

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RAYMOND LEE CULLER DBA)
RAY'S TRUCK LINE)
P.O. Box 164)
Romeo, Colorado)
-----)

AUTHORITY NO. PUC 4818 and I
CASE NO. 16392 Ins.

July 31, 1964

S T A T E M E N T

By the Commission:

On July 15, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zaichko
Arnold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 31st day of July, 1964

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

INCREASED HOURLY RATES FOR THE)	
TRANSPORTATION OF HOUSEHOLD GOODS)	INVESTIGATION AND SUSPENSION
BETWEEN POINTS WITHIN THE CITY AND)	Docket No. 531
COUNTY OF DENVER, COLORADO)	

July 31, 1964

Appearances: R. L. Bowers, 2030 Blake Street
Denver, Colorado 80205 for
R. L. Bowers, R. E. Robinson and
L. S. Bowers, d/b/a Bowers & Son

A. J. Tait, 1525 Sherman Street
Denver, Colorado 80203, a member
of the Staff of the Commission

STATEMENT AND FINDINGS

BY THE COMMISSION:

By 4th Revised Page No. 3 to Bowers & Son local cartage tariff No. 1, Colorado P U C No. 1 (L. S. Bowers & R. L. Bowers, d/b/a Bowers & Son, Series), scheduled to become effective April 15, 1964, respondent proposed increased hourly rates for the transportation of household goods within the City and County of Denver, Colorado, as follows:

	<u>Per Present</u>	<u>Hour Proposed</u>
Motor Van, including a driver and helper	\$11.00	\$12.00
Truck and one man (open top or stake truck)	5.50	6.50

The proposed hourly rates were suspended on our own motion, to and including August 13, 1964, by decision No. 62734, dated April 13, 1964, with a hearing on the lawfulness of said hourly rates being set for May 4, 1964.

The matter was heard as noticed and taken under advisement.

One of the general partners appeared for the respondent and offered two exhibits which were accepted in evidence. Revenue and expenses for the year 1963, shown on respondent's exhibit and annual report, follow:

<u>EXHIBIT:</u>			<u>ANNUAL REPORT</u>	
<u>INCOME</u>				
<u>COMMERCIAL</u>	Percent of <u>Total Income</u>			
Local cartage	53.1	\$177,627		
Out of City	3.2	11,154		
Interstate	7.0	13,710		
Storage and Handling	13.1	43,728		
Other Service	7.9	25,490		
<u>HOUSEHOLD</u>				
Local Moves	6.7	22,667		
Interstate	10.7	35,910		
Storage and Handling	1.1	3,570		
Other Services	.1	382		
Miscellaneous Income	.1	300	Percent of <u>Total Income</u>	
TOTAL INCOME	100.0	\$334,538	100.0	\$334,538
EXPENSES:	90.1	301,485	90.76	303,620
NET PROFIT (Loss)	9.9	33,053	9.24	30,918

This witness testified that respondent owned a holding company from which equipment was leased. Respondent paid its holding company \$23,727 for equipment leased during 1963. The holding company realized a profit of \$4,000 to \$4,500 from its 1963 operations. This profit should have been shown in the respondent's annual report to the Commission. In the future, respondent will be expected to show the revenues, expenses and profit or loss resulting from the operations of said holding company.

Had the amount of \$4,000 been deducted from respondent's expenses, its profit and operating ratio for 1963 would have been, -

Revenue	\$334,538	
Expenses	<u>299,620</u>	(\$303,620 - \$4,000)
Net profit	\$ 34,918	
Operating Ratio %	89.56	

If respondent's expenses were increased by the amount of \$21,094, the amount of the partners' withdrawal during 1963, the resulting profit and operating ratio would have been, --

Revenue	\$334,538	
Expenses	<u>320,714</u>	(\$303,620 - \$4,000 + \$21,094)
Net profit	\$ 13,824	
Operating Ratio %	95.86	

Respondent's witness stated in his testimony: "Another factor which should be reflected is that there should be a consideration of earning ratio of 6 to 6 1/2% on the thousands of dollars invested in equipment and accounts receivable."

The annual report of respondent shows its investment to be, --

Cash		\$ 353
Carrier Property	\$13,074	
Less depreciation		
reserve	<u>11,716</u>	1,358
Non-carrier		
property	7,900	
Less depreciation		
reserve	<u>6,946</u>	954
Miscellaneous		
		<u>2,005</u>
		\$ 4,670

Deducting from the 1963 profit \$34,918 (\$30,918 + \$4,000) the amount of \$21,094, partners withdrawal for 1963, leaves the earning of \$13,824, which represents a return of 296 percent on respondent's investment.

If the rate of earning is computed on the investment of \$4,670 plus \$50,000 (monthly accounts receivable) the return is 25.3 percent (13824 divided by 54,670). In either event the earning on respondent's investment is considerably in excess of the 6 or 6 1/2% heretofore referred to.

The witness for respondent estimated his hourly cost for two men and van, household, as, --

Driver	\$2.25
Helper	2.00
	<u>\$4.25</u>
Fringe	.34
	<u>\$4.59</u>
45-hour week overtime	.26
	<u>\$4.85</u>
5-hour plus truck cost	1.54
	<u>\$6.39</u>
30% admini - strative	1.92
	<u>8.31</u>
20% Labor Lost	1.00
	<u>\$9.31</u>
50%, Use of Van, Truck, Seasonal and weekend (Weicker 75%)	.77
	<u>\$10.08</u>
Insurance	.22
Total	<u>\$10.30</u>

Including 5% partnership M. V. return plus 7% per normality rate PUC considers	1.23
	<u>\$11.53</u>

Respondent offered no evidence in substantiation of its truck or administrative costs, loss of labor or vehicle time. A Staff exhibit shows the general overhead expenses for respondent's overall operations to be 13.47% of the total expenses for the year 1963. The corresponding percentages for the years 1961 and 1962 are 12.86% and 12.08%, respectively. We are thus without respondent's actual cost of handling the traffic to which the proposed hourly rates would apply.

In the absence of properly authenticated cost figures and in view of the overall operating ratio of respondent and its holding company, we

conclude that respondent has not shown the proposed hourly rates to be just and reasonable.


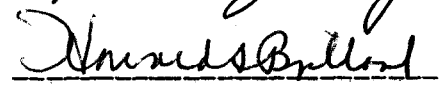
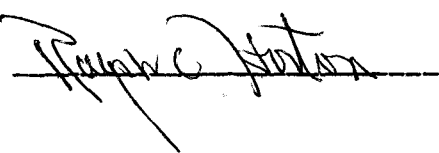
We find that the suspended schedules are not shown to be just and reasonable.

O R D E R

THE COMMISSION ORDERS, That:

1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. The respondent is hereby notified and required to cancel the suspended matter as referred to in the Statement and Findings hereof, on or before August 11, 1964, upon notice to this Commission and the general public by not less than one (1) day's filing and posting in the manner prescribed by law and the rules and regulations of the Commission, and that this proceeding be discontinued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado this 31st day
of July, 1964.

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RAY HUME, DOING BUSINESS AS "RAY)
HUME TRUCKING," P. O. BOX 531,)
RANGELY, COLORADO, FOR AUTHORITY TO)
TRANSFER INTERSTATE OPERATING RIGHTS)
TO RINGSBY TRUCK LINES, INC., 3201)
RINGSBY COURT, DENVER, COLORADO.)

PUC NO. 798-I-Transfer

August 4, 1964

appearances: Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for Appli-
cants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Ray Hume, doing business as "Ray Hume Trucking," Rangely, Colorado, was granted a certificate of public convenience and necessity (PUC No. 798-I), authorizing operation as a common carrier by motor vehicle for hire, for the transportation of:

freight, between Denver, Colorado, and the Colorado-Wyoming State Line, where U. S. Highway No. 287 crosses same, and between intermediate points and said line, in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

Said certificate-holder now seeks authority to transfer PUC No. 798-I to Ringsby Truck Lines, Inc., Denver, Colorado.

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


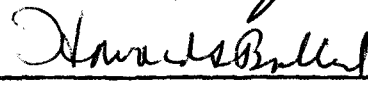

O R D E R

THE COMMISSION ORDERS:

That Ray Hume, doing business as "Ray Hume Trucking," Rangely, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 798-I -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Ringsby Truck Lines, Inc., Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission, and subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

mls

original

(Decision No. 63413)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
JOE GALVADON, 323 WEST FOUNTAIN)
STREET, COLORADO SPRINGS, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY, AUTHORIZING)
EXTENSION OF OPERATIONS UNDER PUC)
NO. 2741.)

APPLICATION NO. 20457-Extension

August 4, 1964

Appearances: Murphy, Morris & Hodson, Esqs., by
David H. Morris, Esq., Colorado
Springs, Colorado, for Applicant;
Otto K. Hilbert, Esq., Colorado
Springs, Colorado, for Superior
Sanitation, Inc.;
Goodbar & Goodbar, Esqs., by
Paul V. Evans, Esq., Colorado
Springs, Colorado, for Disposal
Service Company, Ace Disposal
Service, Inc., Becker's Trash
Service, Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Joe Galvaden, Colorado Springs, was granted a
certificate of public convenience and necessity (PUC No. 2741),
authorizing operation as a common carrier by motor vehicle for hire,
for the transportation of:

trash and garbage, on call and demand, from the
area known as Stratton Meadows Subdivision, south
of Colorado Springs, Colorado, to any trash dump
available to the residents of Stratton Meadows.

By the above-styled application, said certificate-holder seeks
authority to extend operations under said certificate, to include the
right to transport ashes, trash, and other waste materials, between
points in a ten-mile area of the corner of Pikes Peak and Nevada
Avenues, Colorado Springs, and from said area to regularly-designated

and approved dumps and disposal places in El Paso County, Colorado.

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

Report of the Examiner states that at the hearing, Applicant appeared and testified in support of his application, stating he began business under PUC 2741 in 1953 with 300 customers and has built said business until now he has 600 customers; that since the beginning of his business he has been operating in a territory which covered a ten-mile area from Pikes Peak and Nevada Avenue in Colorado Springs; that he has had no complaints relative to said service; that he was contacted by a Public Utilities Commission Investigator, who informed him he was operating beyond his authority, whereupon he obtained services of an authorized carrier to take care of his customers who were outside his authorized territory; that these customers are now being adequately served, and that there are also five other carriers serving said territory; that he is now the owner and operator of one truck.

John Pinell testified he is the owner of a liquor store; that he knows Applicant herein and has used his services and found them good; that he has been using Applicant's services both at his liquor store and at home.

James Frank, of Superior Sanitation Corporation, testified that there are 23 certificated carriers hauling trash, using 39 trucks, in the Colorado Springs Area; that his company is serving in this area and using 6 trucks every day; that there is no need for additional service.

Robert Cummings testified he is connected with Disposal Service Corporation; that his company has 4 trucks, serving in said area, and has the financial ability to obtain more equipment, if necessary; that there is no need for additional service in said area.

John Becker testified he is the owner of Becker's Trash Service, Inc.; that he is able and willing to perform any trash service required of him; that he knew Applicant was performing service outside his authority; that he had this knowledge since PUC No. 2741 was issued.

Thomas McLaughlin, owner of Ace Disposal Service, Inc., has authority to serve in the territory sought to be served by Applicant herein, and has sufficient equipment to so do.

Report of the Examiner further states that Applicant herein has operated since 1953 within the territory embraced by the instant application; that Applicant believed he had this authority; that he is now serving a large number of satisfied customers; that all protestants had knowledge of said operations, and none filed any protest with this Commission; that it was only after a Commission employee discovered Applicant was exceeding his authority that Protestants showed any interest; that Protestants have stood by for a period of over ten years and allowed Applicant to so operate.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that Applicant will have sufficient equipment and experience with which to properly carry on said proposed extended operation; that Applicant's financial standing is established to the satisfaction of the Commission; that public convenience and necessity require Applicant's proposed extended motor vehicle common carrier transportation service, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Joe Galvaden, Colorado Springs, Colorado, be, and hereby is, authorized to extend operations under PUC No. 2741, to include the


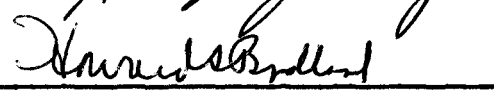

right to transport ashes, trash, and other waste materials, between points in a ten-mile area of the corner of Pikes Peak and Nevada Avenues, Colorado Springs, Colorado, and from said area to regularly-designated and approved dumps and disposal places in El Paso County, Colorado; and this ORDER shall be deemed to be, and 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.

Dated at Denver, Colorado,
this 4th day of August, 1964.

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original

(Decision No. 63414)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EVEREADY FREIGHT SERVICE, INC.,)
BUENA VISTA, COLORADO, FOR A CER-)
TIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO EXERCISE RIGHTS UNDER)
AN ORDINANCE GRANTED BY THE BOARD)
OF TRUSTEES OF THE TOWN OF BUENA)
VISTA, COLORADO.)

APPLICATION NO. 20327

August 4, 1964

Appearances: John M. Boyle, Esq., Salida,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing exercise of rights under an ordinance granted to applicant by the Board of Trustees of the Town of Buena Vista, Colorado, to erect, construct, operate and maintain gas works, gas plant, or systems within said Town of Buena Vista, Colorado.

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

Report of the Examiner states that at the hearing, Shirley Avery appeared and testified in support of his application, stating applicant herein is a Colorado corporation, and is a public utility operating company, subject to the jurisdiction of this Commission,

engaged in the purchase, distribution, and sale of natural gas primarily in Buena Vista, Colorado; that a certified copy of Applicant's Articles of Incorporation, together with all amendments thereto, has heretofore been filed with the Commission; that on November 6, 1962, the Board of Trustees of the Town of Buena Vista passed and adopted Ordinance No. 192, granting a franchise for the service of gas in said town, copy of which franchise is attached to the application herein, and entitled as follows:

AN ORDINANCE GRANTING UNTO EVEREADY FREIGHT SERVICE, INC., ITS SUCCESSORS AND ASSIGNS, A FRANCHISE OR LICENSE TO ERECT, CONSTRUCT, OPERATE AND MAINTAIN GAS WORKS, GAS PLANT OR SYSTEMS, AND TO USE THE STREETS AND ALLEYS OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, FOR SUCH PURPOSE:

that the term of said franchise is for a period of twenty-five years; that a certified copy of acceptance of said franchise by applicant is on file with the Commission; that Applicant will obtain its supply of natural gas for distribution and sale in the Town of Buena Vista from the Western Slope Gas Company, who will deliver said gas to Applicant from its transmission facilities at a town border station adjacent to Buena Vista.

It was estimated that during the life of the franchise, a capital expenditure in the approximate amount of \$75,000 will be made within the Town Limits of Buena Vista. It was further estimated that approximately 370 meters are now in service in said town, which presently has a population of approximately 2,700.

Gas will be supplied by Applicant at the same rates as those presently on file with the Commission and extensions within the town will be made pursuant to Applicant's extension policy, also on file with the Commission.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that public convenience and necessity require the granting of the instant

application, as set forth in the Order following.

O R D E R


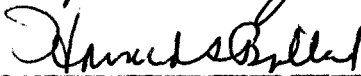
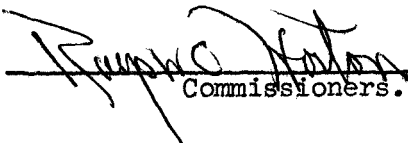
THE COMMISSION ORDERS:

That Eveready Freight Service, Inc., Buena Vista, Colorado, be, and hereby is, granted a certificate of public convenience and necessity, authorizing exercise of franchise rights granted by Ordinance No. 192 of the Town of Buena Vista, Colorado, of date November 6, 1962, for the distribution and sale of gas, either natural, artificial, or mixed, in said Town, and this ORDER shall be deemed to be, and be, a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

That applicant shall install, operate and maintain its gas distribution system and supply service in the area heretofore designated in accordance with rate schedules, rules and regulations, and service connection and main extension policy as are now or hereafter may be in effect and on file with the Commission; its books and accounts shall be maintained in agreement with the Uniform Classification of Accounts; its practices as to testing, consumers' deposits and operations, records of meters and complaints, shall be in compliance with the Commission's requirements.

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 August, 1964.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ELLSWORTH BROS. TRUCK LINE, INC.,)
OF COLORADO, 526 DENHAM BUILDING,)
DENVER, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20578-PP

August 3, 1964

Appearances: Marion F. Jones, Esq., Denver,
Colorado, for Applicant;
John H. Lewis, Esq., Denver,
Colorado, for Colorado Cart-
age Company, Inc.;
William T. Secor, Esq., Long-
mont, Colorado, for Soren-
son Truck Service, Inc.,
Golden Transfer Company;
Peter J. Crouse, Esq., Denver,
Colorado, for Don Ward, Inc.,
Atwood Truck Line, Eveready
Freight Service, Inc.;
Joseph F. Nigro, Esq., Denver,
Colorado, for Weicker Trans-
fer & Storage Company, Gold-
stein Transportation and
Storage, Inc., and Watson
Transport Company.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of cement, from the warehouse, in Englewood, Colorado, of the Rocky Mountain Cement Company Division of the Martin Marietta Corporation, and from the plant of that Company to be located in Eastern Colorado (the exact location of which will be described at the hearing), to points in the State of Colorado; service to be performed only for the Rocky Mountain Cement Company Division of said Martin Marietta Corporation.

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

Report of the Examiner states that at the time and place of hearing, Joseph F. Nigro, who made a special appearance on behalf of Watson Transport Company, moved that the instant application be continued and re-set for hearing. Said motion was made for the reason that Watson Transport Company had not been properly notified of the time and place of hearing of said application.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that the above-styled application should be continued, and set for hearing on August 12, 1964, as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS:

That Application No. 20578-PP be, and the same hereby is, continued, to be set for hearing before the Commission, at 10:00 oclock A. M., August 12, 1964, at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zuleygo
Harold B. Bell
Ralph O. Hutton
Commissioners.

Dated at Denver, Colorado,
this 3rd day of August, 1964.

mls

original

(Decision No. 63416)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF ISSUANCE OF)
TEMPORARY CERTIFICATES OF PUB-)
LIC CONVENIENCE AND NECESSITY)
UNDER CHAPTER 115, SESSION LAWS)
OF COLORADO, FOR EMERGENCY MOVE-)
MENT OF ONIONS AND VINE CROP)
HARVEST.)

APPLICATION NO. 20621

August 3, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Report has been received by the Commission from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency exists because of shortage of trucks for transportation of onion and vine crop harvest in the Counties of Otero, Bent, Pueblo, Crowley, and Prowers, Colorado, and that said emergency will continue to exist for a period of ninety (90) days.

Request is made for an Order of the Commission relative to issuance of temporary certificates of public convenience and necessity for the seasonal transportation of said onion and vine crop harvest in the counties above set forth.

The Commission states and finds that an emergency exists because of shortage in certificated trucks for transportation of onion and vine crop harvest in the Counties of Otero, Bent, Pueblo, Crowley, and Prowers, Colorado, and that public convenience and necessity require that temporary certificates should issue for the operation of motor vehicles for transportation of said onion and vine crop harvest, as provided by Chapter 115, Article 9, Section 4, Session Laws of 1953,


said certificates to be effective for a period of ninety (90) days, commencing August 3, 1964.

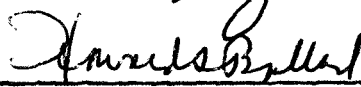
O R D E R

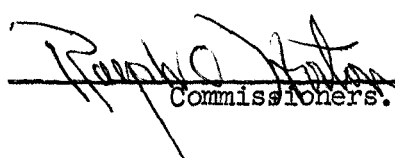
THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and hereby are, authorized to be issued for the operation of motor vehicles, for transportation of onion and vine crop harvest, in the Counties of Otero, Bent, Pueblo, Crowley, and Prowers, Colorado, said certificates to be effective for a period of ninety (90) days, commencing August 3, 1964, no such certificate to issue for transportation of such products by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 3rd day of August, 1964.

mls

original

(Decision No. 63417)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF ISSUANCE OF)
TEMPORARY CERTIFICATES OF PUB-)
LIC CONVENIENCE AND NECESSITY)
UNDER CHAPTER 115, SESSION)
LAWS OF COLORADO, 1953, FOR)
EMERGENCY MOVEMENT OF WHEAT.)

