Colorado, on February 14, 1957, with due notice to all interested parties. The Examiner has filed with the Commission his report of the proceedings.

None of the parties interested in the transfer appeared at the hearing, and the files were made a part of the record and the matter taken under advisement.

Inasmuch as the files of the Commission and the application herein show that said permit is in good standing; that road tax has been paid; that there are no outstanding unpaid operating obligations against said permit; that transferee, pecuniarily and otherwise, is qualified to carry on the operation, and it does not appear 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 transfer of said operating rights, 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 and files of the Commission that the owners of the permit operate a meat processing plant at Windsor, Colorado, and the permit has been used in connection with such operation. This is a family venture, and by letter of December 11, 1956, the owners of the permit advised the Commission that the partnership had been dissolved, Henry Yauk and Helmut Yauk withdrawing from the partnership, and the business to be conducted under the same name by Walter H. Yauk. Although the partners did not appear, the Examiner was of the opinion that the Commission should carry out the will of the permit owners, as all requirements of the law and of the rules and regulations of the Commission have been complied with, and there was no protest to favorable action.

The Examiner has recommended approval of the transfer without formal hearing.

F I N D I N G S

THE COMMISSION FINDS:

That the Report of the Examiner 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.

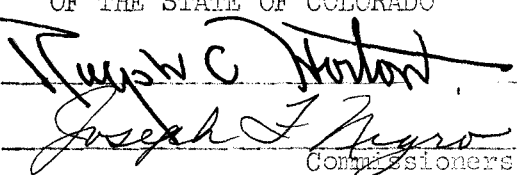
That Henry Yauk, Walter H. Yauk and Helmut Yauk, doing business as "Windsor Packing Co.," Windsor, Colorado, should be, and they are hereby, authorized to transfer all their right, title, and interest in and to Permit No. B-4530, with authority as set forth in the preceding Statement, which is made a part hereof by reference, to Walter H. Yauk, doing business as "Windsor Packing Co.," Windsor, Colorado, subject to payment of outstanding indebtedness against said operation, if any there be, whether secured or unsecured.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

COMMISSIONER JOHN P. THOMPSON
NOT PARTICIPATING.
Dated at Denver, Colorado,
this 25th day of February, 1957.
ea

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN L. KARNS AND ELMER K. ELKERTON,)
CO-PARTNERS, DOING BUSINESS AS "ROCKY)
MOUNTAIN WHOLESALERS," 803 SOUTH)
SHIELDS, FORT COLLINS, COLORADO, FOR) APPLICATION NO. 15038-PP
A CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

February 25, 1957

Appearances: John L. Karns, Fort Collins,
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

By the instant application, John L. Karns and Elmer K. Elkerton, co-partners, doing business as "Rocky Mountain Wholesalers," Fort Collins, Colorado, seek authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of forest and sawmill products from forests and sawmills within a twenty-five mile radius of Gould, Colorado, and a twenty-five mile radius of Walden, Colorado, to Fort Collins, Colorado, and Denver, Colorado; hay from points within a thirty-mile radius of Walden, Colorado, to Fort Collins, Colorado, and Denver, Colorado; heavy equipment, land-leveling equipment, etc., between points within a thirty-mile radius of Fort Collins, Colorado.

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

It appears from the Examiner's Report that John L. Karns, one of applicants, testified that he and his partner have had several years experience in the transportation business. They own or lease two large tractors and two flat bed trailers which they have leased to Stewart's Hay and Grain Company, of Fort Collins, and which they have been operating for said company. There are three separate operations here involved. Hay is purchased by Stewart from three named ranchers within a radius of thirty miles of Walden, Colorado, and others within the Gould area and transported to Fort Collins, or Denver. Forest products are transported from a group of sawmills fifteen miles northwest of Gould, another group east of Walden, and another in the same area. Heavy equipment and land-leveling equipment are to be transported from point to point within the thirty-mile radius of Fort Collins for contractors, particularly one Cleo Rouse, who appeared in support of the application.