APPLICATION NO. 20622

August 3, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Report has been received by the Commission from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency exists because of shortage of trucks for transportation of wheat in the Counties of Routt, Rio Blanco, and Moffat, Colorado, and that said emergency will continue to exist for a period of thirty days.

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

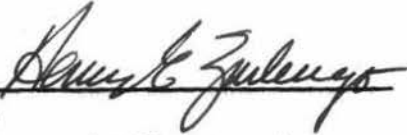
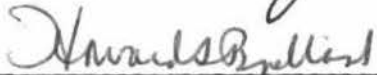
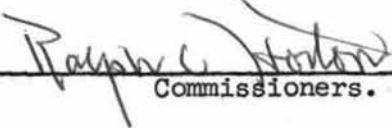
The Commission states and finds that an emergency exists because of shortage in certificated trucks for transportation of wheat in the Counties of Routt, Rio Blanco, and Moffat, Colorado, and that public convenience and necessity require that temporary certificates should issue for the operation of motor vehicles for transportation of wheat to market or places of storage, as provided by Chapter 115, Article 9, Section 4, Session Laws of 1953, said certificates to be effective for a period of thirty (30) days, commencing August 3, 1964.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and are hereby, authorized to be issued for the operation of motor vehicles, for transportation of wheat, to market or place of storage, in the Counties of Routt, Rio Blanco, and Moffat, Colorado, said certificates to be effective for a period of thirty (30) days, commencing August 3, 1964, no such certificate to issue for transportation of such product by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 3rd day of August, 1964.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE REDUCED RATES ON CASTINGS,
GRAY IRON VIA ENGLEWOOD TRANSIT
COMPANY

)
)
) INVESTIGATION and SUSPENSION
Docket No. 532

August 3, 1964

STATEMENT and FINDINGS

BY THE COMMISSION:

On April 17, 1964, by Decision No. 62801, the Commission, upon protest, suspended Englewood Transit Company's 3rd Revised Page No. 28 to its Freight Tariff No. 2, Colorado PUC No. 2, naming reduced rates on castings, gray iron transported from Denver, Minnequa and Pueblo, Colorado to various points in Colorado.

Investigation of the said rates cannot be concluded in the 120-day suspension period ending August 19, 1964 and, therefore, should be extended.

O R D E R

THE COMMISSION ORDERS, That:

1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. Under the provisions of Chapter 115-6-11, Colorado Revised Statutes, 1963, as amended, Englewood Transit Company's 3rd revised page 28 to its Tariff No. 2, Colorado PUC No. 2, published to become effective April 21, 1964, be further suspended for a period of three (3) months, or until and including November 19, 1964.
3. This order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Ziegler
Harold B. Miller
Reginald C. Hutton

Dated at Denver, Colorado this
3rd day of August, 1964

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 TO DISCONTINUE THE)
OPERATION OF PASSENGER TRAINS NOS.)
1 AND 2 BETWEEN DENVER, COLORADO,)
AND GRAND JUNCTION, COLORADO.)

APPLICATION NO. 20577

At a General Session of The
Public Utilities Commission
of the State of Colorado,
held at its offices in
Denver, Colorado.

INVESTIGATION AND SUSPENSION DOCKET NO. 536

August 4, 1964

S T A T E M E N T

By the Commission:

On July 9, 1964, The Denver and Rio Grande Western Railroad Company, Denver, Colorado, pursuant to Rule 6 of this Commission's Rules and Regulations Pertaining to Railroads and Express Companies Operating in the State of Colorado, filed its petition with this Commission seeking authority to discontinue the operation of its passenger Trains Nos. 1 and 2 between Denver, Colorado, and Grand Junction, Colorado; said discontinuance to become effective on August 10, 1964.

Applicant states that each of the above trains consists of a Diesel locomotive, mail car, baggage and express, grill car and a chair car. In addition, four cars are handled between Denver and Colorado Springs consisting of a chair car, chuck wagon car, slumber coach and a Pullman car. In the operation of said trains, net losses were sustained as follows:

<u>Year</u>	<u>Income</u>	<u>Expense</u>	<u>Loss</u>
1962	\$542,645	\$1,039,327	\$496,682
1963	505,613	1,021,282	515,669
1964 (3 Mos.)	86,268	222,351	136,083

Applicant cites there is now a duplication of rail service in the areas Denver to Pueblo and Denver to Glenwood Springs-- Grand Junction (via Moffat Tunnel route); from Pueblo to Grand Junction the route of Trains #1 and #2 is paralleled by a modern Federal-Aid highway offering access to many en-route rail points; a system of bus routings and schedules also provides daily service at principal rail points on the route; the preference of the public for transportation by private automobile, buses and air-lines of the region, together with declining patronage indicates the public convenience and necessity no longer requires operation of Trains Nos. 1 and 2.

In compliance with Rule 6, notice concerning discontinuance of operation of the passenger trains was posted by Applicant at each of its depots located along the line of the railroad between Denver and Grand Junction, Colorado. Said Notice, in addition to stating the intent of Applicant, also carried the proviso that any person desiring to object to the proposed change should file a written protest with The Public Utilities Commission of the State of Colorado at least ten (10) days prior to August 10, 1964.

Complaints have been received by the Commission from citizens, businessmen, civic organizations, county commissioners, and numerous municipalities in the area, sufficient in number and importance, in the opinion of the Commission, to warrant further investigation in the matter.

In view of the protests herein, the Commission, on its own motion, has determined to suspend the effective date of the proposed discontinuance of train service, for the purpose of further investigation and hearing regarding the whole proposal. The application and file in this matter will, therefore, be transferred to Investigation

and Suspension Docket No. 536 on the Commission's docket.

F I N D I N G S

THE COMMISSION FINDS:

That the effective date for discontinuance of operation of Rio Grande Passenger Trains Nos. 1 and 2, between Denver and Grand Junction, Colorado, should be suspended, and hearing be had in the matter.

That Application No. 20577, and the docket and files therein, should be transferred to Investigation and Suspension Docket No. 536 on the Commission's Docket.

O R D E R

THE COMMISSION ORDERS:

That the effective date for discontinuance of operation of its Passenger Trains Nos. 1 and 2, between Denver and Grand Junction, Colorado, as proposed by The Denver and Rio Grande Western Railroad Company, be, and hereby is, suspended for a period of one hundred and twenty (120) days from August 10, 1964, or until December 8, 1964, unless otherwise ordered by the Commission.

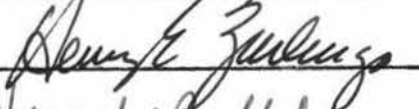
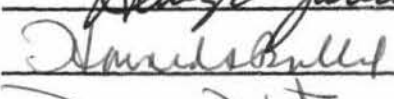
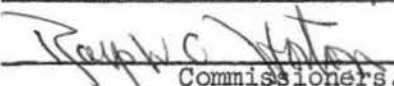
That Application No. 20577 and the docket and files therein are hereby transferred to Investigation and Suspension Docket No. 536 on the docket of the Commission.

That during said period of suspension, further investigation or hearing be had in said matter.

That a copy of this Order be filed with Application No. 20577 and with Investigation and Suspension Docket No. 536.

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 4th day of August, 1964.
mls

original

(Decision No. 63420)

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 AN)
ORDER AUTHORIZING THE ISSUANCE OF) APPLICATION NO. 20592-Securities
CERTAIN SECURITIES AND THE APPLICA-)
TION OF THE PROCEEDS THEREFROM FOR)
CERTAIN SPECIFIED PURPOSES.)

August 4, 1964

Appearances: Miller & Ruyle, Esqs., Greeley,
Colorado, by David J. Miller,
Esq., for Applicant;
E. R. Thompson, Denver, Colo-
rado, for the Staff of the
Commission.

S T A T E M E N T

By the Commission:

On July 15, 1964, Union Rural Electric Association, Inc.,
(Union) filed with the Commission the above-entitled application for
authority (1) to issue a Mortgage Note to the United States of
America for \$592,000 to be dated the day of its execution, (2) to
execute a Mortgage to be dated the day of its execution to secure
the note, and (3) approve an Amending Loan Contract dated as of Sep-
tember 24, 1962.

The matter was set for hearing after due notice to all in-
terested parties on Wednesday, July 29, 1964, at 2:00 o'clock P. M.,
in the Hearing Room of the Commission, 532 State Services Building,
Denver, Colorado, and was there heard by the Commission and at the
conclusion thereof taken under advisement.

Union Rural Electric Association, Inc., is a non-profit co-
operative corporation duly organized and existing under the laws of
the State of Colorado, furnishing electric energy to its members and

non-members. Its Articles of Incorporation, as amended, are on file with this Commission in Application No. 20428, Decision No. 63322. Union Rural Electric Association, Inc., is a public utility under Colorado Revised Statutes, 1953, 115-1-3, as amended.

Union Rural Electric Association, Inc., was granted by this Commission, on July 20, 1964, a certificate of public convenience and necessity to serve exclusively in certain areas and non-exclusively in other areas as designated in its Decision No. 63322, Application No. 20428. Union's existing operations are set forth in said Application and Decision; the territory in which Union serves exclusively is set forth in Exhibit No. 1 therein and referred to as areas A, B and C. Union also will serve present customers for not to exceed five years in Area E-1 and will serve present customers and future customers at present locations in Area E, subject to the limitations of this Commission in Decision No. 63322, Application No. 20428. Union's service territory lies in parts of the counties of Adams, Boulder, Gilpin, Grand, Jefferson and Weld, all within the State of Colorado.

Prior loans and extensions thereof as made to Union by the United States of America through the Rural Electrification Administration covering all indebtedness heretofore incurred since the inception of the Securities Act, March 22, 1947, have been ratified and approved by this Commission pursuant to Application No. 17079, Decision No. 52399, and Application No. 18397, Decision No. 56213.

Applicant's witness testified that Union needs additional funds for the improvement of its electrical distribution system and for the construction and extension of electric facilities in order to serve adequately electric consumers within its service territory. To obtain these necessary funds Union has entered into loan negotiations with the United States of America through the Administrator of the Rural Electrification Administration. The application to the Rural Electrification Administration for these additional funds was based upon and is supported

by engineering data as to construction requirements as set forth in Exhibit No. 6 introduced into evidence. Applicant's witness testified that \$592,000 of new construction was estimated at the time of the preparation of the data contained in Exhibit No. 6, entitled "Cost Estimates and Loan Budget for Electric Borrowers." These estimated construction requirements are summarily as follows:

Distribution facilities:

Facilities to connect 306 Consumers	\$147,889
Tie Lines	17,605
Conversion and line changes	3,575
Substation and switching equipment	40,500
Increase substation capacity	28,500
Various distribution lines and equipment including transformers and meters	268,437
Engineering fees	<u>21,271</u>
Total Distribution	\$527,777

Transmission:

4.25 miles of 34.5 KV transmission	19,125
34.5 KV substation capacity	39,500
Right-of-way procurement	2,125
Engineering fees	<u>3,473</u>
Total transmission	\$ 64,223
GRAND TOTAL	<u>\$592,000</u>

Applicant's witness testified that essentially all of the improvements have been made and were financed from general funds available to it in compliance with the rules and regulations of the Rural Electrification Administration. This expenditure of funds from Union's general funds was made necessary by services requested of it during the period of negotiations for settlement of the territorial dispute between Union and the Public Service Company of Colorado. The loan proceeds from the issuance of the \$592,000 Mortgage Note will be used to reimburse Union's general funds.

As evidence of Union's financial position as of June 30, 1964, there was introduced into evidence a Balance Sheet as of this date, Exhibit No. 10, and a Summary of Long Term Debt as of June 30,

1964, Exhibit No. 8. These financial statements show long term debt of \$3,390,548. Total capitalization amounts to \$4,262,044 of which equity accounts for \$871,496 or 20.45%. At this date Union had restricted funds of \$140,900 which are available for contingencies. General cash at June 30, 1964, stood at \$48,583. Union's Statement of Operation for twelve months ending June 30, 1964, Exhibit No. 9, entered in evidence, shows operating revenues of \$824,553, and a total cost of electric service of \$812,013, leaving operating margins of \$12,540. Total margins after addition of non-operating margins totaled \$14,302. Applicant's witness testified that Union's operating margins were unusually low for the period reported for the reason of various, for the most part, non-reoccurring expenses. These unusual expenses consisted of changing out all meters on the system, preparation of records of transformers and breakers, the up-dating of maps, regulatory expenses, installation of IBM equipment in the general office, new records and files and tree trimming.

Applicant's witness stated that the service requirements of the additional debt of \$592,000 would not cause an undue burden upon Union Rural Electric Association, Inc.

F I N D I N G S

THE COMMISSION FINDS:

That the issuance of the Mortgage Note made by Union Rural Electric Association, Inc., to the United States of America for \$592,000, Exhibit No. 3 herein, should be authorized and approved.

That the execution of the Mortgage by Union Rural Electric Association, Inc., to the United States of America, Exhibit No. 4 herein, should be authorized and approved.

That the Amending Loan Contract, dated September 24, 1962, between Union Rural Electric Association, Inc., and the United States of America, Exhibit No. 5 herein, should be authorized and approved.

That within one hundred twenty (120) days of the execution of the Mortgage Note, Exhibit No. 3, for \$592,000, authorized herein, applicant should file with the Commission one conformed copy of such executed Note, and one conformed copy of the executed Mortgage, and one conformed copy of the executed Amendment to the loan contract authorized and approved herein.

That the execution of the Mortgage Note for \$592,000 and the Mortgage securing the same is consistent with the public interest and upon Order of this Commission said execution is permitted by and is consistent with the provisions of Chapter 115, Colorado Revised Statutes 1953.

O R D E R

THE COMMISSION ORDERS:

That the execution of the Mortgage Note for \$592,000 by Union Rural Electric Association, Inc., to the United States of American, Exhibit No. 3 herein, be, and the same is hereby, authorized and approved.

That the execution of a Mortgage by Union Rural Electric Association, Inc., to the United States of American, Exhibit No. 4 herein, be, and the same is hereby, authorized and approved.

That the execution of the Amending Loan Contract dated September 24, 1962, between Union Rural Electric Association, Inc., and the United States of America, Exhibit No. 5 herein, be, and the same is hereby, authorized and approved.

That within one hundred twenty (120) days of the execution of the Mortgage Note for \$592,000, authorized herein, Union Rural Electric Association, Inc., shall file with the Commission one conformed copy of such note and one conformed copy of each of the executed Mortgage and executed Amending Loan Contract in connection therewith.

That the Commission retains jurisdiction of these proceedings to the end that it may make such Order or Orders in the premises that to it may seem proper and desirable.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zuley
James B. Bell
Raymond C. Horton
Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.
mls

Original

IN THE MATTER OF THE APPLICATION)
OF THE SANGRE DE CRISTO ELECTRIC)
ASSOCIATION, INC., BUENA VISTA,)
COLORADO, A COLORADO CORPORATION,)
FOR PERMISSION TO BORROW MONEY FROM)
THE RURAL ELECTRIFICATION ADMINIS-)
TRATION,)
-----)

APPLICATION NO. 20623
Securities

S T A T E M E N T

By the Commission:

Upon consideration of the application filed August 3, 1964,
by the Sangre De Cristo Electric Association, Inc. a corporation, in
the above styled matter:

O R D E R

THE COMMISSION ORDERS:

That a public hearing be held, commencing on on August 20,
1964, at 10:00 o clock A. M., 532 State Services Building, Denver,
Colorado, respecting matters involved and issues presented in the pro-
ceeding. Any interested municipality or any representative of interested
consumers or security holders of applicant corporation, and any other
person whose participation herein is in the public interest, may intervene
in said proceeding. Intervention petitions should be filed with the
Commission on or before August 14, 1964, and should set forth the ground
of the proposed intervention and the position and interest of the peti-
tioners, in the proceeding and must be subscribed by interveners.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Donald E. Zuley
Donald E. Zuley
Ralph C. Watson
Commissioners

Dated at Denver, Colorado,
this 4th day of August, 1964.

SUSPENSION ORDER
PRIVATE--CARRIER

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

(Decision No. 63422)

* * *

RE MOTOR VEHICLE OPERATIONS OF)
IVAN MC DANIEL, PARLIN, COLORADO)

PERMIT NO. B-5676

August 6, 1964

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-5676 be suspended
 for six months from August 9, 1964.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Ivan Mc Daniel, Parlin, Colo.

be, and is hereby, authorized to suspend his operations under Permit No. B-5676 until February 9, 1965.

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

OF THE STATE OF COLORADO

Henry E. Zaehner

Howard S. Bjelland

Ralph C. Horton

Commissioners

Dated at Denver, Colorado,
this 6th day of August, 1964.

hc

original

(Decision No. 63423)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
HIGHLINE ELECTRIC ASSOCIATION, A)	
COLORADO CORPORATION, HOLYOKE, COLO-)	
RADO, FOR AN ORDER AUTHORIZING THE)	<u>APPLICATION NO. 20580-Securities</u>
ISSUANCE OF SECURITIES AND THE)	
APPLICATION OF THE PROCEEDS THERE-)	
FROM TO CERTAIN LAWFUL PURPOSES.)	

August 4, 1964

Appearances: Baxter W. Arnold, Esq., Sterling,
Colorado, for Applicant;
E. R. Thompson, Denver, Colorado,
for the Commission.

S T A T E M E N T

By the Commission:

By this application Highline Electric Association (Highline) seeks authority from this Commission to issue a Mortgage Note in the principal amount of \$679,000, payable to the United States of America, bearing interest at the rate of two per cent (2%) per annum and payable within thirty-five (35) years after the date thereof and approval of an Amending Loan Contract, dated February 10, 1964, setting a maximum which may be borrowed by the Applicant at \$5,967,000, and a Mortgage made by Highline Electric Association to the United States of America to secure the payment of the principal and interest on all notes executed by the parties.

The matter was set for hearing after due notice to all interested parties on July 29, 1964, at 10:00 o'clock A. M., in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, and was there heard by the Commission, and at the conclusion thereof taken under advisement.

Applicant is a non-profit Colorado corporation and is a mem-

ber-owned public utility engaged in the business of purchasing, acquiring, accumulating, transmitting, distributing, furnishing and selling electricity to its members and to non-member consumers on its lines located in the Counties of Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma, all in the State of Colorado. Highline Electric Association was granted by this Commission, on July 30, 1962, a Certificate of Public Convenience and Necessity for the area set forth above and as more fully set forth in its Decision No. 59014, Application No. 17431.

Applicant's witness testified that additional funds are needed for the improvement of Highline's electrical distribution system and for the construction and extension of electric facilities in order to serve adequately the electric consumers within its service territory. To obtain these necessary funds Highline has entered into loan negotiations with the United States of America acting through the Administrator of the Rural Electrification Administration. The application to the Rural Electrification Administration for additional funds was based upon and supported by engineering data as to construction requirements as set forth in a Cost Estimate and Loan Budget form attached to the Application herein. Applicant's witness testified that the new construction required in the amount of \$679,00 would consist summarily as follows:

Various distribution facilities and equipment	\$443,400
31.5 miles of 69 KV transmission line	158,506
Additional substation equipment	28,500
Right-of-way procurement	4,250
Engineering Fees	15,904
Headquarter facility improvements	<u>39,000</u>
Total	\$689,560
Less funds available from prior loans	<u>10,560</u>
	\$679,000

Applicant's witness stated that approximately one-third of this total amount has already been expended for construction and funds

from this loan will be used to reimburse the treasury of the Highline Electric Association.

As evidence of Highline's financial position as of June 30, 1964, there were introduced into evidence its Balance Sheet as of this date, Exhibit E, and the Statement of Long Term Debt and Advance Payments on the principal amount, Exhibit D.

As of this date, long term debt stood at \$3,436,204, after the inclusion of advance payments totaling \$928,770. Total equities amounted to \$1,198,492, or approximately 26.0% of total capitalization. In addition to the cushion of credit from which emergency funds may be available, Highline Electric Association had restricted funds of \$450,000 which are also available for emergencies and other contingencies. Applicant's witness stated that of the \$679,000 to be borrowed from the Rural Electrification Administration approximately one-third of these funds would be used to reimburse the Highline treasury for funds already expended for capital purposes.