From the evidence, it appears that there are no common carriers operating in any of these areas. Those interested in the transportation of all the commodities named have requested applicants' service and will use same when available.

The Commission is satisfied as to experience and financial stability of applicants. There was no protest to favorable action and no reason shown to the Examiner, and none to the Commission, why the application should not be granted. The proposed operation of applicants will in no way affect the adequate service of any common carrier authorized to operate in the areas involved.

F I N D I N G S

THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That authority sought should be granted.

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 L. Karns and Elmer K. Elkerton, co-partners, doing business as "Rocky Mountain Wholesalers," Fort Collins, 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 forest and sawmill products from forests and sawmills within a twenty-five mile radius of Gould, Colorado, and a twenty-five mile radius of Walden, Colorado, to Fort Collins, Colorado, and Denver, Colorado; hay from points within a thirty mile radius of Walden, Colorado, to Fort Collins, Colorado, and Denver, Colorado; heavy equipment, land-leveling equipment, etc., between points within a thirty-mile radius of Fort Collins, Colorado.

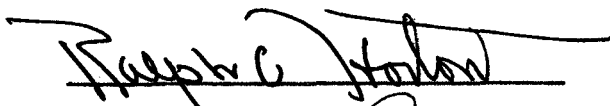
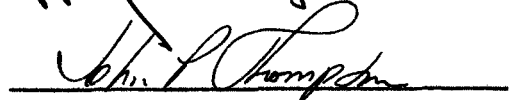
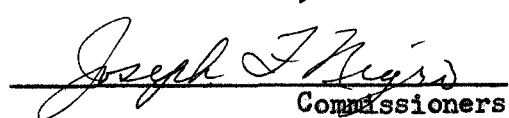
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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




Commissioners.

Dated at Denver, Colorado,
this 25th day of February, 1957.

original

(Decision No. 47376)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
LESTER R. HESS, 230 NORTH GRANT)	
AVENUE, FORT COLLINS, COLORADO, FOR)	
A CERTIFICATE OF PUBLIC CONVENIENCE)	APPLICATION NO. 15033
AND NECESSITY TO OPERATE AS A COMMON)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	
-----)	

February 25, 1957

Appearances: Lester R. Hess, Fort Collins,
Colorado, pro se;
Gene E. Fischer, Esq., Fort
Collins, Colorado, for
Francis B. Rickard and
James D. Rickard.

S T A T E M E N T

By the Commission:

By the instant application, Lester R. Hess, Fort Collins, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of trash and waste materials, furniture, freight, sand, gravel, lumber and miscellaneous articles from point to point within the City of Fort Collins, Colorado, and within a radius of 10 miles thereof.

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

It appears from the Report of the Examiner that the applicant is a fit and proper person to conduct the transportation service he seeks to operate; that he has sufficient equipment and is financially able to render the service; that he is engaged in the transportation of commodities referred to in the application in the City of Fort Collins, and was so engaged on

January 1, 1955, the effective date of Amendment No. XXV to the Constitution of the State of Colorado granting this Commission jurisdiction over the operations of common carriers by motor vehicle for hire in home-rule cities such as Fort Collins, and has established his "Grandfather Rights" to the certificate sought within the City; that he has also established public convenience and necessity for such operation within a 5 mile radius of the city limits of the City of Fort Collins by reason of his past and present service to customers in said area. It appears that applicant owns a 1948 Ford truck, 2-ton capacity, and his net worth is \$5,000.

No testimony was given for either protestants or on their behalf.

F I N D I N G S

THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

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

O R D E R

THE COMMISSION ORDERS:

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

That public convenience and necessity require the proposed common carrier motor vehicle, call and demand service of Lester R. Hess, Fort Collins, Colorado, for the transportation of trash and waste materials, furniture, freight, sand, gravel, lumber and miscellaneous articles from point to point within the City of Fort Collins, Colorado, and within a radius of ten miles thereof, and this Order shall be taken, deemed and considered to be a certificate of public convenience and necessity therefor.