Also introduced into evidence was Highline's Statement of Operations for the six months ending June 30, 1964. This statement showed operating revenues for this period of \$425,869 and operating margins of \$88,440, and non-operating margins of \$6,227, making a total excess of revenues over all expenses and deductions of \$94,667.

Applicant's witness indicated that the company was in a comfortable earnings position and stated that the debt service payments on the \$679,000 note would not be a burden upon Highline Electric Association. He also stated that Highline was current in its payments of interest and re-payment of debt.

F I N D I N G S

THE COMMISSION FINDS:

That the issuance of the Mortgage Note made by Highline Electric Association to the United States of America for \$679,000, Exhibit A herein, should be authorized and approved.

That the Amending Loan Contract between Highline Electric Association and the United States of America, dated as of February 10, 1964, Exhibit C herein, should be authorized and approved.

That the Mortgage by Highline Electric Association to the United States of America, Exhibit B herein, should be authorized and approved.

That within one hundred twenty (120) days of the execution of the Mortgage Note for \$679,000 authorized herein, Applicant should file with the Commission one conformed copy of such executed note and of each other document made in connection therewith.

That the issuance of the Mortgage Note for \$679,000 is not inconsistent with the public interest and the purpose, or purposes thereof are permitted by and are consistent with the provisions of Chapter 115, Colorado Revised Statutes, 1953.

O R D E R

THE COMMISSION ORDERS:

That the issuance of a Mortgage Note for \$679,000 by Highline Electric Association to the United States of America, Exhibit A, be, and the same is hereby, authorized and approved.

That the Amending Loan Contract between Highline Electric Association and the United States of America, dated as of February 10, 1964, Exhibit C, be, and the same is hereby, authorized and approved.

That the Mortgage made by Highline Electric Association to the United States of America, Exhibit B, be, and the same is hereby, authorized and approved.

That within one hundred twenty (120) days of the execution of the Mortgage Note for \$679,000, authorized herein, Highline Electric Association shall file with the Commission one conformed copy of such executed note and of each other document made in connection therewith.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zuckerman
James Brulley
Raymond H. Hutton
Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
Y-W ELECTRIC ASSOCIATION, INC., A)
COLORADO CORPORATION, AKRON, COLO-)
RADO, FOR AN ORDER AUTHORIZING THE) APPLICATION NO. 20581-Securities
ISSUANCE OF SECURITIES AND THE)
APPLICATION OF THE PROCEEDS THERE-)
FROM TO CERTAIN LAWFUL PURPOSES.)

August 4, 1964

Appearances: Baxter W. Arnold, Esq., Sterling,
Colorado, for Applicant;
E. R. Thompson, Denver, Colorado,
for the Commission.

S T A T E M E N T

By the Commission:

By this application Y-W Electric Association, Inc., a Colorado corporation, seeks authority from this Commission to issue a Mortgage Note in the principal amount of \$300,000, payable to the United States of America, bearing interest at the rate of two per cent (2%) per annum and payable within thirty-five (35) years after the date thereof and approval of an Amendment to Amending Loan Contract, dated August 12, 1963, increasing the contract \$530,000 to a maximum of \$5,272,000, the amount applicant may borrow up to but not exceed.

The matter was set for hearing after due notice to all interested parties, on July 29, 1964, at 10:00 o'clock A. M., in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, and was there heard by the Commission and taken under advisement.

Applicant is a non-profit corporation and is a member-owned public utility engaged in the business of purchasing, acquiring, ac-

cumulating, transmitting, distributing, furnishing and selling electricity to its members and to non-member consumers on its lines located in the Counties of Yuma and Washington, including the towns of Akron, Otis and Eckley, all in the State of Colorado.

Y-W Electric Association, Inc., was granted by this Commission, on January 7, 1957, a Certificate of Public Convenience and Necessity for the area set forth above and as more fully set forth in its Decision No. 47069, Application No. 13661.

Testimony in the hearing revealed that Y-W Electric Association, Inc., needs additional funds for the improvement of its electric distribution system and for the construction and extension of electric facilities in order to serve adequately the electric consumers within its service territory. To obtain these necessary funds Y-W Electric Association, Inc., has entered into loan negotiations with the United States of America acting through the Administrator of the Rural Electrification Administration. The application to the Rural Electrification Administration for additional funds was based upon and supported by engineering data as to construction requirements as set forth in Exhibit No. 5, introduced into evidence. Applicant's witness testified that approximately \$530,000 of new construction is required within the current year and that such construction would consist summarily as follows:

Various distribution facilities and equipment	\$201,096
21 Miles of 115 KV transmission line	189,000
Increased substation capacity	155,700
Substation site and right-of-way procurement	7,300
Engineering fees	<u>16,133</u>
Total	\$569,229
Less funds available from prior loans	<u>39,229</u>
Total	\$530,000

Although Y-W Electric Association, Inc., anticipates that these funds will be needed within the current year for the construction of such facilities, the cooperative is seeking, at this time,

approval of only a \$300,000 loan evidenced by the Mortgage Note for this amount negotiated for last year and dated August 15, 1963.

Applicant's witness further stated that \$160,000 to be obtained from the issuing of the \$300,000 Mortgage Note would be used for repayment to Y-W's treasury for monies already expended for capital facilities.

As evidence of Y-W Electric Association, Inc.'s, financial position as of June 30, 1964, there was introduced into evidence a Balance Sheet as of this date, Exhibit No. 6, and a Summary of Long Term Debt, as of June 30, 1964, Exhibit No. 3. These financial statements show long term debt of \$3,568,050, which includes advance payments or cushion of credit of \$355,400. Applicant's witness stated that interest and debt payments were up-to-date. Total capitalization amounts to \$3,932,812, of which equity accounts for \$364,762 or 9.27%. In addition to the advance payments to REA, Y-W Electric Association, Inc., on June 30, 1964, had restricted funds available for contingencies of approximately \$300,000.

The Statement of Operations of Y-W Electric Association, Inc., for the twelve months ending June 30, 1964, Exhibit No. 7, indicated total operating revenues of \$793,563, and operating margins of \$74,983. Non-operating margins net amounted to \$15,409 so that the total of all revenues exceeded all expenses by \$90,393. Applicant's witness stated in response to cross-examination that he believed that Y-W Electric Association, Inc., is in a comfortable operating position and that the additional debt service on the proposed \$300,000 note would not be a burden upon the Cooperative.

F I N D I N G S

THE COMMISSION FINDS:

That the issuance of the Mortgage Note made by Y-W Electric Association, Inc., to the United States of America for \$300,000, dated

August 15, 1963, Exhibit No. 2 herein, should be authorized and approved.

That the Amendment, dated August 12, 1963, to Amending Loan Contract, dated July 27, 1951, as amended, between Y-W Electric Association, Inc., and the United States of America, Exhibit No. 1 herein, should be authorized and approved.

That within one hundred twenty (120) days of the execution of the Mortgage Note for \$300,000 authorized herein, Applicant should file with the Commission one conformed copy of such executed note and one conformed copy of the executed Amendment to the Amending Loan Contract.

That the issuance of the Mortgage Note for \$300,000 is not inconsistent with the public interest and that the purpose, or purposes thereof are permitted by and are consistent with the provisions of Chapter 115, Colorado Revised Statutes, 1953.

O R D E R

THE COMMISSION ORDERS:

That the issuance of a Mortgage Note of \$300,000 by Y-W Electric Association, Inc., to the United States of America, Exhibit No. 2, be, and the same is hereby, authorized and approved.

That the Amendment, dated August 12, 1963, to the Amending Loan Contract, dated July 27, 1951, as amended, between the Y-W Electric Association, Inc., and the United States of America, Exhibit No. 1, be, and the same is hereby, authorized and approved.


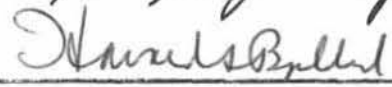

That within one hundred twenty (120) days of the execution of the Mortgage Note for \$300,000 authorized herein, Y-W Electric Association, Inc., shall file with the Commission one conformed copy of such executed note and one conformed copy of the Amendment to the Amending Loan Contract, dated July 27, 1951.

That the Commission retains jurisdiction of these proceedings to the end that it may make such Order, or Orders in the premises

as it may seem proper and desirable.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ALBERT C. STAMPFEL, RICO, COLO-)
RADO.)
-----)

PUC NO. 1483

August 6, 1964

S T A T E M E N T

By the Commission:

On January 20, 1964, the Commission authorized Albert C. Stampfel to suspend operations under his PUC No. 1483 until July 9, 1964.

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

F I N D I N G S

THE COMMISSION FINDS:

That the request should be granted.

O R D E R

THE COMMISSION ORDERS:

That PUC No. 1483, should be, and the same hereby is, reinstated as of July 9, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
Harold S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,
this 6th day of August, 1964.

original

(Decision No. 63426)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
MISS HELEN L. BURKE, MRS. DONALD KING)
AND MR. JAMES P. GRANT ON BEHALF OF)
THEMSELVES AND OTHERS SIMILARLY SITU-)
ATED FOR AN ORDER AUTHORIZING PUBLIC)
SERVICE COMPANY OF COLORADO TO RENDER)
STREET LIGHTING SERVICE PURSUANT TO)
PUC TARIFF NO. 4, ELECTRIC EIGHTH RE-)
VISED SHEET 262, THIRD REVISED SHEET)
262A AND ORIGINAL SHEET NO. 262B IN)
AN UNINCORPORATED AREA IN JEFFERSON)
COUNTY, COLORADO.)

APPLICATION NO. 20477

August 4, 1964

Appearances: D. D. Cawelti, Esq., Denver, Colorado,
for Public Service Company of Colo-
rado;
P. M. Brown, Denver, Colorado, of the
Staff of the Commission.

S T A T E M E N T

By the Commission:

This is an application by Miss Helen L. Burke and others, re-
presenting themselves and all other homeowners similarly situated,
for an Order authorizing Public Service Company of Colorado to install,
operate and maintain street lighting service in an unincorporated area
in Jefferson County, as shown on the map identified as Exhibit A attach-
ed to the application, and as hereinafter more fully described.

The matter was set for hearing and was heard, after due notice
to interested parties, on June 29, 1964, at two o'clock P.M., in the
Hearing Room of the Commission, 532 State Services Building, Denver,
Colorado. The hearing on the application was consolidated and heard
on a joint record with similar applications in Applications numbered
20475, 20476, 20478, 20479, 20480, and 20482.

No Petitions of Intervention were filed prior to the hearing,

and no one appeared at the hearing in opposition to the application.

A petition for street lighting service addressed to Public Service Company of Colorado (Public Service) was circulated among the residents of an area in which 148 customers now receive electric service. Of the 148 customers, signatures were obtained of 139, or a percentage of 93.9% of the total number of customers. Properly identified conformed copies of said petitions were submitted as Exhibit Nos. B-1 through B-6 respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by the Company of a petition from all electric customers within the area or upon an order or decision of this Commission, directing street lighting service to be established in the area. Since 9 customers did not sign, the Company could not install street lights without an order of the Commission.

Principal spokesman for Applicants was Miss Helen L. Burke. Miss Burke testified no street lighting now exists in the area contemplated in this application. She stated that police protection was inadequate and that there had been incidents of thefts and vandalism which might have been prevented by adequate lighting. She also testified that adequate street lighting was essential from the standpoint of traffic safety.

Also present in support of the application, though not testifying, were Mr. and Mrs. Elroy M. Pohle, Mr. and Mrs. E. H. Wyatt and Mrs. Margaret B. Henry who are residents of the area.

Mr. J. H. Ranniger, a Senior Engineer in the Rate Department of Public Service Company of Colorado, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, the Company is ready, willing and able to install street lighting in the area. No construction contributions are

required of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken. It will require approximately eight weeks to make the initial system operational. 7,000 lumen mercury vapor vertically operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Eighth Revised 262, Third Revised 262A, and Original Sheet 262B of Public Service Tariff, Colorado P.U.C. No. 4, Electric.

The proposed street lighting system was estimated to cost \$3,020.00 which will be provided from internal funds of the Company.

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.

That it has jurisdiction of the subject matter of this application, and of the Public Service Company of Colorado.

That the preservation of the public peace, health and safety require the installation of a street lighting system in the area described in the Order to follow.

O R D E R

THE COMMISSION ORDERS:

That Public Service Company is hereby authorized and directed to install, operate and maintain a non-ornamental, mercury vapor street light system in accordance with the provisions of its Tariff, Colorado P.U.C. No. 4, Electric, Eighth Revised Sheet 262, Third Revised Sheet 262A and Original Sheet 262B, now existing or as it may be changed under the rules of this Commission, or according to law.

That street lights, approximately 20 in number, shall be installed as required in the area described as follows:

Beginning at the southeast corner of the lot at the southeast corner of the intersection of 8th Avenue and Duxley Street (which lot is designated 750 Duxley

Street); thence west to the southwest corner of the lot designated 8710 West 8th Avenue; thence north along the west line of said last-described lot to a point of intersection with the southeasterly lot line of the lot numbered 8750 West 8th Avenue; thence southwesterly along the southeasterly lot lines of the lots numbered as 8750 West 8th Avenue and 720 Everett Street; thence around the curving southerly right of way line of Lakewood Drive (converging Everett and Field Streets) to its intersection with Garrison Street, across said street and thence northwesterly along the southwesterly lot line of the lot (now vacant) west of Garrison Street, being the second lot north of 9th Avenue, to the southwesterly corner of said lot, thence north along the rear lot line of the lots west of Garrison Street to the northwest corner of the lot at the northwest corner of the intersection of West 10th Avenue and Garrison Street; thence east irregularly along the rear lot lines of the lots immediately north of West 10th Avenue to the northeast corner of the lot at the northeast corner of the intersection of West 10th Avenue and Dudley Street; thence south to the point of beginning.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Sam E. Zurlungo
Harold B. Jell
Harold B. Jell
Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

gd

original

(Decision No. 63427)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
MRS. LESTER DANIELS, MR. JOHN R. JUBRIAS
AND MR. BENJAMIN R. LOYE ON BEHALF OF
THEMSELVES AND OTHERS SIMILARLY SITUATED
FOR AN ORDER AUTHORIZING PUBLIC SERVICE
COMPANY OF COLORADO TO RENDER STREET
LIGHTING SERVICE PURSUANT TO PUC TARIFF
NO. 4 - ELECTRIC, EIGHTH REVISED SHEET
262, THIRD REVISED SHEET 262A AND ORIGINAL
SHEET 262B IN AN UNINCORPORATED AREA IN
JEFFERSON COUNTY, COLORADO.

APPLICATION NO. 20479

August 4, 1964

Appearances: D. D. Cawelti, Esq., Denver, Colorado,
for Public Service Company of Colo-
rado;
P. M. Brown, Denver, Colorado, of the
Staff of the Commission.

S T A T E M E N T

By the Commission:

This is an application by Mrs. Lester Daniels and others, re-
presenting themselves and all other homeowners similarly situated,
for an order authorizing Public Service Company of Colorado to install,
operate and maintain street lighting service in an unincorporated area
in Jefferson County, as shown on the map identified as Exhibit A at-
tached to the application, and as hereinafter more fully described.

The matter was set for hearing and was heard, after due notice
to interested parties, on June 29, 1964, at two o'clock P.M. in the
Hearing Room of the Commission, 532 State Services Building, Denver,
Colorado. The hearing on the matter was consolidated and heard on
joint record with other similar matters in Applications numbered 20475,
20476, 20477, 20478, 20480, and 20482.

No Petitions of Intervention were filed prior to the hearing,
and no one appeared at the hearing in opposition to the application.

A petition for street lighting service addressed to Public Service Company of Colorado (Public Service) was circulated among the residents of an area in which 186 customers now receive electric service. Of the 186 customers, signatures were obtained of 160, or a percentage of 86% of the total number of customers. Properly identified conformed copies of said petitions were submitted as Exhibit Nos. B-1 through B-6 respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by the Company of a petition from all electric customers within the area or upon an order or decision of this Commission, directing street lighting service to be established in the area. Since 26 customers did not sign, the Company could not install street lights without an order of the Commission.

Principal spokesman for Applicants was Mrs. Lester Daniels. Mrs. Daniels testified no street lighting now exists in the area contemplated in this application. She stated that police protection was inadequate and that there had been incidents of break-ins, vandalism, and similar incidents, which might have been prevented by adequate lighting. She also testified that adequate street lighting was essential from the standpoint of traffic safety.

Also present in support of the application, though not testifying, were Mr. and Mrs. John R. Jubrias, Mr. Benjamin B. Loye and John B. Wright.

Mr. J. H. Ranniger, a Senior Engineer in the Rate Department of Public Service Company of Colorado, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, the Company is ready, willing and able to install street lighting in the area. No construction contributions are required of electric customers, and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering

of the street lighting for the area has already been undertaken. It will require approximately eight weeks to make the initial system operational. 7,000 lumen mercury vapor vertically operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Eighth Revised 262, Third Revised 262A, and Original Sheet 262B of Public Service Tariff, Colorado P.U.C. No. 4, Electric.

The proposed street lighting system was estimated to cost \$3,293.00 which will be provided from internal funds of the Company.

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.

That it has jurisdiction of the subject matter of this application, and of the Public Service Company of Colorado.

That the preservation of the public peace, health and safety require the installation of a street lighting system in the area described in the Order to follow.

O R D E R

THE COMMISSION ORDERS:

That Public Service Company is hereby authorized and directed to install, operate and maintain a non-ornamental, mercury vapor street light system in accordance with the provisions of its Tariff, Colorado P.U.C. No. 4, Electric, Eighth Revised Sheet 262, Third Revised Sheet 262A, and Original Sheet 262B, now existing or as it may be changed under the rules of this Commission, or according to law.

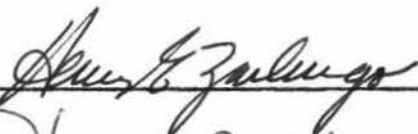
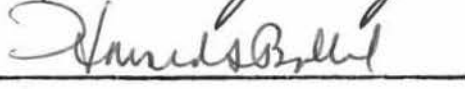
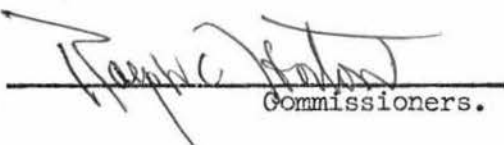
That street lights, approximately 18 in number, shall be installed as required in the area described as follows:

Beginning at the intersection of the west line of Kendall Street with the rear lot lines of the lots north of West 38th Avenue; thence west to the center

line of Marshall Street; thence north to the intersection of the south line extended of the lot designated as 3845 Marshall Street; thence west to the southwest corner of said lot; thence north along the rear lot lines of the lots west of Marshall Street and continuing across West 41st Avenue to the northwest corner of the lot (designated 6505 West 41st Avenue) at the northwest corner of the intersection of West 41st Avenue and Marshall Street; thence east along the north lot lines of the lots north of West 41st Avenue to the northeast corner of the lot at the northeast corner of West 41st and Marshall Street; thence north to the northwest corner of the premises presently occupied by a church and accessory buildings designated as 4101 Lamar Street; thence east to the northeast corner of the lot designated 6215-17-19 West 41st Avenue; thence south to the northwest corner of the lot designated as 6201 West 41st Avenue; thence east to the northeast corner of the lot designated as 4100 Jay Street at the northeast corner of the intersection of West 41st Avenue and Jay Street; thence south to the intersection with the rear lot lines of the lots north of West 38th Avenue; thence west to the point of beginning.

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 4th day of August, 1964.

gd

original

(Decision No. 63428)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
MRS. MELVIN H. HORN, MR. FLOYD D.
MC ADOW AND MR. MARVIN J. CLARK ON
BEHALF OF THEMSELVES AND OTHERS
SIMILARLY SITUATED FOR AN ORDER
AUTHORIZING PUBLIC SERVICE COMPANY
OF COLORADO TO RENDER STREET LIGHT-
ING SERVICE PURSUANT TO PUC TARIFF
NO. 4 - ELECTRIC, EIGHTH REVISED
SHEET 262, THIRD REVISED SHEET 262A
AND ORIGINAL SHEET 262B IN AN UNIN-
CORPORATED AREA IN ADAMS COUNTY,
COLORADO.