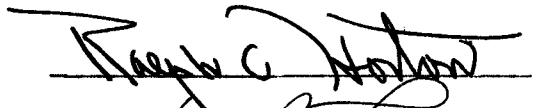
That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.


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 twentieth-one days from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 25th day of February, 1957.

ea

signed

(Decision No. 47377)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EDGAR PETE HAYNES, 930 WEST OAK)
STREET, FORT COLLINS, COLORADO, FOR)
A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 15032

February 25, 1957

Appearances: Edgar Pete Haynes, Fort
Collins, Colorado, pro se.

S T A T E M E N T

By the Commission:

By the instant application, Edgar Pete Haynes, Fort Collins, Colorado, seeks a certificate of public convenience and necessity authorizing the transportation of trash from point to point within the City of Fort Collins, Colorado.

The application was assigned for hearing to Examiner Joseph W. Hawley, at Greeley, Colorado, on February 14, 1957, at 10:00 o'clock A. M., after due notice to all interested parties, and was there heard and taken under advisement. The Examiner has filed his Report of the proceedings.

From the Report, it appears that applicant has been engaged in the transportation of trash from point to point within the City of Fort Collins, Colorado, since 1935 and was so engaged continuously up to and on January 1, 1955, the effective date of Amendment No. XXV to the Constitution of the State of Colorado granting this Commission jurisdiction over the operations of common carriers by motor vehicle in home-rule cities, including Fort Collins, and his "Grandfather Rights" to the certificate applied for have been fully established.

The applicant owns a 1955 Dodge pick up truck, 3/4-ton capacity, and his net worth is \$5,000. He is at present serving 30 customers in Fort Collins. The City dump is within the City limits. The City Clerk of Fort Collins has advised that said City consents to favorable action on the application. No one appeared in protest at the hearing.

The experience and financial stability of applicant has been shown to the satisfaction of the Commission and no reason appears why the application should not be granted. The Examiner has reported favorable action.

F I N D I N G S

THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved, and the certificate applied for should be granted.

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 proposed common carrier motor vehicle, call and demand service of Edgar Pete Haynes, Fort Collins, Colorado, for the transportation of trash from point to point within the City of Fort Collins, Colorado, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That applicant shall 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

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

Dated at Denver, Colorado,
this 25th day of February, 1957.

mls

original

(Decision No. 47378)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DONALD W. LEHR, DOING BUSINESS AS)
"THE FORT COLLINS HAULING SERVICE,")
219 WEST MULBERRY, FORT COLLINS,)
COLORADO, FOR A CERTIFICATE OF PUB-)
LIC CONVENIENCE AND NECESSITY TO)
OPERATE AS A COMMON CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 15031

February 25, 1957

Appearances: Gene E. Fischer, Esq., Fort
Collins, Colorado, for
Applicant.

S T A T E M E N T

By the Commission:

On September 20, 1956, applicant herein filed the instant application for authority to operate as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, dirt, and garbage, within the City limits of Fort Collins, Colorado, and in an area extending ten miles in all directions from the City limits thereof.

Said application was regularly set for hearing before the Commission at the Court House in Greeley, Colorado, February 14, 1957, at ten o'clock A. M., due notice thereof being forwarded to all parties in interest.

Examiner Joseph W. Hawley was designated by the Commission to hold the hearing on said application at the time and place designated in the Notice of Hearing, and thereafter submitted his Report of proceedings to the Commission.

Report of the Examiner states that when the application was called for hearing, Attorney for applicant moved for an Order per-

mitting applicant to withdraw the application without prejudice, and said Examiner recommends that the motion of Attorney for applicant be granted, and an Order entered permitting applicant to withdraw Application No. 15031, without prejudice to his right to re-file a similar application in the future, should he see fit to do so.

F I N D I N G S

THE COMMISSION FINDS:

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

That the motion of Attorney for applicant should be granted, as set forth in the Order following.

O R D E R

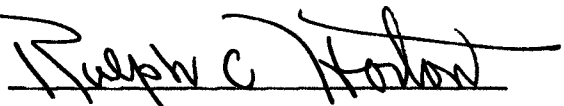


THE COMMISSION ORDERS:

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

That the motion of Attorney for applicant should be, and hereby is, granted, permitting applicant to withdraw Application No. 15031, without prejudice to his right to re-file a similar application in the future should he see fit to do so.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 25th day of February, 1957.

mls

original

(Decision No. 47379)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN UNDERWOOD, 1434 EAST 22ND)
AVENUE, DENVER, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 14926

February 25, 1957

Appearances: Harold D. Torgan, Esq., Denver,
Colorado, for Buehler Trans-
fer 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 instant application was assigned for hearing to Examiner Joseph W. Hawley, at 330 State Office Building, Denver, Colorado, February 18, 1957, at 10:00 o'clock A. M., with due notice to all parties in interest. The Examiner has filed his Report of the Proceedings of said hearing.

The Examiner reports that applicant did not appear either in person or by counsel and Attorney for protestants joined in a motion to dismiss said application for failure of applicant to prosecute. Said motion was taken under advisement and the Examiner recommends that it be granted.

F I N D I N G S

THE COMMISSION FINDS:

That the Report of the Examiner herein should be approved.

That the motion of protestants above referred to should be granted and the application dismissed.

O R D E R

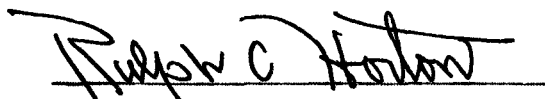

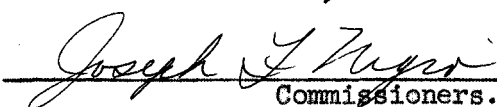
THE COMMISSION ORDERS:

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

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 25th day of February, 1957.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RAY R. GIBBENS, BOX 32, WELLINGTON,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 15040-Transfer
PUC NO. 785 AND PUC NO. 785-I TO)
O. J. HOLT CAMP, WELLINGTON, COLORADO.)

February 25, 1957

Appearances: Ray R. Gibbens, Wellington,
Colorado, Transferor,
pro se;
O. J Holtcamp, Wellington,
Colorado, Transferee,
pro se.

S T A T E M E N T

By the Commission:

Ray R. Gibbens, of Wellington, Colorado, is the owner of
PUC-785 and PUC-785-I, authorizing:

Transportation of such articles and commodities
as are ordinarily handled by transfer men and
dray men in Wellington and trade territory im-
mediately adjacent thereto, including pickup
and delivery service for the Colorado and South-
ern Railway Company, and transportation of
freight between Wellington and Fort Collins;

Interstate authority: Between Wellington and
Fort Collins and intermediate points via U. S.
Highway 87, and between Fort Collins and Wind-
sor and intermediate points via Colorado High-
ways 14 and 259, in interstate commerce only,
subject to the provisions of the Federal Motor
Carrier Act of 1935, as amended.

By the instant application, filed December 12, 1956, he
seeks authority to transfer his operating rights under said certi-
ficates to O. J Holtcamp, Wellington, Colorado.

Said application, pursuant to prior setting, after appro-
priate notice to all interested parties, was set for hearing at the
Court House, Greeley, Colorado, February 14, 1957, the hearing be-

ing assigned to Examiner Joseph W. Hawley, who heard the evidence, and submitted his Report to the Commission.

The parties appeared in person but not by counsel. Transferor Gibbens testified that he has been actively and continuously operating under said certificates for the past ten years. He stated there were no debts against said operations, but that he is now 68 years of age and desires to sell his operating rights as he is no longer physically able to furnish adequate service to his customers. The agreed consideration for the transfer of the certificates, including two trucks, supplies and office equipment, is \$4,000.00, which has been paid.