APPLICATION NO. 20482

August 4, 1964

Appearances: D. D. Cawelti, Esq., Denver, Colorado,
for Public Service Company of Colo-
rado;
P. M. Brown, Denver, Colorado, of the
Staff of the Commission.

S T A T E M E N T

By the Commission:

This is an application by Mrs. Melvin H. Horn and others,
representing themselves and all other homeowners similarly situated,
for an order authorizing Public Service Company of Colorado to in-
stall, operate and maintain street lighting service in an unincor-
porated area in Adams County, as shown on the map identified as
Exhibit A attached to the application, and as hereinafter more fully
described.

The matter was set for hearing and was heard, after due notice
to interested parties, on June 29, 1964, at two o'clock P.M., in the
Hearing Room of the Commission, 532 State Services Building, Denver,
Colorado. The hearing on the matter was consolidated and heard on
a joint record with other similar matters in Applications numbered

20475, 20476, 20477, 20478, 20479, and 20480.

No Petitions of Intervention were filed prior to the hearing and no one appeared at the hearing in opposition to the application.

A petition for street lighting service addressed to Public Service Company of Colorado (Public Service) was circulated among the residents of an area in which 53 customers now receive electric service. Of the 53 customers, signatures were obtained of 48, or a percentage of 90.6% of the total number of customers. Properly identified conformed copies of said petitions were submitted as Exhibit Nos. B-1 through B-3 respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by the Company of a petition from all electric customers within the area or upon an order or decision of this Commission, directing street lighting service to be established in the area. Since 5 customers did not sign, the Company could not install street lights without an order of the Commission.

Principal spokesman for Applicants was Mrs. Melvin Horn. Mrs. Horn testified no street lighting now exists in the area contemplated in this application. She stated that police protection was inadequate and that there had been incidents of vandalism which might have been prevented by adequate lighting. She also testified that adequate street lighting was essential from the standpoint of traffic safety.

Mr. J. H. Ranniger, Senior Engineer in the Rate Department of Public Service Company of Colorado, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, the Company is ready, willing and able to install street lighting in the area. No construction contributions are required of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken.

It will require approximately eight weeks to make the initial system operational. 7,000 lumen mercury vapor vertically operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Eighth Revised 262, Third Revised 262A, and Original Sheet 262B of Public Service Tariff, Colorado P.U.C. No. 4, Electric.

The proposed street lighting system was estimated to cost \$1,476.00 which will be provided from internal funds of the Company.

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.

That it has jurisdiction of the subject matter of this application, and of the Public Service Company of Colorado.

That the preservation of the public peace, health and safety require the installation of a street lighting system in the area described in the Order to follow.

O R D E R

THE COMMISSION ORDERS:

That Public Service Company is hereby authorized and directed to install, operate and maintain a non-ornamental, mercury vapor street light system in accordance with the provisions of its Tariff, Colorado P.U.C. No. 4, Electric, Eighth Revised Sheet 262, Third Revised Sheet 262A, and Original Sheet 262B, now existing or as it may be changed under the rules of this Commission, or according to law.

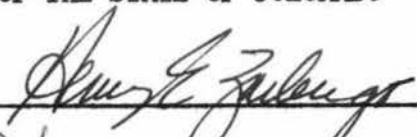
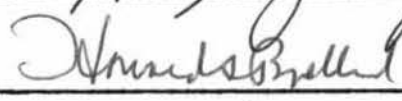
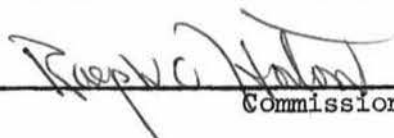
That street lights, approximately 8 in number, shall be installed as required in the area described as follows:

Beginning at the intersection of the center line of the medial strip of Coronado Parkway with the east line of North Washington Street; thence north to the southwest corner of the northernmost lot on the east side of the 8300 block of North Washington Street around the curving west and north sides of said lot to the intersection with the rear lot lines extended of the lots north of East 83rd

Place; thence east to the northwest corner of the lot designated as 961 East 83rd Place; thence south to the point of intersection with the center line of East 83rd Place; thence east along said center line to its intersection with the rear lot lines extended of the lots east of Ogden Street; thence south along said rear lot lines to the intersection with the rear lot lines extended of the lots north of Coronado Parkway; thence southeasterly along said rear lot lines to the northeasterly corner of the lot at the easterly corner of the intersection of Coronado Parkway and Downing Drive; thence southwesterly to the intersection with the center line of the medial strip of Coronado Parkway; thence northwesterly along said center line to the point of beginning.

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 4th day of August, 1964.

gd

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
J. AMON AND JOE N. CLARK, DOING)
BUSINESS AS, "R.G.M. VAIL TAXI",)
P. O. BOX 172, GILMAN, COLORADO.)

PUC NO, 5668

September 3, 1964
-----S T A T E M E N TBy the Commission:

The Commission is in receipt of a request from the above-named certificate-holder requesting that their PUC No. 5668 be further suspended for six months from August 2, 1964.

F I N D I N G STHE COMMISSION FINDS:

That the request should be granted.

O R D E RTHE COMMISSION ORDERS:

That J. Amon & Joe N. Clark, dba "R.G.M. Vail Taxi", Gilman,
Colorado

 be, and are hereby, authorized to further suspend operations under PUC No. 5668 until February 2, 1965.

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

Henry C. Zaehner
Harold J. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,
this 3rd day of September, 19 64.

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BERT JASINSKI (DECEASED), P. O.)
BOX 171, BENNETT, COLORADO.)

PERMIT NO. B-6311

September 3, 1964

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-6311 be suspended
for six months from July 6, 1964.

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 Bert Jasinski, Bennett, Colorado

be, and is hereby, authorized to suspend his operations under Permit
No. B-6311 until January 6, 1965.

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

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

Dated at Denver, Colorado,
this 3rd day of September, 1964.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
RALPH (DUKE) MAUCK, 229 BROSS,)
LONGMONT, COLORADO.)
-----)

PERMIT NO. M-11645

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Ralph (Duke) Mauck,
Longmont, Colorado
requesting that Permit No. M-11645 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11645, heretofore issued to Ralph (Duke) Mauck,
Longmont, Colorado be,
and the same is hereby, declared cancelled effective June 30, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zeelings
Harold S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,
this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DOYLE JOHNSON, GENERAL DELIVERY,)
NIWOT, COLORADO.)
)
)
-----)

PERMIT NO. M-11987

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Doyle Johnson,
Niwot, Colorado

requesting that Permit No. M-11987 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-11987, heretofore issued to Doyle Johnson,
Niwot, Colorado be,
and the same is hereby, declared cancelled effective July 6, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zuckers
Harold S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)

C. T. HALL, 5901 NORTH FEDERAL,
DENVER 21, COLORADO.

PERMIT NO. M-12486

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from C. T. Hall,
Denver 21, Colorado

requesting that Permit No. M-12486 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-12486, heretofore issued to C. T. Hall,
Denver 21, Colorado be,

and the same is hereby, declared cancelled effective July 9, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ROYAL REGENT, INCORPORATED, 2822)
WEST 17TH AVENUE, DENVER 4, COLORADO.)
_____)
_____)

PERMIT NO. M-13570

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Royal Regent, Inc.,
Denver 4, Colorado

requesting that Permit No. M-13570 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13570, heretofore issued to Royal Regent, Inc.,
Denver 4, Colorado be,
and the same is hereby, declared cancelled effective July 31, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaslavsky
Harold S. Bjelland
Reynold C. Horton
Commissioners

Dated at Denver, Colorado,

this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHNNY BOUCHARD, INCORPORATED, P. O.)
BOX 67, GUNNISON, COLORADO.)
_____))
_____)

PERMIT NO. M-14980

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Johnny Bouchard, Inc.,
Gunnison, Colorado

requesting that Permit No. M-14980 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-14980, heretofore issued to Johnny Bouchard, Inc.,
Gunnison, Colorado be,
and the same is hereby, declared cancelled effective July 10, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zeilinger
Howard S. Bjelund
Raymond C. [illegible]
Commissioners

Dated at Denver, Colorado,

this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
JOHNNY BOUCHARD, 701 WEST TOMICHI,)
GUNNISON, COLORADO.)
-----)

PERMIT NO. M-3316

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Johnny Bouchard,
Gunnison, Colorado
requesting that Permit No. M-3316 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-3316, heretofore issued to Johnny Bouchard,
Gunnison, Colorado be,
and the same is hereby, declared cancelled effective July 10, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zeisinger
Harold S. Bjelland
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,
this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MAX A. SHARP, WILEY, COLORADO.)
)
)
)
-----)

PERMIT NO. M-950

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Max A. Sharp,
Wiley, Colorado
requesting that Permit No. M-950 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-950, heretofore issued to Max A. Sharp,
Wiley, Colorado be,
and the same is hereby, declared cancelled effective July 25, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zellinger
Howard S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,
this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LYLE BOGENHAGEN, RURAL ROUTE #2,)
CHEYENNE WELLS, COLORADO.)
-----)

PERMIT NO. M-14410

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Lyle Bogenhagen,
Cheyenne Wells, Colorado

requesting that Permit No. M-14410 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-14410, heretofore issued to Lyle Bogenhagen,
Cheyenne Wells, Colorado be,
and the same is hereby, declared cancelled effective July 22, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Ziegler
Harold S. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
DAIRY BELT CHEESE (DIVISION OF LAND)
O'LAKES CREAMERIES, INCORPORATED),)
SPENCER, WISCONSIN.)
-----)

PERMIT NO. M-1605

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Dairy Belt Cheese
(Division of Land O'Lakes Creameries, Inc.), Spencer, Wisconsin
requesting that Permit No. M-1605 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-1605, heretofore issued to Dairy Belt Cheese
(Division of Lake O'Lakes Creameries, Inc.), Spencer, Wisconsin be,
and the same is hereby, declared cancelled effective July 1, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zeilinger
Harold J. Bjelland
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,

this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
ERWIN KERN AND GUNTER JACOBS, DOING)
BUSINESS AS, "ERWIN KERN", 1120 HOLLY)
STREET, DENVER 20, COLORADO.)
-----)

PERMIT NO. M-5562

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Erwin Kern and Gunter Jacobs, doing business as, "Erwin Kern", Denver 20, Colorado
requesting that Permit No. M-5562 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-5562, heretofore issued to Erwin Kern and Gunter Jacobs, doing business as, "Erwin Kern", Denver 20, Colorado be,
and the same is hereby, declared cancelled effective August 2, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,

this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
AFFLECK, INCORPORATED, DOING BUSINESS)
AS, "O. K. RUBBER WELDERS", 924)
MAIN, ALAMOSA, COLORADO.)
-----)

PERMIT NO. M-13272

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Affleck, Inc.,
doing business as, "O.K. Rubber Welders", Alamosa, Colorado
requesting that Permit No. M-13272 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13272, heretofore issued to Affleck, Inc.,
doing business as, "O.K. Rubber Welders", Alamosa, Colorado be,
and the same is hereby, declared cancelled effective July 30, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zaehner
James C. Ward
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,

this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
MINUTE MAID CORPORATION, 1200 WEST)
COLONIAL DRIVE, ORLANDO, FLORIDA.)
-----)

PERMIT NO. M-13957

September 3, 1964

STATEMENT

By the Commission:

The Commission is in receipt of a communication from Minute Maid Corp.
Orlando, Florida
requesting that Permit No. M-13957 be cancelled.

FINDINGS

THE COMMISSION FINDS:

That the request should be granted.

ORDER

THE COMMISSION ORDERS:

That Permit No. M-13957, heretofore issued to Minute Maid Corp.
Orlando, Florida be,
and the same is hereby, declared cancelled effective July 1, 1964.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zeilinger
Harold L. Billard
Reuben C. Norton
Commissioners

Dated at Denver, Colorado,
this 3rd day of September, 19 64.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
HAROLD E. TINSLEY, DOING BUSINESS)
AS "TINSLEY MILK LINE," 2623 EAST)
MONUMENT, COLORADO SPRINGS, COLO-)
RADO.)

PUC NO. 1570

August 4, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

On August 31, 1961, Decision No. 57091 was entered by this Commission, approving mortgage of the above-styled operating rights by Harold E. Tinsley, doing business as "Tinsley Milk Line," Colorado Springs, Colorado, to The Central Colorado Bank, Colorado Springs, Colorado, in the amount of \$9,663.84.

The Commission is now in receipt of a communication from said The Central Colorado Bank releasing said mortgage.

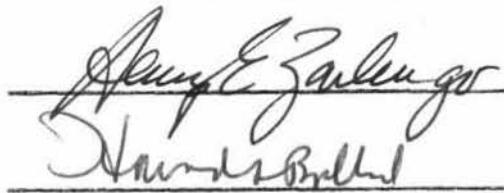
The Commission states and finds that release of mortgage of PUC No. 1570 authorized by Decision No. 57091 should be approved.

O R D E R


THE COMMISSION ORDERS:

That release of mortgage of PUC No. 1570, authorized by Decision No. 57091, of date August 31, 1961, be, and the same hereby is, approved.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Stanley E. Zander



Raymond C. Johnson
Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

mls

original

(Decision No. 63444)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JOHN W. CROSS, 522 LINCOLN STREET,)	
FORT MORGAN, COLORADO, FOR A CLASS)	<u>APPLICATION NO. 20625-PP</u>
"B" PERMIT TO OPERATE AS A PRIVATE)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	

August 4, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sugar beet samples, from points within a radius of thirty-five miles of Fort Morgan, Colorado, to Sugar Factory at Fort Morgan, Colorado.

Inasmuch as the files of the Commission and the application herein disclose that applicant, pecuniarily and otherwise, is qualified to carry on said 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 grant of said authority, the Commission determined to hear, and has heard, said matter, forthwith, without formal notice, upon the records and files herein.

The Commission states and finds that there is a need for applicant's proposed transportation services; that applicant will have sufficient equipment and experience to properly carry on said proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that applicant's proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory,

over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That John W. Cross, Fort Morgan, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sugar beet samples, from points within a radius of thirty-five miles of Fort Morgan, Colorado, to Sugar Factory at Fort Morgan, Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

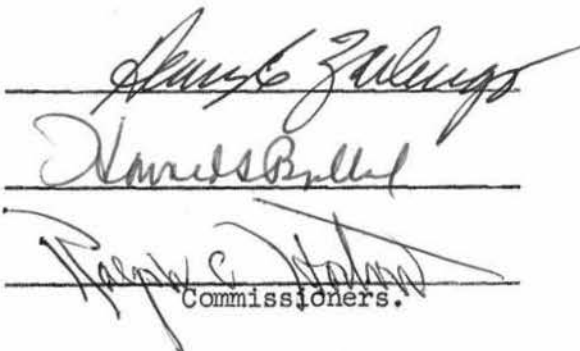
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

mls

original

(Decision No. 63445)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WALTER JAYNE, 2869 SHARON PLACE,)
GRAND JUNCTION, COLORADO, FOR A) APPLICATION NO. 20531-PP
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

August 4, 1964

Appearances: Walter Jayne, Grand Junction, Colorado, pro se.

S T A T E M E N T

By the Commission:

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

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

House, Grand Junction, Colorado, July 14, 1964, and at the conclusion of the evidence, the matter was taken under advisement.

Walter Jayne testified in support of his application stating that his address is 2869 Sharon Place, Grand Junction, Colorado; that he is the owner of a dump truck; that his net financial worth is in excess of \$10,000; that he has had over 25 years experience in the operation of trucks; that he has been operating under Temporary Authority for several months; that he is familiar with the rules and regulations of the Commission and will comply therewith if the authority sought 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 hereby made a part of these Findings by reference.

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

O R D E R

THE COMMISSION ORDERS:

That Walter Jayne, Grand Junction, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said

pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points; the transportation of road-surfacing materials being restricted against the use of tank vehicles, and this ORDER shall be deemed to be, and be, a PERMIT therefor.


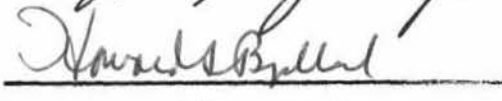
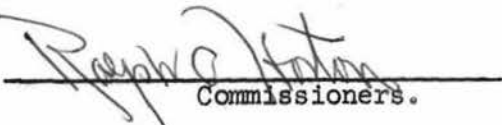
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.
mls

original

(Decision No. 63446)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RALPH L. SEARS, 2521 RIVER ROAD,)
GRAND JUNCTION, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 20533-PP

August 4, 1964

Appearances: Ralph L. Sears, Grand Junction, Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 75 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of 75 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 75 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 75 miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court House, Grand Junction, Colorado, July 14, 1964, and at the con-

clusion of the evidence, the matter was taken under advisement.

Ralph L. Sears testifying in support of his application stated that his address is 2521 River Road, Grand Junction, Colorado; that he is the owner of an International dump truck; that his net financial worth is in excess of \$10,000; that he desires to engage in transportation activities as set forth in his application; that he has had many years experience in the operation of trucks; that he is familiar with the rules and regulations of the Commission and will comply therewith if the authority sought 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:

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

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

O R D E R

THE COMMISSION ORDERS:

That Ralph L. Sears, Grand Junction, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 75 miles of said pits and supply points; sand and gravel, from pits and supply

points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of 75 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 75 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 75 miles of said pits and supply points; the transportation of road-surfacing materials being restricted against the use of tank vehicles, and this ORDER shall be deemed to be, and be, a PERMIT therefor.


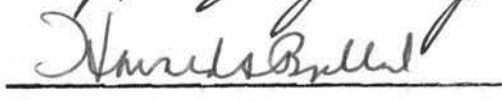

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

mls

original

(Decision No. 63447)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
L. V. SMITH, ROUTE 2, BOX 110, MONT-)
ROSE, COLORADO, FOR A CLASS "B" PER-)
MIT TO OPERATE AS A PRIVATE CARRIER)
BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20551-PP

August 4, 1964

Appearances: Strang, Campbell & Cashen,
Esqs., Montrose, Colo-
rado, by Donald Cashen,
Esq., for Applicant;
Daniel King, Esq., Mont-
rose, Colorado, for
Emery Earle and June
Earle, Protestants.

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 all types of buildings, granaries, and supply tanks, from point to point within a radius of seventy-five miles of Montrose, Colorado, excluding the area lying within the City Limits of Grand Junction, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court House, Montrose, Colorado, July 15, 1964, and at the conclusion of the evidence, the matter was taken under advisement.

L. V. Smith, the applicant, testified that he has had many years experience in the moving of buildings, first with his Father, and then on his own. He has moved buildings, gas tanks and large generators. In 1952, he bought a school house and moved it. In the last two or three years he has bought several other buildings and

moved such buildings on to property owned by him. In the year of 1963, he had about 25 requests to move buildings for other people and in the current year has had ten requests in the last month. He is the owner of two trucks, two dollys, some half dozen moving timbers, together with chains and other miscellaneous equipment which he uses for moving purposes. He feels that there is a need for the service which he proposes to render. He already is the owner of an "M" permit issued by this Commission, is familiar with the rules and regulations of the Commission and will comply with such rules and regulations if authority sought for is granted. On cross-examination, he testified that he has moved some five or six buildings without cutting them into sections, but that he has moved no brick or masonry buildings. He has moved four or five houses in the last four years. Apparently he has been hauling houses occasionally on his "M" permit on a buy and sell basis.

Emery Earle testifying in behalf of protestants stated that he received his authority, PUC No. 2350, from the Commission in 1951 and has been operating under that authority since that time. He maintains his equipment and headquarters in Montrose and states that nobody has had to wait more than a week for his service. He does not feel that there is enough business in the area for more than one house mover and is further of the opinion that his revenues might be decreased if the authority sought herein is granted. He is familiar with the equipment owned by the applicant herein and feels that the maximum size building the applicant can safely handle with such equipment on a weight basis would be in the vicinity of perhaps four tons.