Transferee Holtcamp testified that he has had 30 years experience in the trucking business, for himself as well as for others; that he has lived at Wellington since 1912, and is well acquainted with the territory served under the certificates; he has paid the purchase price and traded in the two trucks for other equipment, and has filed a new list of equipment with the Commission. He verified his financial statement attached to the application, showing his net worth is \$17,000.

No one appeared at the hearing to protest favorable action on the instant application for transfer. The Report of the Examiner recommends that the transfer be authorized, 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 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 the Report of the Examiner be, and is hereby, approved.

That Ray R. Gibbens, Wellington, Colorado, should be, and he is hereby, authorized to transfer all his right, title, and interest in and to PUC No. 785 and PUC No. 785-I -- being the operating rights set forth in the above and foregoing Statement, which is made a part hereof by reference -- to O. J. Holtcamp, Wellington, Colorado, subject to payment of outstanding indebtedness against said certificates, if any there be, whether secured or unsecured.

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

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

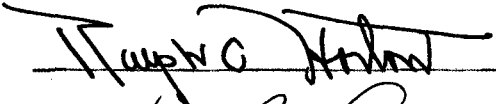
The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificates up to the time of transfer of said certificates.


That transfer of interstate operating rights herein authorized is subject to the provisions of the Federal Motor Carrier Act of


1935, as amended.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 25th day of February, 1957.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION
OF COLORADO CENTRAL POWER COMPANY,
3470 SOUTH BROADWAY, ENGLEWOOD,
COLORADO, A DELAWARE CORPORATION,
FOR AUTHORITY TO ISSUE AND SELL
APPROXIMATELY 75,000 ADDITIONAL
SHARES OF ITS COMMON STOCK OF THE
PAR VALUE OF FIVE DOLLARS PER
SHARE.

APPLICATION NO. 15114
Securities

S T A T E M E N T

By the Commission:

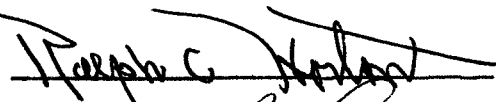

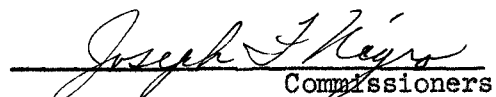
Upon consideration of the application filed February 20, 1957, by
Colorado Central Power Company, a Corporation, in the above-styled matter:

O R D E R

THE COMMISSION ORDERS:

That a public hearing be held, commencing on March 4, 1957, at 10:00
o'clock A. M., 330 State Office Building, Denver, Colorado, respecting
the matters involved and the issues presented in this proceeding. Any
interested municipality or any representative of interested consumers or
security holders of applicant corporation, and any other person whose par-
ticipation herein is in the public interest, may intervene in said proceed-
ings. Intervention petitions should be filed with the Commission on or
before February 27, 1957, and should set forth the grounds of the proposed
intervention, and the position and interest of the petitioners, in the pro-
ceeding, and must be subscribed by interveners.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 21st day of February, 1957.

original

(Decision No. 47382)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
UNION RURAL ELECTRIC ASSOCIATION,)
INC., BRIGHTON, COLORADO, FOR AU-)
THORITY TO EXTEND FACILITIES IN)
SECTION 31, TOWNSHIP 2-NORTH, RANGE)
68-WEST.)
-----)

APPLICATION NO. 15074

February 28, 1957

S T A T E M E N T

By the Commission:

On February 13, 1957, Union Rural Electric Association, Inc., filed an application with this Commission for authority to extend its facilities approximately 2820 feet to serve a pump located in the Northeast Quarter of Section 31, Township 2-North, Range 68-West. The extension is to serve John W. Lamar, Verne J. Cronquist, and Carl Swanson, who have associated themselves together as the "Plumb Ditch Company," to obtain water for their respective fields. The extension consists in the building of 2820 feet of four-wire, three-phase, 12.5 KV line to serve a ten-horse-power, three-phase pump.