Mrs. George Kemp and Marvin Gill testified as to the transaction where the applicant herein moved a building for Mrs. George Kemp.

From the testimony introduced at the hearing, it would appear that there is a need for the service which the applicant pro-

poses to render herein, at least in the general rural areas. If applicant is restricted from moving buildings in the larger towns and cities in the area in which the Commission intends to authorize applicant's service, there should be little or no effect on the revenues of the protestants and certainly the effect, if any, would not be sufficient to impair the efficient public service of the protestants. The requests for service upon which applicant relied came largely from the immediate surrounding area. It would, therefore, seem proper to limit the authority to be granted applicant to the Counties of Delta, Montrose, and Ouray, with the further proviso that as to the movement of buildings, he shall not render service in the Cities of Delta, Montrose, or Ouray. Furthermore, considering the equipment owned and operated by applicant and his experience in the moving business, it would seem proper that applicant's authority be limited to the moving of one story frame buildings, together with the granaries and supply tanks.

F I N D I N G S

THE COMMISSION FINDS:

1. That applicant is qualified both by experience and financial responsibility to operate as a private carrier by motor vehicle for hire for the transportation service authorized herein.
2. That, after careful consideration of the evidence in the record, we are of the opinion and so find as a fact that the transportation service authorized herein will not impair the efficient public service of the protestants herein.
3. That applicant is fit, willing and able to perform the aforesaid transportation service properly and to conform to the provisions of the Private Carrier Act and the rules and regulations of the Commission thereunder.
4. That the application herein should be granted as limited in the preceding Statement, which, by reference, is made a

part of these Findings.

O R D E R

THE COMMISSION ORDERS:

That L. V. Smith, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of one story frame buildings, from point to point in the Counties of Delta, Montrose and Ouray, State of Colorado, excluding the area lying within the City Limits of Delta, Montrose, and Ouray, and for the transportation of granaries and supply tanks, from point to point within the Counties of Delta, Montrose and Ouray, State of Colorado, and this ORDER shall be deemed to be, and be, a PERMIT therefor.


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

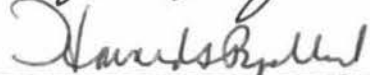
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

mls

original

(Decision No. 63448)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
MR. JOHN D. DORAN, MRS. ROBERT SERRO)
AND MR. CLAYTON L. TAYLOR ON BEHALF)
OF THEMSELVES AND OTHERS SIMILARLY)
SITUATED FOR AN ORDER AUTHORIZING)
PUBLIC SERVICE COMPANY OF COLORADO)
TO RENDER STREET LIGHTING SERVICE)
PURSUANT TO PUC TARIFF NO. 4 -)
ELECTRIC, EIGHTH REVISED SHEET 262,)
THIRD REVISED SHEET 262A AND ORIGI-)
NAL SHEET 262B IN AN UNINCORPORATED)
AREA IN JEFFERSON COUNTY, COLORADO.)

APPLICATION NO. 20480

August 4, 1964

Appearances: D. D. Cawelti, Esq., Denver,
Colorado, for Public Ser-
vice Company of Colorado;
P. M. Brown, Denver, Colo-
rado, of the Staff of the
Commission.

S T A T E M E N T

By the Commission:

This is an application by Mr. John D. Doran and others,
representing themselves and all other electric customers similarly
situated, for an Order authorizing Public Service Company of Colo-
rado to install, operate and maintain street lighting service in an
unincorporated area in Jefferson County, as shown on the map identi-
fied as Exhibit A attached to the application. The area to be served
was modified somewhat by motion at the hearing and, as thus modified,
is as hereinafter more fully described.

The matter was set for hearing and was heard, after due
notice to interested parties, on June 29, 1964, at 2:00 o'clock P. M.,
in the Hearing Room of the Commission, 532 State Service Building,
Denver, Colorado. The hearing on the matter was consolidated and

heard on a joint record with other similar matters in Applications numbered 20475, 20476, 20477, 20478, 20479, and 20482.

No petition of intervention were filed prior to the hearing, and no one appeared at the hearing in opposition to the application.

A petition for street lighting service addressed to Public Service Company of Colorado (Public Service) was circulated among the residents of an area in which 78 customers now receive electric service. Of the 78 customers, signatures were obtained of 73, or a percentage of 93.6% of the total number of customers. Properly identified conformed copies of said petitions were submitted as Exhibit Nos. B-1 through B-2, respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by the Company of a petition from all electric customers within the area or upon an order or decision of this Commission, directing street lighting service to be established in the area. Since 5 customers did not sign, the Company could not install street lights without an Order of the Commission.

Principal spokesman for Applicants was Mr. John D. Doran. Mr. Doran testified no street lighting now exists in the area contemplated in this application. He stated that police protection was inadequate and that there had been incidents of thefts and vandalism which might have been prevented by adequate lighting. He also testified that adequate street lighting was essential from the standpoint of traffic safety.

Also present in support of the Application, though not testifying, were Mrs. Doran, Mrs. Robert Serro, Mr. H. L. McClure, Mrs. F. W. Overton, Mrs. Frank Sheehan, and Mr. and Mrs. Swanson, who are residents of the area.

Mr. J. H. Ranniger, Senior Engineer in the Rate Department of Public Service Company of Colorado, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, the Company is ready, willing and able to install street lighting in the area. No construction contributions are required of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken. It will require approximately eight weeks to make the initial system operational. 7,000 lumen mercury vapor vertically operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Eighth Revised 262, Third Revised 262A, and Original 262B of Public Service Tariff, Colorado P.U.C. No. 4 Electric.

The proposed street lighting system was estimated to cost \$1,569.00 which will be provided from internal funds of the Company.

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.

That it has jurisdiction of the subject matter of this application, and of the Public Service Company of Colorado.

That the preservation of the public peace, health, and safety require the installation of a street lighting system in the area described in the Order to follow.

O R D E R

THE COMMISSION ORDERS:

That Public Service Company of Colorado is hereby authorized and directed to install, operate and maintain a non-ornamental, mercury vapor street light system in accordance with the provisions of its Tariff, Colorado P.U.C. No. 4, Electric, Eighth Revised Sheet


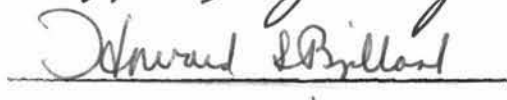

262, Third Revised Sheet 262A, and Original Sheet 262B, now existing or as it may be changed under the rules of this Commission, or according to law.

That street lights, approximately 11 in number, shall be installed as required in the area described as follows:

Beginning at the southwest corner of the lot at the southwest corner of the intersection of West 41st Avenue and Quay Street, which lot is numbered 4095 Quay Street; thence north along the rear lot lines of the lots west of Quay Street to the northwest corner of the lot designated as 4385 Quay Street; thence west to the southwest corner of the lot designated as 6920 West 44th Avenue; thence north to the center line of West 44th Avenue; thence east along said center line to the intersection with the rear lot lines extended of the lots east of Pierce Street; thence south along said rear lot lines to the southeast corner of the premises occupied by the St. Peter and Paul Catholic Church and designated as 4040 Pierce Street; thence west to the southwest corner thereof; thence across Pierce Street to the southeast corner of the lot designated as 3925 Pierce Street; thence west to the southwest corner of said lot; thence north to the southeast corner of the lot designated as 4090 Quay Street; thence west to the point of beginning.

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 4th day of August, 1964.
mls

original

(Decision No. 63449)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF ISSUANCE OF)	
TEMPORARY CERTIFICATES OF PUB-)	
LIC CONVENIENCE AND NECESSITY)	
UNDER CHAPTER 115, SESSION)	
LAWS OF COLORADO, 1953.)	<u>APPLICATION NO. 20627</u>

August 4, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Report has been received by the Commission from Louis J. Carter, Supervisor, Complaint and Investigation Division of this Commission, indicating that an emergency will exist because of the shortage of trucks for the transportation of potatoes, carrots, and ensilage in the Counties of Adams, Larimer, Weld, Morgan, Boulder, and Logan, and that said emergency will commence August 4, 1964, and will continue for a period of ninety (90) days.

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

The Commission states and finds that an emergency will exist, starting August 4, 1964, and extending for a ninety-day period, because of shortage in certificated trucks for transportation of potatoes, carrots, and ensilage, in the Counties of Adams, Larimer, Weld, Morgan, Boulder, and Logan, Colorado, and that public convenience and necessity require that temporary certificates of public convenience and necessity should issue for the operation of motor vehicles for transportation of said crops from the fields for process and stor-

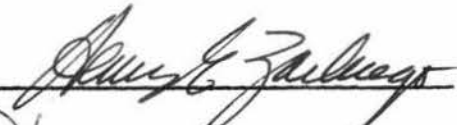
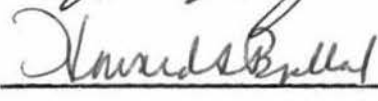

age, in the Counties above mentioned, as provided by Chapter 115,
Article 9, Section 4, Session Laws of 1953.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates of public convenience and necessity be, and are hereby, authorized to be issued for the operation of motor vehicles, for transportation of potatoes, carrots, and ensilage, from the fields for process and storage, in the Counties of Adams, Larimer, Weld, Morgan, Boulder, and Logan, Colorado, said certificates to be effective August 4, 1964, and extending for a ninety-day period, no such certificates to issue for transportation of such products by motor vehicle to any point beyond the boundaries of the State of Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

mls

Original

(Decision No. 63450)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
ROY E. WRIGHT, BOX 451, LIMON, COLO-
RADO, FOR A CLASS "B" PERMIT TO OPERATE
AS A PRIVATE CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 20463-PP

August 4, 1964

Appearances: Roy E. Wright, Limon, Colorado,
pro se.;
William Potts, Denver, Colorado,
Denver, Colorado, for Union
Pacific Railroad Company.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B"
private carrier by motor vehicle for hire, for the transportation of

"freight moving upon rail billings and having
a prior or subsequent movement by rail, to and
from the depots of Union Pacific Railroad Company
and the Chicago, Rock Island and Pacific Railroad
Company, to and from points within a radius of
ten miles of Limon, Colorado."

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

Report of the Examiner states that Applicant herein appeared
at the hearing and testified he has entered into a contract with
Union Pacific Railroad Company and Chicago, Rock Island and Pacific
Railroad Company for pick-up and delivery service within, to, and

from points within a radius of ten miles of Limon, Colorado; that he has a 1960 Ford pick-up and a net worth of \$9,000; that if authority herein sought is granted, he will obey the law and rules and regulations of the Commission.

William Potts appeared and testified he is Traffic Agent in Denver for Union Pacific Railroad Company and has knowledge of transportation needs of Chicago, Rock Island & Pacific Railroad, at Limon, Colorado; that both railroads need Applicant's proposed service; that no C.O.D. bond will be required.

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

O R D E R

THE COMMISSION ORDERS:

That Roy E. Wright, Limon, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of freight moving upon rail billings and having a prior or subsequent movement by rail, to and from the depots of Union Pacific Railroad Company and the Chicago, Rock Island and Pacific Railroad Company, to and from points within a radius of ten miles of Limon, Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

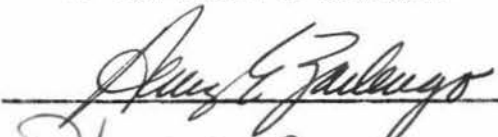
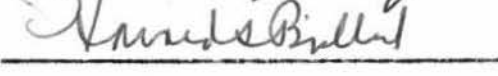

That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

gd

Original

(Decision No. 63451)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
REV. W. S. PIRTLE, MR. VERNON B.
COFFEY AND MR. D. E. MESSERSCHMITT
ON BEHALF OF THEMSELVES AND OTHERS
SIMILARLY SITUATED FOR AN ORDER
AUTHORIZING PUBLIC SERVICE COMPANY
OF COLORADO TO RENDER STREET LIGHTING
SERVICE PURSUANT TO PUC TARIFF NO.
4 - ELECTRIC, EIGHTH REVISED SHEET
262, THIRD REVISED SHEET 262A AND
ORIGINAL SHEET NO. 262B IN AN UNIN-
CORPORATED AREA IN JEFFERSON COUNTY,
COLORADO.

APPLICATION NO. 20475

August 4, 1964

Appearances: D. D. Cawelti, Esq., Denver, Colo-
rado, for Public Service Company
of Colorado;
P. M. Brown, Denver, Colorado, of the
Staff of the Commission.

S T A T E M E N T

By the Commission:

This is an application by Rev. W. S. Pirtle and others, re-
presenting themselves and all other homeowners similarly situated,
for an order authorizing Public Service Company of Colorado to in-
stall, operate and maintain street lighting service in an unincor-
porated area in Jefferson County as shown on the map identified as
Exhibit A attached to the application, and as hereinafter more fully
described.

The matter was set for hearing and was heard, after due notice
to interested parties, on June 29, 1964, at two o'clock P.M., in the
Hearing Room of the Commission, 532 State Services Building, Denver,
Colorado. The hearing on the application was consolidated and heard
on a joint record with similar applications in Applications numbered
20476, 20477, 20478, 20479, 20480 and 20482.

No petitions of intervention were filed prior to the hearing, and no one appeared at the hearing in opposition to the application.

A petition for street lighting service addressed to Public Service Company of Colorado (Public Service) was circulated among the residents of an area in which 51 customers now receive electric service. Of the 51 customers, signatures were obtained of 44, or a percentage of 86.3% of the total number of customers. Properly identified conformed copies of said petitions were submitted as Exhibits Nos. B-1 through B-3 respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by the Company of a petition from all electric customers within the area or upon an order or decision of this Commission directing street lighting service to be established in the area. Since 7 homeowners did not sign, the Company could not install street lights without an order of the Commission.

Principal spokesman for Applicants was Mr. D. E. Messerschmitt. Mr. Messerschmitt testified no street lighting now exists in the area contemplated in this application. He stated that police protection was inadequate and that there had been incidents of thefts and vandalism which might have been prevented by adequate lighting. He also testified that adequate street lighting was essential from the standpoint of traffic safety.

Also present in support of the application, though not testifying, was Mr. Vernon B. Coffey who is a resident of the area.

Mr. J. H. Ranniger, Senior Engineer in the Rate Department of Public Service Company of Colorado, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, the Company is ready, willing and able to install lighting in the area. No construction contributions are re-

quired of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken. It will require approximately eight weeks to make the initial system operational. 7,000 lumen mercury vapor vertically operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Eighth Revised 262, Third Revised 262A and Original 262B, of Public Service Tariff, Colorado P.U.C. No. 4, Electric.

The proposed street lighting system was estimated to cost \$1,063.00 which will be provided from internal funds of the company.

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.

That it has jurisdiction of the subject matter of this application, and of the Public Service Company of Colorado.

That the preservation of the public peace, health and safety require the installation of a street lighting system in the area described in the Order to follow.

O R D E R

THE COMMISSION ORDERS:

That Public Service Company is hereby authorized and directed to install, operate and maintain a non-ornamental, mercury vapor street light system in accordance with the provisions of its Tariff, Colorado P.U.C. No. 4, Electric, Eighth Revised Sheet 262, Third Revised Sheet 262A and Original Sheet 262B, now existing or as it may be changed under the rules of this Commission, or according to law.

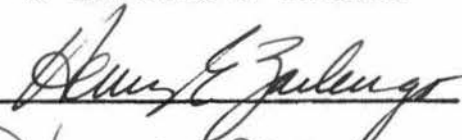
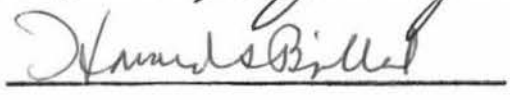
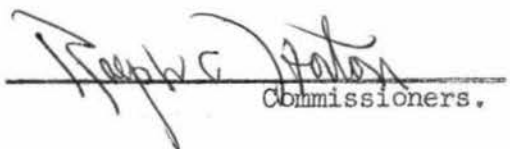
That street lights, approximately 8 in number, shall be installed as required in the area described as follows:

Beginning at the intersection of the centerline of West 30th Avenue with the rear lot lines extended

of the lots east of Lamar Street; thence west along said centerline to the intersection with the east lot line extended of the lot south of the intersection of West 30th Avenue and Lamar Street; thence south to the southeast corner of said lot; thence west to the intersection with the rear lot line of the lots east of Marshall Court; thence south to the southeast corner of the lot designated as 2957 Marshall Court; thence west to the southwest corner of the lot designated as 2955 Marshall Court; thence south to the southeast corner of the lot designated as 2980 Newland Street; thence west across Newland Street to the southwest corner of the lot directly opposite said 2980 Newland Street; thence north along the west lot line of said last-named lot to the southeast corner of the lot designated as 6630 West 30th Avenue; thence west to the southwest corner of the lot designated as 6690 West 30th Avenue; thence north along the west line of said last-named lot to the southeast corner of the lot designated as 6730-40 West 30th Avenue; thence west to the southwest corner of the lot designated as 6760 West 30th Avenue; thence north along the west lot line of said lot, across West 30th Avenue to the northwest corner of the lot designated as 6760 West 31st Avenue; thence west to the intersection with the west lot line extended of the lot designated as 6767 West 31st Avenue; thence north along said lot line to the northwest corner of said last-named lot; thence east to the southwest corner of the lot designated as 3135-37 Newland Street; thence north and east around said last-named lot to the intersection with the center line of Newland Street; thence south to the intersection with the rear lot lines extended of the lots north of West 31st Avenue; thence east along said lot lines to the intersection with the center line of Lamar Street; thence north along said center line to the intersection with the north lot line extended of the lot northeasterly of and immediately across Lamar Street from the lot designated as 6405 West 31st Avenue; thence east along the north lot line of said lot to the northeast corner thereof; thence south to the point of beginning.

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 4th day of August, 1964.

gd

original

(Decision No. 63452)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MRS. A. E. WOREK, MRS. W. L. HUTSON)
AND MRS. W. M. PORTER ON BEHALF OF)
THEMSELVES AND OTHERS SIMILARLY)
SITUATED FOR AN ORDER AUTHORIZING)
PUBLIC SERVICE COMPANY OF COLORADO)
TO RENDER STREET LIGHTING SERVICE)
PURSUANT TO PUC TARIFF NO. 4 -)
ELECTRIC, EIGHTH REVISED SHEET 262,)
THIRD REVISED SHEET 262A AND ORIGI-)
NAL SHEET 262B IN AN UNINCORPORATED)
AREA IN JEFFERSON COUNTY, COLORADO.)

APPLICATION NO. 20476

August 4, 1964

Appearances: D. D. Cawelti, Esq., Denver,
Colorado, for Public Ser-
vice Company of Colorado;
P. M. Brown, Denver, Colorado,
of the Staff of the Commis-
sion.

S T A T E M E N T

By the Commission:

This is an application by Mrs. A. E. Worek and others,
representing themselves and all other homeowners similarly situated,
for an order authorizing Public Service Company of Colorado to in-
stall, operate and maintain street lighting service in an unincor-
porated area in Jefferson County, as shown on the map identified as
Exhibit A attached to the application, and as hereinafter more fully
described.

The matter was set for hearing and was heard, after due
notice to interested parties, on June 29, 1964, at 2:00 o'clock P. M.,
in the Hearing Room of the Commission, 532 State Services Building,
Denver, Colorado. The hearing on the application was consolidated
and heard on a joint record with similar applications in Applications

20475, 20477, 20478, 20479, 20480, and 20482.

No petitions of intervention were filed prior to the hearing, and no one appeared at the hearing in opposition to the application.

A petition for street lighting service addressed to Public Service Company of Colorado (Public Service) was circulated among the residents of an area in which 311 customers now receive electric service. Of the 311 customers, signatures were obtained of 277, or a percentage of 89.1% of the total number of customers. Properly identified conformed copies of said petition were submitted as Exhibit Nos. B-1 through B-7, respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by the Company of a petition from all electric customers within the area or upon an order or decision of this Commission, directing street lighting service to be established in the area. Since 34 customers did not sign, the Company could not install street lights without an Order of the Commission.

Principal spokesman for Applicants was Mrs. A. E. Worek. Mrs. Worek testified no street lighting now exists in the area contemplated in this application. She stated that police protection was inadequate and that there had been incidents of thefts and vandalism which might have been prevented by adequate lighting. She also testified that adequate street lighting was essential from the standpoint of traffic safety.