This application was filed pursuant to the Commission's order in Application No. 13576 - Case No. 5108, Decision No. 47074 of January 7, 1957, which set forth the procedure for obtaining authority to extend facilities distances exceeding 300 feet in length. Applicant has elected by the instant application Plan (b) of said Order, which provides for the Commission to issue the authority without a hearing, if it so decides, and if there are no protests.

The Commission has examined the record and files herein and believes that this matter is one which can be decided without

a formal hearing, and being fully informed in the matter will issue its order granting the construction as requested. The Commission has received a letter from the Public Service Company of Colorado, dated February 20, 1957, stating, in effect, that Public Service Company has no objection to the granting of the authority sought by Union in the instant application.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission is fully advised in the premises.

That Applicant has complied with the Commission's order in Decision No. 47074, previously referred to, and there being no objection by interested parties, the authority as requested should be issued without hearing.

That public convenience and necessity require the rendering of electric service to the Plumb Ditch Company at a pump to be located in the Northeast Quarter of Section 31, Township 2-North, Range 68-West, and that Union Rural Electric Association, Inc., should be authorized to render said service.

O R D E R

THE COMMISSION ORDERS:

That Union Rural Electric Association, Inc., Brighton, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to extend its facilities to serve an electric pump of the Plumb Ditch Company to be located in the Northeast Quarter of Section 31, Township 2-North, Range 68-West, all in accordance with the application for electric service signed by and between the parties, a copy of which was filed with the Commission in the instant matter, and which, by reference, is made a part hereof.

That this application shall become effective as of the

day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Holton

John P. Thompson

Joseph F. Meyer
Commissioners.

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

ea

original

(Decision No. 47383)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
PUBLIC SERVICE COMPANY OF COLORADO,)	
900 - 15TH STREET, DENVER, COLORADO,)	
FOR AUTHORITY TO EXTEND FACILITIES)	APPLICATION NO. 15110
IN E $\frac{1}{2}$ of NE $\frac{1}{4}$, SECTION 29, TOWNSHIP)	
2-SOUTH, RANGE 67-WEST, ADAMS COUNTY,)	
COLORADO.)	
-----)	

February 28, 1957

S T A T E M E N T

By the Commission:

On February 19, 1957, Public Service Company of Colorado filed an application with this Commission for authority to extend its facilities and to construct 490 feet of new line. The extension is to serve Rufino Vigil, 8601 Quebec Street with residential electric service. Extension consists of 490 feet of secondary pole line and wire.

This application was filed pursuant to the Commission's order in Application No. 13576 - Case No. 5108, Decision No. 47074, of January 7, 1957, which set forth the procedure for obtaining authority to extend facilities distances exceeding 300 feet in length. Applicant has elected by the instant application Plan (b) of said Order, which provides for the Commission to issue the authority without a hearing if it so decides and if there are no protests.

The Commission has examined the record and files herein and believes that this matter is one which can be decided without a formal hearing, and being fully informed in the matter will issue its order granting the construction as requested. The Commission has received a waiver from the Union Rural Electric Association, dated February 21, 1957, stating in effect, that Union Rural

Electric Association has no objection to the granting of the authority sought by Public Service Company of Colorado in the instant application.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission is fully advised in the premises.

That Applicant has complied with the Commission's Order in Decision No. 47074, previously referred to, and there being no objection by the interested parties, the authority as requested should be issued without hearing.

That public convenience and necessity require the rendering of electric service to Rufino Vigil, at 8601 Quebec, in E $\frac{1}{2}$ of NE $\frac{1}{4}$, Section 29, Township 2-South, Range 67-West, Adams County, Colorado, and that Public Service Company of Colorado, should be authorized to render said service.