Also present in support of the Application, though not testifying, were Mrs. William Rouch, Mrs. Carl Frodine, Mrs. Everett B. Richardson, Mrs. Robert Sollenberger, Mrs. Sammy Sawyer, Mrs. L. E. Livingston, Mr. Harold Davis and Mr. and Mrs. A. E. Jordan who are residents of the area.

Mr. J. H. Ranniger, Senior Engineer in the Rate Department

of Public Service Company of Colorado, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, the Company is ready, willing and able to install street lighting in the area. No construction contributions are required of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken. It will require approximately eight weeks to make the initial system operational. 7,000 lumen mercury vapor vertical operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Eighth Revised 262, Third Revised 262A, and Original Sheet 262B of the Public Service Tariff, Colorado P.U.C. No. 4, Electric.

The proposed street lighting system was estimated to cost \$5,859.00 which will be provided from internal funds of the Company.

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.

That it has jurisdiction of the subject matter of this application, and of the Public Service Company of Colorado.

That the preservation of the public peace, health and safety require the installation of a street lighting system in the area described in the Order to follow.

O R D E R

THE COMMISSION ORDERS:

That Public Service Company is hereby authorized and directed to install, operate and maintain a non-ornamental, mercury vapor street light system in accordance with the provisions of its Tariff, Colorado P.U.C. No. 4, Electric, Eighth Revised Sheet 262A, Third Revised Sheet 262A, and Original Sheet 262B, now existing or

as it may be changed under the rules of this Commission, or according to law.

That street lights, approximately 41 in number, shall be installed as required in the area described as follows:

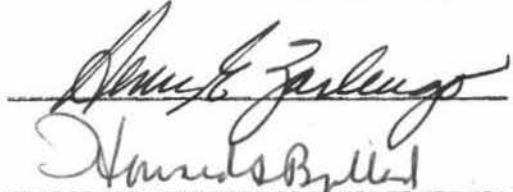
Beginning at the intersection of the center line of Pierce Street with the rear lot lines extended of the lots south of West 45th Avenue; thence north along said center line to the intersection with the north boundary line extended of the premises occupied by the L. W. Martensen School; thence east along said north line to the southwest corner of the lot designated as 4605 Newland Street; thence north along the rear lot lines of the lots west of Newland Street to the northwest corner of the lot designated as 4795 Newland Street; thence east along the north line of said lot, across Newland Street to the northwest corner of the lot designated as 4760 Newland Street; thence along the northeasterly line of said lot and the northeasterly lines of the lots designated as 4761 and 4750 Marshall Street, and continuing along the northeasterly line of the lot north of and adjacent to the lots designated as 6411 and 6400 West 47th Place to the northeasterly corner of said 6400 W. 47th Place lot; thence south to the northwest corner of the lot designated as 6395-97 West 47th Place; thence east along the rear lot lines of the lots north of West 47th Place to the northeast corner of the lot designated as 4750-60 Ingalls Street; thence south to the northwest corner of the lot designated as 6095 West 47th Avenue and east to the northeast corner of said lot; thence south along the east lot lines of the lots east of Ingalls Street to the southeast corner of the lot directly east of the cul-de-sac in the 4600 Block of Ingalls Street; thence west to the southwest corner of the lot designated as 4665 Ingalls Street; thence south to the northeasterly corner of the lot designated as 4620 Jay Street; thence southeasterly to the northwesterly corner of the lot designated as 6145 West 46th Avenue; thence east along the rear lot lines of the lots north of West 46th Avenue to the northeast corner of the lot designated as 6055 West 46th Avenue; thence south to the center line of West 46th Avenue; thence west along said center line to the intersection with the rear lot lines extended of the lots east of Ingalls Street; thence south along said rear lot lines to the center line of West 45th Avenue; thence east to the intersection with the east lot lines extended of the lots east of Harlan Court; thence south along said rear lot lines to the southeast corner of the lot designated as 4460 Harlan Court;

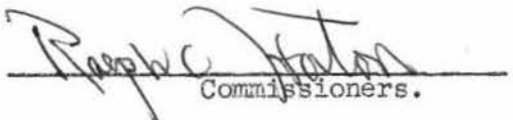
thence west to the southwest corner of the lot designated as 4455 Ingalls Street; thence north to the southeast corner of the lot designated as 6190 West 45th Avenue; thence west to the center line of Jay Street; thence south to the intersection with the south lot line extended of the lot designated as 4485 Jay Street; thence west along said south lot line to the southwest corner thereof; thence south to the southeast corner of the lot designated as 6280 West 45th Avenue; thence west along the rear lot lines of the lots south of West 45th Avenue to the southwest corner of the lot designated as 6460 West 45th Avenue; thence south along a portion of the east boundary of the premises occupied by the Trinity Baptist Church to the southeast corner thereof; thence west along the south boundary of said premises to the southwest corner thereof; thence north along the west boundary of said premises to the intersection with the rear lot lines extended of the lots south of West 45th Avenue; thence west along said rear lot lines to the point of beginning.

12-

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 4th day of August, 1964.

Original

(Decision No. 63453)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
JAMES M. MAC TIERNAN, 746 EAST MAIN,
MONTROSE, COLORADO, FOR A CERTIFICATE
OF PUBLIC CONVENIENCE AND NECESSITY.

APPLICATION NO. 20536

August 4, 1964

Appearances: Strang, Campbell & Cashen, Esqs.,
Montrose, Colorado, by Donald
Cashen, Esq., for Applicant.

S T A T E M E N T

By the Commission:

The above-styled application was regularly set for hearing at the County Court House, Montrose, Colorado, July 15, 1964, at ten o'clock A.M.

When said application was called for hearing, Applicant herein requested that said matter be continued for hearing at a future date to be determined by the Commission.

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. 20536 be, and the same hereby is, continued, to be re-set at some future date convenient to the Commission, with notice to all parties in interest.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Furlong
Donald B. Miller

Dated at Denver, Colorado,
this 4th day of August, 1964.

Ralph C. Watson
Commissioners.

Original

(Decision No. 63454)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
JOHN A. JEWETT, c/o COLORADO LUMBER
PRODUCTS, MONTROSE, COLORADO, FOR A
CLASS "B" PERMIT TO OPERATE AS A
PRIVATE CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 20539-PP

August 4, 1964

Appearances: Theodore L. Brooks, Esq., Montrose,
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, between points in the State of Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court House, Montrose, Colorado, July 15, 1964.

John A. Jewett, testifying in support of his application, stated that he has had many years of experience in the operation of trucks; that he has a net financial worth in excess of \$10,000; that he desires to engage in the business of the transportation of logs between points in the State of Colorado as a private or contract carrier; that he is the owner of equipment as set forth in the application; that he is familiar with the rules and regulations of the Commission and will comply therewith if the authority herein sought is granted, and that he has been operating under Temporary Authority for the last month.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That John A. Jewett, c/o Colorado Lumber Products, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, between points in the State of Colorado, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

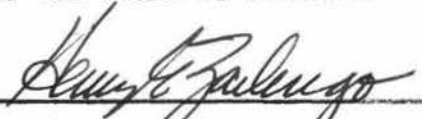
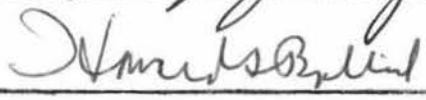
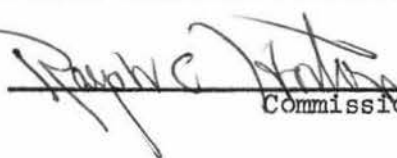
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

Original

(Decision No. 63455)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
DONALD E. MOTT, 218 SOUTH THIRD)
STREET, MONTROSE, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)

APPLICATION NO. 20540-PP

August 4, 1964

Appearances: Donald E. Mott, Montrose,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, between points in the State of Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court House, Montrose, Colorado, July 15, 1964.

Donald E. Mott, testifying in support of his application, stated that he has had many years of experience in the operation of trucks; that he has a net financial worth in excess of \$5,000; that he desires to engage in the business of the transportation of logs between points in the State of Colorado as a private or contract carrier; that he is the owner of equipment as set forth in the application; that he is familiar with the rules and regulations of the Commission and will comply therewith if the authority herein sought is granted, and that he has been operating under Temporary Authority for the last month.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Donald E. Mott, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, between points in the State of Colorado, and this ORDER shall be deemed to be, and be, a PERMIT therefor.


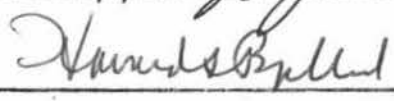

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

original

(Decision No. 63456)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
ORIN K. RIDDLE, 1026 SOUTH PARK)
AVENUE, MONTROSE, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)
-----)

APPLICATION NO. 20538-PF

August 4, 1964

Appearances: Orin K. Riddle, Montrose,
Colorado, pro se.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, between points in the State of Colorado, and requests that the authority, if granted, be known as "Permit No. B-6461," being the number of a permit formerly held by him.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court House, Montrose, Colorado, July 15, 1964.

Orin K. Riddle, testifying in support of his application, stated that he has had many years of experience in the operation of trucks; that he has a net financial worth in excess of \$15,000; that he desired to engage in the business of the transportation of logs between points in the State of Colorado as a private or contract carrier; that he is the owner of equipment as set forth in the application; that he is familiar with the rules and regulations of the Commission and will comply therewith if the authority herein sought is granted, and that he has been operating under Temporary Authority for the last month.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

That authority sought should be granted.

O R D E R

THE COMMISSION ORDERS:

That Orin K. Riddle, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, between points in the State of Colorado, and this ORDER shall be deemed to be, and be, a PERMIT therefor; and that said operating rights herein granted shall be known as Permit No. B-6461.

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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zuleger
Harold B. Miller
Ralph W. C. [unclear]
Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.

original

(Decision No. 63457)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GUNNISON SIGHTSEEING & TAXI SERVICE,)
INC., 200 NORTH MAIN STREET, GUNNI-)
SON, COLORADO, FOR AUTHORITY TO)
LEASE PUC NO. 1797 TO STEVEN T.)
BIRD, DOING BUSINESS AS "GUNNISON)
SIGHTSEEING & TAXI SERVICE," BOX 238,)
GUNNISON, COLORADO.)

APPLICATION NO. 20537-Lease

August 4, 1964

S T A T E M E N T

By the Commission:

The above-styled application was regularly set for hearing at the County Court House, Montrose, Colorado, July 15, 1964, at ten o'clock A. M.

When said application was called for hearing, applicants failed to appear either in person or by counsel at the time and place designated for hearing.

F I N D I N G S

THE COMMISSION FINDS:

That the instant matter should be continued, to be heard at some future date convenient to the Commission.

O R D E R

THE COMMISSION ORDERS:

That Application No. 20437-Lease be, and the same hereby is, continued, to be re-set at some future date convenient to the Commission, with notice to all parties in interest.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Signature]
[Signature]
[Signature]
Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.
mls

original

(Decision No. 63458)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JACK N. MURPHY AND DARLENE MURPHY,)
686 WESTCLIFF DRIVE, GRAND JUNCTION,)
COLORADO, FOR AUTHORITY TO EXTEND)
OPERATIONS UNDER PERMITS NOS. B-6370)
AND B-6370-I.)

APPLICATION NO. 20529-PP-Extension
Amended

August 4, 1964

Appearances: Darlene Murphy, Grand Junction, Colorado, for Applicants;
Charles J. Traylor, Esq.,
Grand Junction, Colorado,
for Yellow Cab Company,
Protestant;
W. R. Hall, Grand Junction,
Colorado, for W. R. Hall
Transportation & Storage
Co., Protestant.

S T A T E M E N T

By the Commission:

Jack N. Murphy and Darlene Murphy, Grand Junction, Colorado,
are the owners and operators of Permits Nos. B-6370 and B-6370-I,
authorizing:

transportation of air freight, in interstate
and intrastate commerce, from the Airport,
Grand Junction, Colorado, to points within a
radius of 15 miles of Grand Junction, Colo-
rado; and packages, not exceeding 15 pounds,
from point to point within the City of Grand
Junction and a 15-mile radius thereof, for
the following firms only: Mesa Drug, Iende
Drug, Hammer Drug, Gavin Drug, Watson Floral,
and Western Union;

and by the instant application seek authority to extend operations
under said permits to include the right to transport air freight,
from the airport, Grand Junction, Colorado, to points within a radius
of fifteen miles of Grand Junction, Colorado; packages, not exceeding

twenty-five pounds in weight, from point to point within the City of Grand Junction, Colorado, and a fifteen mile radius thereof, for retail merchants of Grand Junction, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court House, Grand Junction, Colorado, July 14, 1964, and at the conclusion of the evidence, the matter was taken under advisement.

Prior to the introduction of testimony in this matter, a stipulation was entered into between applicants and the protestants under which stipulation the applicant amended the application to a poundage limitation of twenty pounds, rather than a poundage limitation of twenty-five pounds and a further limitation on customers. The authority sought by applicant under such amendment reads as follows:

transportation of air freight, in interstate and intrastate commerce, from the airport, Grand Junction, Colorado, to points within a radius of fifteen miles of Grand Junction, Colorado, and packages, not exceeding twenty pounds, from point to point within the City of Grand Junction, and a fifteen mile radius thereof, for the following firms only: Lende Super Drug, Watson Floral & Gift Shop, and Gardner-Denver Company.

Upon acceptance of such proposed amendment by the presiding Commissioner, the protestants withdrew their protests.

Darlene Murphy, testifying on behalf of the applicants, stated applicants desired to extend service under their authority to the Gardner-Denver Company and that such Company had requested the service of applicants. The applicants are ready, willing, and able to render such requested service.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS:

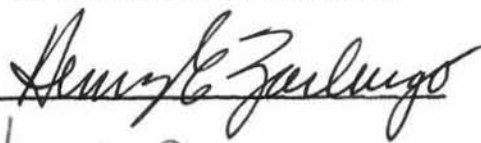
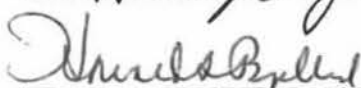
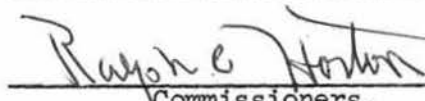
That Jack N. Murphy and Darlene Murphy, Grand Junction, Colorado, be, and hereby are, authorized to extend operations under Permits Nos. B-6370 and B-6370-I, to include the transportation of air freight, in interstate and intrastate commerce, from the airport, Grand Junction, Colorado, to points within a radius of fifteen miles of Grand Junction, Colorado, and packages, not exceeding twenty pounds, from point to point within the City of Grand Junction, and a fifteen mile radius thereof, for the following firms only: Lende Super Drug, Watson Floral & Gift Shop, and Gardner-Denver Company, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

This Order is made a part of the permit granted to applicants.

That extension of interstate operating rights herein granted shall be 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 4th day of August, 1964.
mls

O R D E R

THE COMMISSION ORDERS:

That Jack N. Murphy and Darlene Murphy, Grand Junction, Colorado, be, and hereby are, authorized to extend operations under Permits Nos. B-6370 and B-6370-I, to include the transportation of air freight, in interstate and intrastate commerce, from the airport, Grand Junction, Colorado, to points within a radius of fifteen miles of Grand Junction, Colorado, and packages, not exceeding twenty pounds, from point to point within the City of Grand Junction, and a fifteen mile radius thereof, for the following firms only: Lende Super Drug, Watson Floral & Gift Shop, and Gardner-Denver Company, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

This Order is made a part of the permit granted to applicants.

That extension of interstate operating rights herein granted shall be 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

HENRY E. ZARLENGO

HOWARD S. BJELLAND

RALPH G. HORTON

Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.
mls

(S E A L)

ATTEST: A TRUE COPY.

Secretary

original

(Decision No. 63459)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM L. ROBINSON, DOING BUSINESS)
AS "BILL'S SNOW TAXI," 2126 NORTH)
FIRST STREET, GRAND JUNCTION, COLO-)
RADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO OPERATE)
AS A COMMON CARRIER.)

APPLICATION NO. 20530

August 4, 1964

Appearances: Smith, Holmes, Williams & Turner,
Esqs., Grand Junction, Colorado,
for Applicant.

S T A T E M E N T

By the Commission:

By the above-styled application, William L. Robinson, doing business as "Bill's Snow Taxi," Grand Junction, Colorado, seeks a certificate of public convenience and necessity, authorizing operation as a common carrier by motor vehicle for hire, for the transportation of passengers and property, not by schedule, by Thiokol Vehicle Model 1202, a vehicle for off-highway travel, between the Carp Lake area and the Alexander Lake area and between the Mesa Lake Ski Resort area and the Alexander Lake area, all of said areas being on Grand Mesa and in Mesa and Delta Counties, State of Colorado; and for the transportation of passengers and property, not by schedule, in the vehicle above described, to areas in Western Colorado which may be inaccessible due to winter conditions by normal two-wheel drive vehicles.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court House, Grand Junction, Colorado, July 14, 1964, and at the conclusion of the evidence, the matter was taken under advisement.

William L. Robinson testified that he is the applicant herein and that he is presently doing business as "Bill's Snow Taxi." He is presently the owner of a tracked motor vehicle described as a Thiokol Vehicle Model 1202. This vehicle is designed for off-road use and for operation over snow. The vehicle which he presently has will carry ten passengers and he is acquiring a second vehicle which will carry three passengers. He seeks authority to operate during the winter months for the purpose of furnishing a transportation service to the general public into areas normally inaccessible during such winter months which the public could not otherwise reach. He has a net financial worth in excess of \$10,000, and is qualified to operate the type of equipment here under consideration. He further stated that he desires to amend his application to allow for the use of similar equipment rather than to restrict himself to the brand specified equipment. This amendment was granted and the authority to be granted herein will include such amendment.

Betty Harris, Homer Flukey, El Ross, and El Wing all testified as to the desirability of the service proposed by applicant and all testified that such service had been utilized by them in past years. Such services have been utilized by the Water Department of the City of Grand Junction to reach their water reservoir on top of Grand Mesa and by a local utility to reach its power lines on Grand Mesa.

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

F I N D I N G S

THE COMMISSION FINDS:

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

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 William L. Robinson, doing business as "Bill's Snow Taxi," Grand Junction, Colorado, for the transportation of passengers and property, not by schedule, by Thiokol Vehicle Model 1202, (or similar equipment), a vehicle for off-highway travel, between the Carp Lake area and the Alexander Lake area and between the Mesa Lake Ski Resort area and the Alexander Lake area, all of said areas being on Grand Mesa and in Mesa and Delta Counties, State of Colorado; and for the transportation of passengers and property, not by schedule, in the vehicle above described, to areas in Western Colorado which may be inaccessible due to winter conditions by normal two-wheel drive vehicles, and this ORDER shall be taken, deemed and held to be a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

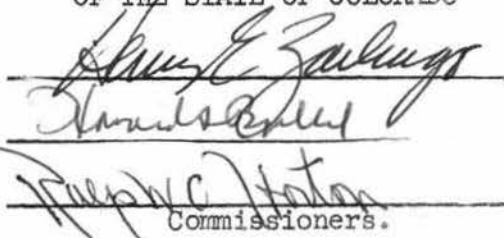
That applicant shall file tariffs of rates, rules, and regulations as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.
mls

original

(Decision No. 63460)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES L. ATCHISON AND MECKIE AT-)
CHISON, 3315 F 5/8 ROAD, CLIFTON,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20553-PP

August 4, 1964

Appearances: Charles L. Atchison, Clifton,
Colorado, for Applicants.

S T A T E M E N T

By the Commission:

Applicants herein seek authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and timber products, from forests to sawmills, places of storage, and loading points within a radius of one hundred miles of said forests; rough lumber, from sawmills in said one hundred mile radius, to markets in the State of Colorado, with no town-to-town service.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the County Court House, Grand Junction, Colorado, July 14, 1964, and at the conclusion of the evidence, the matter was taken under advisement.