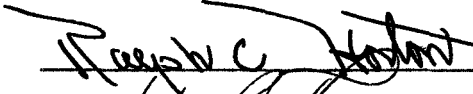
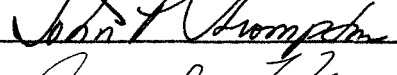
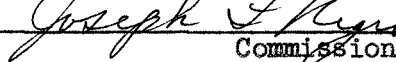
O R D E R

THE COMMISSION ORDERS:

That Public Service Company of Colorado, Denver, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to extend its facilities to serve Rufino Vigil, 8601 Quebec, located in the E $\frac{1}{2}$ of NE $\frac{1}{4}$, Section 29, Township 2-South, Range 67-West, Adams County, Colorado, all in accordance with the rates, rules and regulations of Public Service Company now on file with this Commission or as the same may be changed according to law and the rules and regulations of this Commission.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

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

ea

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CLAUDE REDDEN, RT. CMR, DELTA,)
COLORADO.)

PERMIT NO. B-4995

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from

Claude Redden

requesting that Permit No. B-4995 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. B-4995 , heretofore issued to

Claude Redden

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ralph C. Wilson
 John F. Thompson
 Joseph F. Negro
 Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

ma

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
GEORGE A. TORGLER, ORDWAY, COLORADO.)

PERMIT NO. B-4313

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
George A. Torgler

requesting that Permit No. B-4313 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. B-4313, heretofore issued to _____

George A. Torgler be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Thompson
John Thompson
Joseph S. Negro
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

PHIL ROSS AND R. R. ROSS, DOING)
BUSINESS AS "PHIL ROSS & SON,")
1590 TAMARAC STREET, DENVER, COLO-)
RADO.)
-----)

PERMIT NO. B-4561 & I

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Phil Ross and R. R. Ross dba "Phil Ross & Son"

requesting that Permit No. B-4561 & I be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. B-4561 & I, heretofore issued to _____

Phil Ross and R. R. Ross dba "Phil Ross & Son" _____ be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. [Signature]
John P. Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 195 7.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHN E. SANFORD, RT. 2, NOVINGER,)
MISSOURI.)
)
)
)
)
-----)

PERMIT NO. M-965

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

John E. Sanford

requesting that Permit No. M-965 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-965, heretofore issued to _____

John E. Sanford be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Frank C. Johnson
John J. Thompson
Joseph F. Rigro
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DOYLE KEOGH MEAT CO., 1410 MARKET ST.,)
DENVER 2, COLORADO.)
_____)

PERMIT NO. M-1133

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Doyle Keogh Meat Co.

requesting that Permit No. M-1133 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1133, heretofore issued to _____

Doyle Keogh Meat Co.

be,

and the same is hereby, declared cancelled effective September 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 4th day of March, 1957.

ma

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES T. GOULDING, DOING BUSINESS)
AS "SAN JUAN IMPLEMENT COMPANY,")
CORTEZ, COLORADO.)
-----)

PERMIT NO. M-1419

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____
Charles T. Goulding, dba San Juan Implement Company,
requesting that Permit No. M-1419 be cancelled.

FINDINGS

THE COMMISSION FINDS:

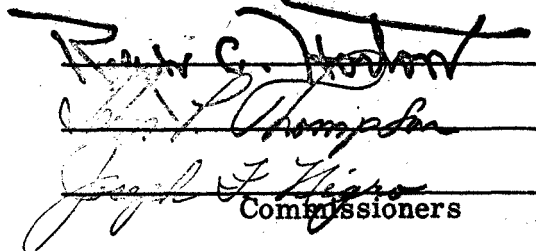
That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1419, heretofore issued to _____
Charles T. Goulding, dba San Juan Implement Company be,
and the same is hereby, declared cancelled effective November 1, 1956.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

C. A. NUGENT, DOING BUSINESS AS
"STAR NEON COMPANY", 755 EAST
VICTORY STREET, CRAIG, COLORADO.

PERMIT NO. M-1565

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

C. A. Nugent, dba Star Neon Company

requesting that Permit No. M-1565 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1565, heretofore issued to _____

C. A. Nugent, dba Star Neon Company

be,

and the same is hereby, declared cancelled effective February 10, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

)
)

WM. EARL AINSWORTH, DOING BUSINESS AS)
"AINSWORTH L. P. GAS COMPANY, 500)
SOUTH MAIN STREET, BRIGHTON, COLORADO.)

PERMIT NO. M-2586

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Wm. Earl Ainsworth dba Ainsworth L. P. Gas Company

requesting that Permit No. M-2586 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2586, heretofore issued to _____

Wm. Earl Ainsworth dba Ainsworth L. P. Gas Company be,

and the same is hereby, declared cancelled effective February 23, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

JOHN MARTINO, 1530 SANTA FE AVENUE,
PUEBLO, COLORADO.

PERMIT NO. M-2822

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

John Martino

requesting that Permit No. M-2822 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2822, heretofore issued to _____

John Martino be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

GILBERT THOMPSON, BOX 389, CLIFTON,
COLORADO.

PERMIT NO. M-2840

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Gilbert Thompson

requesting that Permit No. M-2840 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-2840, heretofore issued to _____

Gilbert Thompson be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Johnson
Gilbert Thompson
Joseph F. Higgins
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

HAROLD O. STERN, 1670 MACON STREET,
AURORA 8, COLORAD.

PERMIT NO. M-4652

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Harold O. Stern

requesting that Permit No. M-4652 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4652, heretofore issued to _____

Harold O. Stern be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Holm
Joseph F. Higgins
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES L. & M. ALINE EICHELBERGER,)
DOING BUSINESS AS "THE HORT COMPANY",)
11440 WEST 44TH AVENUE, WHEAT RIDGE,)
COLORADO.)

PERMIT NO. M-4708

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

Charles L. & M. Aline Eichelberger, dba The Hort Company
requesting that Permit No. M-4708 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-4708, heretofore issued to _____

Charles L. & M. Eichelberger dba The Hort Company be,
and the same is hereby, declared cancelled effective February 26, 1957.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert G. Horton
John Thompson
Joseph F. Negro
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

L. A. LAMB, DOING BUSINESS AS)
"LAMB & LAMB", PROCTOR, COLORADO.)
-----)

PERMIT NO. M-5584

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

L. A. Lamb, dba Lamb & Lamb

requesting that Permit No. M-5584 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5584, heretofore issued to _____

L. A. Lamb, dba Lamb & Lamb be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. [Signature]

John P. Thompson

Joseph F. Negro

Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

JOHN LUERS, 105 SOUTH COLORADO
AVENUE, BRUSH, COLORADO.

PERMIT NO. M-5619

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

John Luers

requesting that Permit No. M-5619 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5619, heretofore issued to _____

John Luers

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Brown
John P. Thompson
Joseph F. Higgs
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 195 7

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
R. J. MILES, DOING BUSINESS AS)
"R. J. MILES SALES COMPANY", 127)
SOUTH DENVER AVENUE, FORT LUPTON,)
COLORADO.)
-----)

PERMIT NO. M-5712

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

R. J. Miles dba R. J. Miles Sales Company

requesting that Permit No. M-5712 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5712, heretofore issued to _____

R. J. Miles dba R. J. Miles Sales Company be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Robert C. Dant
Walter Thompson
Joseph F. Higgins
Commissioners

Dated at Denver, Colorado,

this 4th day of March, 1957

mjm

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

B M B CLAY HAULERS INC. 160 UTICA
STREET, DENVER 19, COLORADO.

PERMIT NO. M-5949

March 4, 1957

STATEMENT

By the Commission:

The Commission is in receipt of a communication from _____

B M B Clay Haulers Inc.

requesting that Permit No. M-5949 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5949, heretofore issued to _____

B M B CLAY HAULERS Inc.

be,

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 4th day of March, 195 7

mjm