Charles L. Atchison, testifying in support of the application of Charles L. Atchison and Meckie Atchison, stated that the address of applicants is 3315 F 5/8 Road, Clifton, Colorado, the co-applicant is his wife; that their net financial worth is in excess of \$25,000; that they own a 1937 Kenworth truck, which they intend to utilize to render service under the authority sought; that he has

had many years of trucking experience; that his son will actually operate the truck at most times and that he is aware of the rules and regulations of the Commission and will comply therewith if the authority sought is granted.

Mechie Atchison, also testifying in support of the application, stated that he is the son of the applicant herein; that he has had over fifteen years experience in trucking, and that he and his parents are well qualified to render the transportation service for which they seek authority herein.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS:

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

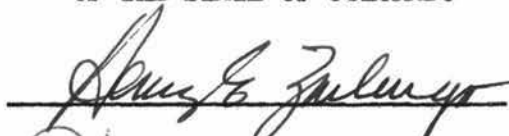
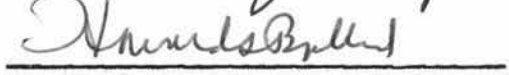
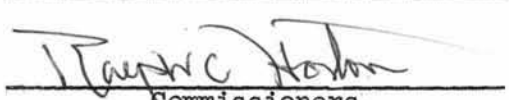
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

That the right of 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 4th day of August, 1964.
mls

original

(Decision No. 63461)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)	
GEORGE A. FAGLER, DOING BUSINESS)	PUC NO. 3399
AS "JOE'S EXPRESS," 1600 17TH)	<u>PUC NO. 3399-I</u>
STREET, DENVER, COLORADO.)	
- - - - -	

- - - - -
August 4, 1964
- - - - -

STATEMENT AND FINDINGS OF FACT

By the Commission:

The Commission is in receipt of a communication from George A. Fagler, owner and operator of PUC No. 3399 and PUC No. 3399-I, requesting authority to do business under the trade name and style: "A & H Moving & Express Company," in lieu of "Joe's Express."

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

O R D E R

THE COMMISSION ORDERS:

That the Secretary of the Commission is hereby directed to change the records of the Commission to show PUC No. 3399 and PUC No. 3399-I to be owned and operated by:

"George A. Fagler,
doing business as
'A & H Moving & Express Company,'"

in lieu of:

"George A. Fagler,
doing business as
'Joe's Express.'"

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Jenkins
Donald R. Ball
Ralph C. Hinton
Commissioners.

Dated at Denver, Colorado,
this 4th day of August, 1964.
mls

original

(Decision No. 63462)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
POUDRE VALLEY RURAL ELECTRIC ASSO-)
CIATION, INC., A CORPORATION, 220)
EAST OLIVE STREET, FORT COLLINS,)
COLORADO, AND BALD MOUNTAIN DISTRI-)
BUTORS ASSOCIATION, A CORPORATION,)
P. O. BOX 125, LOVELAND, COLORADO,)
FOR APPROVAL OF THE PURCHASE BY)
POUDRE VALLEY RURAL ELECTRIC ASSO-)
CIATION, INC., FROM BALD MOUNTAIN)
DISTRIBUTORS ASSOCIATION, OF ITS)
PHYSICAL FACILITIES FOR ITS DISTRI-)
BUTION OF ELECTRICAL POWER.)

APPLICATION NO. 20268-Transfer

- - - - -
August 4, 1964
- - - - -

Appearances: John A. Cross, Esq., Loveland,
Colorado, for Bald Mountain
Distributors Association,
Transferor, and Poudre Valley
Rural Electric Association,
Inc., Transferee;
Paul M. Brown, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

By the Commission:

On January 28, 1964, Poudre Valley Rural Electric Associa-
tion, Inc., (Poudre Valley), and Bald Mountain Distributors Associa-
tion, (Bald Mountain), filed an application for the purchase and
transfer of the physical facilities for the distribution of electric
power of Bald Mountain Distributors Association to Poudre Valley, and
the furnishing of electric service to the consumers of the Bald Moun-
tain by Poudre Valley.

The matter was set for hearing, after due notice to inter-
ested parties, on Monday, July 20, 1964, at ten o'clock A. M., in the
Hearing Room of the Commission, 532 State Services Building, Denver,
Colorado. No protests were filed in connection with the application

and no one appeared at the hearing in opposition thereto.

Bald Mountain is a Colorado corporation which has been supplying electric service to eight consumers in an area located in Section 25, Township 5 North, Range 71 West and Sections 30 and 31, Township 5 North, Range 70 West. Its supply of electric service has been received from the United States Bureau of Reclamation.

Poudre Valley is a Colorado corporation engaged in the supply of electric service to its members and consumers in portions of Boulder, Larimer, and Weld Counties, Colorado. Both organizations are public utilities as defined in CRS 1953, 115-1-3 and as such are subject to the jurisdiction of this Commission.

Approximately twelve years ago these consumers attempted to obtain electric service and at that time were unable to do so and negotiated with the United States Bureau of Reclamation for a supply of electricity and during this time have installed their own facilities for its distribution. The consumers are few and much uncompensated work falls upon officers of the Association who are not operators of electric distribution systems. It was their desire and that of other members, to transfer this burden to an organization whose principal purpose is the supply of electricity. New homes are coming into the area served by Bald Mountain and its officers did not want to be further burdened with the duty of extending their electric facilities to provide service to the new homes.

Poudre Valley is a distributor of electricity and was granted a certificate of public convenience and necessity to supply service exclusively in this area by Decision No. 62653 of this Commission, dated April 22, 1964.

On December 17, 1963, a Contract of Sale was entered into between Bald Mountain and Poudre Valley for the transfer of the property owned by Bald Mountain to Poudre Valley and Poudre Valley thereafter assumed the duty of furnishing electric service to the consumers of

Bald Mountain. It appears to the Commission that the transfer of the property owned by an association with very few consumers to an organization whose primary function is the distribution of electrical energy is in the public interest and should be approved.

F I N D I N G S

THE COMMISSION FINDS:

That it has jurisdiction of the subject matter of this application and of Bald Mountain Distributors Association and Poudre Valley Rural Electric Association, Inc.

That the transfer of the facilities owned by the Association and its members to Poudre Valley is in the public interest and should be approved.


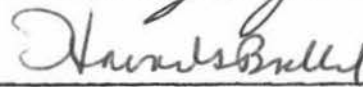

O R D E R

THE COMMISSION ORDERS:

That the transfer, pursuant to the terms of the contract submitted in evidence as Exhibit A in this proceeding, hereby is approved and Poudre Valley henceforth shall take over the facilities and the providing of electric service to the existing customers of Bald Mountain.

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 4th day of August, 1964.
mls

original

(Decision No. 63463)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
PETROLEUM TRANSPORT COMPANY, 1700)
BROADWAY, DENVER, COLORADO, FOR AU-)
THORITY TO TRANSFER PUC NO. 435 AND)
PUC NO. 435-I TO FRANKWAY INCORPORAT-)
ED, LIVESTOCK EXCHANGE BUILDING,)
DENVER, COLORADO, AND FOR AUTHORITY)
TO SAID FRANKWAY INCORPORATED TO)
MORTGAGE SAID OPERATING RIGHTS TO)
SAID PETROLEUM TRANSPORT COMPANY.)

APPLICATION NO. 19557-Transfer
SUPPLEMENTAL ORDER

August 4, 1964

Appearances: James D. Whitaker, Esq., and
Leslie Kehl, Esq., Denver,
Colorado, for Applicants;
Ned Looney, Esq., Denver, Colo-
rado, for Petroleum Transport
Company.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On February 7, 1963, the Commission entered its Decision No. 60111, authorizing, among other things, transfer of PUC 435 and PUC 435-I from Petroleum Transport Company, Denver, Colorado, to Frankway Incorporated, it being therein provided:

"That Frankway Incorporated, Denver, Colorado, be, and hereby is, authorized to mortgage PUC No. 435 and PUC No. 435-I to Petroleum Transport Company, in accordance with terms and conditions set forth in Contract to Sell entered into by said parties."

The Commission has now been informed that Frankway Incorporated has been unable to meet its obligations under the terms of said Mortgage, and therefore, Petroleum Transport Company foreclosed on its Mortgage and in the future will operate PUC No. 435 and PUC No. 435-I as Petroleum Transport Company.

The Commission states and finds that PUC No. 435 and PUC No. 435-I

should be restored to Petroleum Transport Company, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the Secretary of the Commission is hereby directed to change the records of the Commission to show PUC No. 435 and PUC No. 435-I to be owned and operated by:

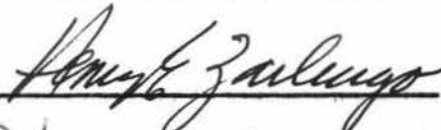
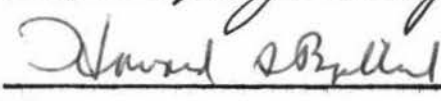
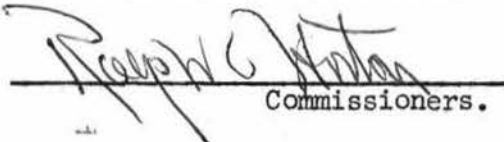
"Petroleum Transport Company,"

in lieu of:

"Frankway Incorporated."

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 4th day of August, 1964.

gd

original

(Decision No. 63464)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
ELLSWORTH BROS. TRUCK LINE, INC.,)
OF COLORADO, 526 DENHAM BUILDING,)
DENVER, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20578-PP
SUPPLEMENTAL

August 11, 1964

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

On June 29, 1964, the above-styled application was filed with the Commission by Ellsworth Bros. Truck Line, Inc. of Colorado, Denver, Colorado.

Said application was regularly set for continued hearing before the Commission, at ten o'clock A.M., August 12, 1964, at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, due notice thereof having been forwarded to all parties in interest.

The Commission is now in receipt of a communication from Attorney for Applicant herein, requesting dismissal of said application, inasmuch as Applicant does not wish to proceed.

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS:

That hearing of Application No. 20578-PP, presently set for ten o'clock A.M., August 12, 1964, at Denver, Colorado, be, and the same hereby is vacated.

That said Application No. 20578-PP be, and the same hereby is, dismissed, upon request of Attorney for Applicant herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zandberg
David R. Bell
Reynold A. Hinton
Commissioners.

Dated at Denver, Colorado,
this 11th day of August 1964.

gt

original

(Decision No. 63465)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
FRANK A. GORDON, BOX 227, LYONS,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20507-PP

August 11, 1964

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Ward Transport,
Inc., Ruan Transport Corpora-
tion, Consolidated Freight-
ways Corporation of Delaware;
Joseph F. Nigron, Esq., Denver,
Colorado, for Weicker Trans-
fer & Storage Company, Duffy
Storage & Moving Company, Inc.,
Goldstein Transportation &
Storage, Inc., City Storage &
Transfer, Inc.;
Vern Golden, Longmont, Colorado,
for Golden Transfer Company;
Chris Sorenson, Longmont, Colo-
rado, for Sorenson Truck Ser-
vice;
Mrs. Patricia Pherson, Boulder,
Colorado, for Pherson Truck-
ing Company.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad load-
ing points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt

stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points; crushed rock, construction equipment, and machinery, between points within a radius of fifty miles of Lyons, Colorado; hot road oil, from points within a radius of ten miles of Denver, Colorado, to points within a radius of twenty-five miles of Lyons, Colorado.

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

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

Thereupon, Joseph F. Nigro, Attorney for Protestants herein, moved to dismiss said application, in which other protestants joined.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that the instant application should be dismissed.

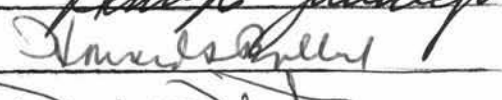
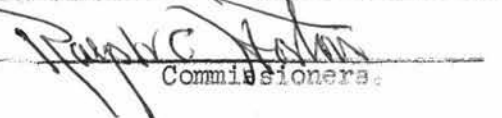
O R D E R

THE COMMISSION ORDERS:

That Application No. 20507-PP be, and the same hereby is, dismissed.

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 August, 1964.
mls

original

(Decision No. 63466)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
EDWARD P. NOTT, ROUTE 1, DENVER,)	
COLORADO, FOR A CLASS "B" PERMIT TO)	APPLICATION NO. 20382-PP
OPERATE AS A PRIVATE CARRIER BY)	
MOTOR VEHICLE FOR HIRE.)	

August 11, 1964

Appearances: Lysle R. Dirrim, Esq., Brighton,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportatin of live turkeys and live poultry, between points within the State of Colorado; grain and hay, between points in the State of Colorado.

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating he is the owner of a Class "M" permit, under which he is presently operating; that Barber Poultry Company, of Broomfield, Colorado, processes 200,000 live turkeys a year, and that this company needs his services to bring some of these turkeys to its plant.

Myron Cunning and John MacIntosh, of the Eastlake Area, both testified they were in the dairy business and they and others in the same business needed applicant's service for transportation of hay and grain to their farms; that the drought of the last several years necessitated feeds to be transported from distant places, and from wherever feed was available.

E. Proctor Nott appeared and testified he is applicant's father; that he is a farmer and feeds cattle; that there is a need on his part for applicant's proposed service.

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

O R D E R

THE COMMISSION ORDERS:

That Edward P. Nott, Denver, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of:

1. Live turkeys, from supply points in the State of Colorado, to processing plants situated within a radius of twenty-five miles of Eastlake, Colorado;
2. Hay and grain, from supply points in the State

of Colorado, to consumers of said hay and grain living within a radius of twenty-five miles of Eastlake, Colorado, PROVIDED, however, that there be no transportation of hay and grain from town-to-town, when in competition with scheduled line-haul carriers;

3. Hay and grain, from fields in the State of Colorado, to railroad sidings, consumers and places of storage;

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


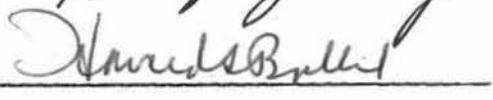
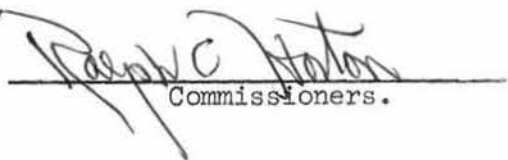
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of August, 1964.

mls

original

(Decision No. 63467)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BALLARD STORAGE & TRANSFER COMPANY,)
A CORPORATION, 16 EAST FOURTH STREET,)
ST. PAUL, MINNESOTA, FOR AUTHORITY)
TO TRANSFER INTERSTATE OPERATING)
RIGHTS TO FERNSTROM STORAGE & VAN)
COMPANY, A CORPORATION, P. O. BOX)
8801, CHICAGO, ILLINOIS.)

PUC NO. 1796-I-Transfer

August 11, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Ballard Storage & Transfer Company, St. Paul, Minnesota, was granted a certificate of public convenience and necessity (PUC No. 1796-I), authorizing operation as a common carrier by motor vehicle for hire:

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

Said certificate-holder now seeks authority to transfer said PUC No. 1796-I to Fernstrom Storage & Van Company, a corporation, Chicago, Illinois.

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

O R D E R

THE COMMISSION ORDERS:

That Ballard Storage & Transfer Company, a corporation, St.

Paul, Minnesota, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 1796-I -- with authority as set forth in the preceding Statement, which is made a part hereof, by reference -- to Fernstrom Storage & Van Company, a corporation, Chicago, Illinois, subject to encumbrances, if any, against said authority approved by this Commission, and subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zalusky
Donald B. Miller
Ralph V. Hutton
Commissioners.

Dated at Denver, Colorado,
this 11th day of August, 1964.

mls

original

(Decision No. 63468)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
PUBLIC SERVICE COMPANY OF COLORADO
TO RENDER ELECTRIC SERVICES TO A PRO-
POSED NEW CUSTOMER LOCATED ON THE
SOUTH BOUNDARY LINE OF THE SOUTHEAST
QUARTER OF SECTION 11, TOWNSHIP 8
NORTH, RANGE 53 WEST, LOGAN COUNTY,
COLORADO.

APPLICATION NO. 20454

IN THE MATTER OF THE APPLICATION OF
HIGHLINE ELECTRIC ASSOCIATION, A
COLORADO CORPORATION, OF HOLYOKE,
COLORADO, FOR AN ORDER AUTHORIZING
IT TO SERVE AN ELECTRIC CONSUMER
LOCATED IN THE SE $\frac{1}{4}$, SEC. 11, T8N,
R53W.

APPLICATION NO. 20554

August 11, 1964

Appearances: Arnold and Ross, Esqs., Sterling,
Colorado, by Baxter W. Arnold,
Esq., for Applicant Highline
Electric Association;
Lee, Bryans, Kelly & Stansfield,
Esqs., Denver, Colorado, by
Bryant O'Donnell, Esq., for
Public Service Company of
Colorado;
Paul M. Brown, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

By the Commission:

The above two applications by Public Service Company of Colo-
rado (Public Service) and Highline Electric Association (Highline)
are applications to serve the same customer located near the south
boundary of the Southeast $\frac{1}{4}$ of Section 11, Township 8 North, Range
53 West. Both applications being for the same purpose, the matters
were heard on a consolidated record.

Both applications were set for hearing on July 20, 1964, at
ten o'clock A.M., in the Hearing Room of the Commission, 532 State

Services Building, Denver, Colorado, after due notice to interested parties, and was heard at that time.

No protests were filed prior to the hearing. No one appeared at the hearing in protest to the granting of the applications except the utilities involved.

Highline is a public utility subject to the jurisdiction of this Commission and holds a certificate of public convenience and necessity to supply electric service exclusively and jointly in areas as set forth in this Commission's Decision No. 59014 of July 30, 1962.

Public Service is a public utility supplying electric service in various areas of Colorado. In Decision No. 59014 certain areas were designated to be served exclusively by Public Service, and others, and certain areas to be served on a non-exclusive basis jointly with Highline. The conditions of service in the non-exclusive service area of the two utilities are set forth in the Order and it is provided, among other conditions:

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

The utilities could not agree which one should provide the service and each has made an application to this Commission for an Order to serve the particular customer herein. Each utility has distribution lines of adequate capacity at a distance less than one-half mile to the proposed point of service.

Public Service received an application from William E. Koch for electric service to a residence being constructed by him at approximately the south boundary of the Southeast 1/4 of Section 11. At the time Mr. Koch first filed his application for service, it appeared that there was no emergency for providing such service and that there would be time for

the filing of an application and determination by the Commission, since Highline had not concurred with Public Service's request to provide the service. Later, Mr. Koch indicated that he needed the service much earlier, and to avoid inconvenience and probably damage to him, Public Service established temporary service without, however, any prejudice to Highline.

Both utilities are fully capable of providing the electric service required by Mr. Koch for residential use. It is the judgment of the Commission that the service should be rendered by Public Service.

F I N D I N G S

THE COMMISSION FINDS:

That both Public Service and Highline are public utilities subject to the jurisdiction of this Commission.

That this Commission has jurisdiction of the subject matter herein.

That electric service to the resident of William Koch, located near the south boundary of Southeast 1/4 of Section 11, Township 8-North, Range 53-West, should be supplied by Public Service.

O R D E R

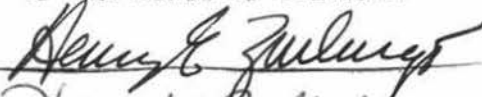
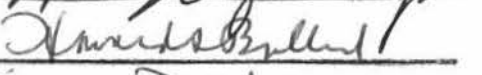
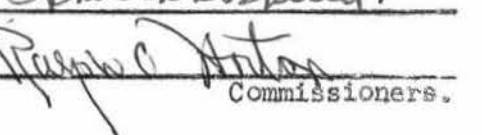
THE COMMISSION ORDERS:

That Public Service Company of Colorado shall supply electric service to the residence site of William Koch, located near the south boundary of the Southeast 1/4 of Section 11, Township 8-North, Range 53-West, and that this Order shall be a certificate of public convenience and necessity therefor.

That nothing herein contained shall be construed to be any criteria for the granting of a certificate to supply electric service in the future at other locations in the non-exclusive area by either utility.

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 August, 1964.

original

(Decision No. 63469)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
FREEMAN SOUTH, 614 LINCOLN,
LA JUNTA, COLORADO.

)
)
)

PUC NO. 2327-I

August 11, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

The Commission is in receipt of a communication from the above-captioned certificate-holder, requesting authority to do business under the trade name and style: "South Produce," in the conduct of operations under PUC No. 2327-I.

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

ORDER

THE COMMISSION ORDERS:

That the Secretary of the Commission is hereby directed to change the records of the Commission to show PUC No. 2327-I to be owned and operated by:


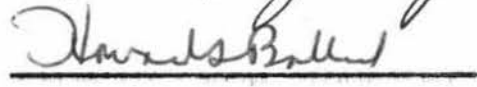
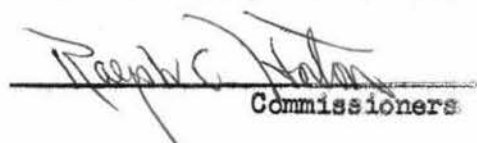
"Freeman South,
doing business as
'South Produce,'"

in lieu of:

"Freeman South."

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 August, 1964

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

JAMES REASONER DBA)
PREWITT ELECTRIC)
216 Walnut Street)
Ft. Collins, Colorado)
-----)

AUTHORITY NO. M 14717

CASE NO. 16337 Ins.

August 11, 1964

S T A T E M E N T

By the Commission:

On July 15, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Ziegler
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 11th day of August, 1964

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
WILLIAM R. DE QUAZIE AND CHESTER
BENNETT, DOING BUSINESS AS "ST.
VRAIN TRUCKING," LONGMONT, COLORADO,
FOR A CLASS "B" PERMIT TO OPERATE
AS A PRIVATE CARRIER BY MOTOR
VEHICLE FOR HIRE.

APPLICATION NO. 20547-PP

August 11, 1964.

Appearances: William R. DeQuazie, Longmont,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; coal from mines in the Northern coal fields, to Valmont plant of the Public Service Company of Colorado, located in Boulder, Colorado; peat moss and natural fertilizer, between points within a radius of one hundred miles of Longmont, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the

record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, William R. DeQuazie, one of the applicants herein, appeared and testified in support of the application, stating if authority herein sought is granted, they will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested their proposed service; that he and his partner have ample and suitable equipment, sufficient net worth and operating experience with which to render said proposed service.

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

O R D E R

THE COMMISSION ORDERS:

That William R. DeQuazie and Chester Bennett, doing business as "St. Vrain Trucking," Longmont, Colorado, be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points;

sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; coal, from mines in the Northern Colorado coal fields, to Valmont Plant of Public Service Company of Colorado, located in Boulder, Colorado; peat moss and natural fertilizer, between points within a radius of one hundred miles of Longmont, Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

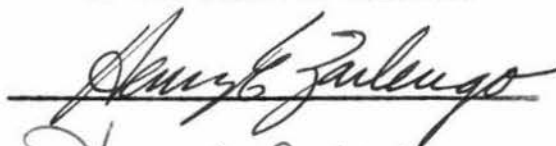
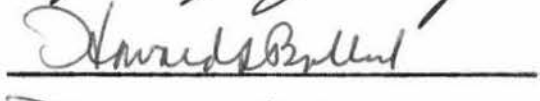
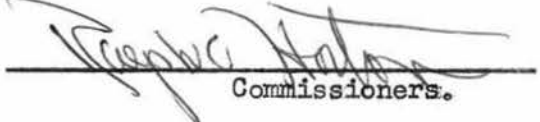
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rules 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 days of August, 1964.

et

original

(Decision No. 63472)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN ZERTUCHE, BOX 22, MONTE VISTA,)
COLORADO, FOR AUTHORITY TO EXTEND) APPLICATION NO. 20509-PF-Extension
OPERATIONS UNDER PERMIT NO. B-5284.)

August 12, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, John Zertuche, Monte Vista, Colorado, was authorized to operate as a Class "B" private carrier by motor vehicle for hire (Permit No. B-5284), authorizing transportation of:

potatoes and hay, from Grower-Shipper Potato Company, from point to point within the area extending fourteen miles north of Monte Vista; east of Monte Vista to the Rio Grande-Alamosa County Lines; fifteen miles south, and four miles west of Monte Vista, Colorado;

seed potatoes, potatoes, and hay, from customers living in applicant's presently-authorized territory, viz.: fourteen miles north of Monte Vista, east of Monte Vista to the Rio Grande-Alamosa County Line, fifteen miles south, and four miles west of Monte Vista, Colorado, to points within the San Luis Valley.

By the above-styled application, said permit-holder seeks authority to extend operations under said Permit No. B-5284 to include the right to transport baled and loose straw, potatoes and hay within a twenty-five-mile radius of Monte Vista, Colorado, and for authority to haul under private contract, rather than being limited to service for Grower-Shipper Potato Company.

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

Report of the Examiner states that at the time and place designated for hearing, applicant failed to appear, either in person or by representative; thereupon, the files were made a part of the record and the matter was taken under advisement.

Report of the Examiner further states that from the files and other inquiry, it was established that applicant herein will have ample and suitable equipment, sufficient net worth and operating experience with which to render his proposed extended service; that he is presently rendering said service under Temporary Authority issued by this Commission.

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

O R D E R

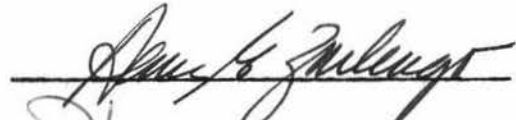
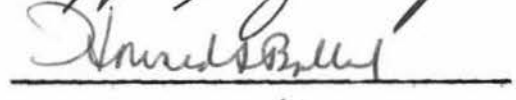
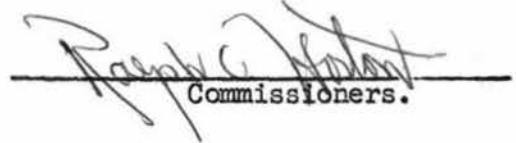
THE COMMISSION ORDERS:

That John Zertuche, Monte Vista, Colorado, be, and he hereby is, authorized to extend operations under Permit No. B-5284, to include the right to transport baled and loose straw, potatoes, and hay, within a twenty-five-mile radius of Monte Vista, Colorado, and is hereby authorized to haul under private contract, rather than being limited to service

for Grower-Shipper Potato Company; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1964.

mls

original

(Decision No. 63473)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
AUDRY SILVERS AND PAUL SILVERS, DO-)	
ING BUSINESS AS "SILVERS TRUCK SER-)	
VICE," 527 ELM AVENUE, ROCKY FORD,)	
COLORADO, FOR AUTHORITY TO TRANSFER)	<u>APPLICATION NO. 20527-Transfer</u>
PUC NO. 1025 TO EDDIE WILSON AND)	
PAUL SILVERS, DOING BUSINESS AS)	
"SILVERS AND WILSON TRUCK SERVICE,")	
GARDEN PLACE, ROCKY FORD, COLORADO.)	

August 12, 1964

Appearances: Cover Mendenhall, Esq., Rocky
Ford, Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Audry Silvers and Paul Silvers, doing business as "Silvers Truck Service," Rocky Ford, Colorado, owners and operators of PUC No. 1025, seek authority to transfer said operating rights to Eddie Wilson and Paul Silvers, doing business as "Silvers and Wilson Truck Service," Rocky Ford, Colorado, said PUC No. 1025 being the right to operate as a common carrier by motor vehicle for hire, for the transportation of:

freight within the City of Las Animas, and agricultural products, including livestock, within a radius of fifteen (15) miles east and west and fifty (50) miles north and south from and to the City of Las Animas. It is further ordered that the applicant shall not operate on regular schedule in the territory described above. Conduct of a transfer, moving and general cartage business in the Counties of Bent, Otero, Pueblo, Crowley, Las Animas, Kiowa, Prowers and Baca, and for occasional service throughout the State of Colorado, and in each of the counties thereof, subject to the terms and conditions hereinafter stated: 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. The applicant shall not operate on schedule between any points. The 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 Rocky Ford for the purpose of developing business. Authority cancelled to operate as a common carrier at any time between the City of Las Animas and the City of Pueblo.

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

Report of the Examiner states that at the hearing, applicants herein appeared and testified in support of the application, stating there are no outstanding unpaid operating obligations against said certificate; that transferees will have ample and suitable equipment, sufficient net worth and operating experience with which to continue operations under said operating rights.

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

O R D E R

THE COMMISSION ORDERS:

That Audry Silvers and Paul Silvers, doing business as

"Silvers Truck Service," Rocky Ford, Colorado, be, and they hereby are, authorized to transfer all right, title, and interest in and to PUC No. 1025 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Eddie Wilson and Paul Silvers, doing business as "Silvers and Wilson Truck Service," Rocky Ford, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

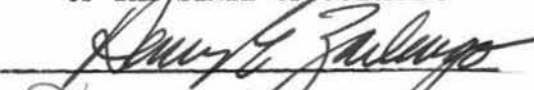
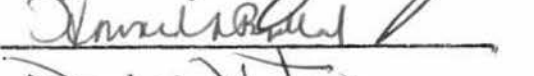
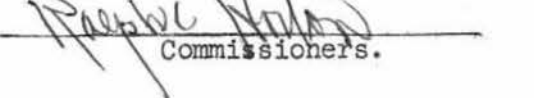
That said transfer shall become effective only if and when, but not before, said transferors and transferees, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1964.
mls

original

(Decision No. 63474)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
FRANCIS E. DAVIS, DOING BUSINESS AS)
"SLIM'S DELIVERY SERVICE," 3033 WEST)
THIRD AVENUE, DURANGO, COLORADO, FOR) APPLICATION NO. 20468-Transfer
AUTHORITY TO TRANSFER PUC NO. 1794)
TO J. H. STRAHAN, DURANGO, COLORADO.)

August 12, 1964

Appearances:: McKelvey & McKelvey, Esqs.,
Durango, Colorado, for
Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Francis E. Davis, doing business as "Slim's Delivery Service," Durango, Colorado, was granted a certificate of public convenience and necessity (PUC No. 1794), authorizing operation as a common carrier by motor vehicle for hire, for the conduct of a:

package delivery service, of packages having a maximum weight of 100 pounds, within the City of Durango, Colorado, and into, out of, and between points within a two-mile radius of the City of Durango, including as a part of Durango the area formerly known as Animas City.

Said certificate-holder now seeks authority to transfer PUC No. 1794 to J. H. Strahan, Durango, Colorado.

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

Report of the Examiner states that at the hearing, transferor

herein appeared and testified in support of the application, stating he has continuously operated PUC No. 1794 since granted by this Commission; that the consideration for transfer of said operating rights is the sum of \$265; that there is no outstanding indebtedness against said operating rights.

Transferee herein also appeared at the hearing and testified if authority herein sought is granted, it is his desire to conduct operations under PUC No. 1794 under the trade name and style: "Mesa Transfer Company;" that he will have ample and suitable equipment, sufficient net worth and operating experience with which to render said operations.

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

O R D E R

THE COMMISSION ORDERS:

That Francis E. Davis, doing business as "Slim's Delivery Service," Durango, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 1794 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to J. H. Strahan, doing business as "Mesa Transfer Company," Durango, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned


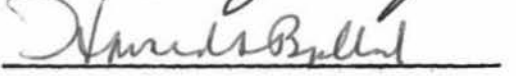
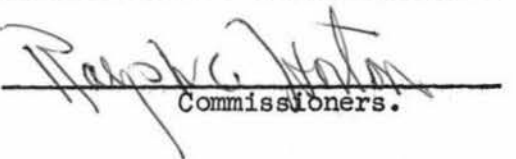
and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order 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 12th day of August, 1964.

mls

Original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
ARNOLD S. DAVIS, 1360 NORTH 18TH,
GRAND JUNCTION, COLORADO,
FOR A CLASS "B" PERMIT TO OPERATE AS
A PRIVATE CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 20532-PP

August 12, 1964

STATEMENT

By the Commission:

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

Said application was regularly set for hearing at the County Court House, Grand Junction, Colorado, July 14, 1964, due notice of the time and place designated for hearing.

Notwithstanding said notice, applicant failed to appear either in person or by counsel at the time and place designated for hearing.

The files were made a part of the record and the matter was taken under advisement.

No one appeared in opposition to the granting of the authority sought, and it did not appear that the granting of said permit, and operations by applicant thereunder, will tend to impair the efficiency of any common carrier service with which he will compete.

F I N D I N G S

THE COMMISSION FINDS:

That the instant application should be granted, as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS:

That Arnold S. Davis, Grand Junction, Colorado, should be, and hereby is authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, the transportation of road-surfacing materials being restricted against the use of tank vehicles, and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

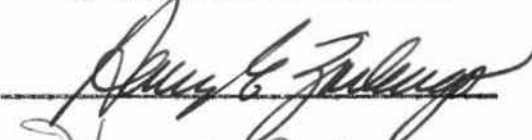
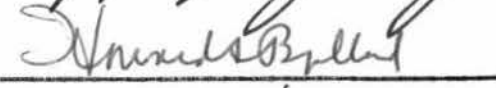
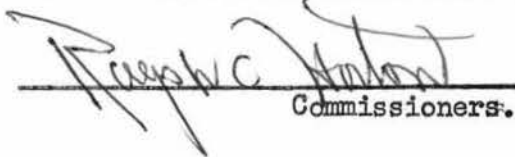
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 12th day of August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
RICHARD J. COLLINS, SHERMAN AVENUE,
MONTE VISTA, COLORADO, FOR A CLASS
"B" PERMIT TO OPERATE AS A PRIVATE
CARRIER BY MOTOR VEHICLE FOR HIRE.

APPLICATION NO. 20513-PP

August 12, 1964

Appearances: Donald J. Smith, Esq.,
Alamosa, Colorado, for
Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of potatoes and farm products (excluding livestock), from point to point within a radius of twenty-five miles of Monte Vista, Colorado, and from points within said twenty-five mile radius to Denver, Colorado; logs and lumber, from point to point within a radius of fifty miles of Monte Vista, Colorado.

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Richard J. Collins, Monte Vista, Colorado, be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of potatoes and farm products (excluding livestock), from point to point within a radius of twenty-five miles of Monte Vista, Colorado, and from points within said twentyOfive mile radius to Denver, Colorado; logs and lumber, from point to point within a radius of fifty miles of Monte Vista, Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

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

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

That Applicant shall not be required to file a C.O.D. bond
with this Commission, as required by Rule 25 of the Commission's
Rules and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Amos E. Zullinger
Donald B. Bull
Ralph C. Hobart
Commissioners

Dated at Denver, Colorado,
this 12th day of August, 1964.
et

original

(Decision No. 63477)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

HARRY A. MORRIS,
Hooper, Colorado,

Complainant,

vs.

SANGRE DE CRISTO TELEPHONE COMPANY,
Moffat, Colorado,

Defendant.

CASE NO. 5267

August 12, 1964

Appearances: Elizabeth A. Conour, Esq., Del
Norte, Colorado, for Defendant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On January 14, 1964, formal Complaint against Sangre de Cristo Telephone Company was filed with this Commission by Harry A. Morris, Hooper, Colorado.

On January 24, 1964, Order to Satisfy or Answer was directed to Sangre de Cristo Telephone Company by this Commission.

On February 11, 1964, "Motion to Dismiss and Defense" was filed with the Commission by Elizabeth A. Conour, Attorney for said Defendant.

Since that time, Complainant herein has departed this life.

Therefore,

The Commission states and finds that the above-styled Case should be dismissed and the matter closed upon the docket of this Commission.

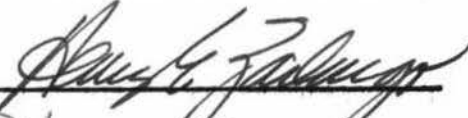
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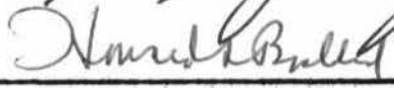
THE COMMISSION ORDERS:

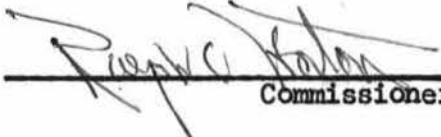
That Case No. 5267 be, and the same hereby is, dismissed.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1964.

gd

Original

(Decision No. 63478)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
JOHN L. CLAPPER, 205 EAST 5TH)
STREET, LEADVILLE, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY, AUTHORIZING OPERA-)
TION AS A COMMON CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 20347

August 12, 1964

Appearances: Peter Cosgriff, Esq., Leadville,
Colorado, for Applicant;
Harold D. Torgan, Esq., Denver,
Colorado, for National Trailer
Convoy, Inc., Rocky Mountain
Mobile Home Towing Service, Inc.;
Robert P. Gruder, Esq., Denver,
Colorado, for Morgan Drive-Away,
Inc.;
John Boyle, Esq., Salida, Colorado,
for Eveready Freight Service,
Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a common carrier by motor vehicle for hire, for the transportation of mobile homes and trailers.

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

Report of the Examiner states that at the time and place designated for hearing, Applicant herein requested that his application be continued, so that he would be afforded an opportunity to file an amended application.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that said

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


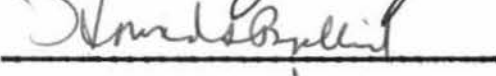
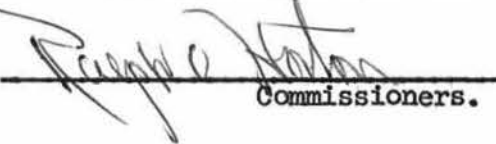
O R D E R

THE COMMISSION ORDERS:

That Application No. 20347 be, and the same hereby is, continued, to be later re-set for hearing before 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 12th day of August, 1964.

gd

original

(Decision No. 63479)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
JEFFRIES-EAVES, INC. OF COLORADO,
504 PATTERSON BUILDING, DENVER,
COLORADO, FOR AUTHORITY TO TRANSFER
PERMIT NO. B-819 TO JEFFRIES-EAVES,
INC., 333 OSUNA ROAD, N. W., ALBUQUER-
QUE, NEW MEXICO.

APPLICATION NO. 20501-PP-Transfer

August 12, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Jeffries-Eaves, Inc. of Colorado, Denver, Colorado, owner and operator of Permit No. B-819, seeks authority to transfer said operating rights to Jeffries-Eaves, Inc., Albuquerque, New Mexico.

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

Report of the Examiner states that at the hearing, Billy B. Saxon, Secretary-Treasurer of both transferor and transferee herein, appeared and testified in support of said application, stating authority herein sought is merely transfer from one corporation to another, both of which are owned and controlled by the same individuals; that the purpose of the proposed transfer is to achieve uniformity of operation and operating economy; that consideration for said transfer is all Capital Stock of transferee; that Articles of Incorporation of Transferee are on file

with the Commission; that transferee will have ample equipment with which to conduct said operation, and has sufficient net worth and operating experience; that except current obligations, there is no outstanding indebtedness against said permit.

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

O R D E R

THE COMMISSION ORDERS:

That Jeffries-Eaves, Inc. of Colorado, Denver, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to Permit No. B-819 to Jeffries-Eaves, Inc., Albuquerque, New Mexico, subject to encumbrances, if any, against said authority approved by this Commission.

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

gulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to the time of transfer of said permit.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Arthur E. Zalusky
James B. Bell
Ralph C. Watson
Commissioners.

Dated at Denver, Colorado,
this 12th day of August, 1964.

gd

orig copy

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JACK HORNER)
Route 3, Box 45)
Pueblo, Colorado)
-----)

AUTHORITY NO. M 7919
CASE NO. 16590 Ins.

August 11, 1964

S T A T E M E N T

By the Commission:

On July 15, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Ziegler
Harold J. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 11th day of August, 1964

original

(Decision No. 63481)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
LESTER MADISON, 220 SOUTH CONEJOS,)
COLORADO SPRINGS, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY, AUTHORIZING OPERATION)
AS A COMMON CARRIER BY MOTOR VEHICLE)
FOR HIRE. (APPLICANT REQUESTS THAT)
IN THE EVENT AUTHORITY HEREIN SOUGHT)
IS GRANTED, OPERATING RIGHTS BE)
KNOWN AS "PUC NO. 2194," BEING THE)
NUMBER OF A CERTIFICATE FORMERLY)
HELD BY HIM.))

APPLICATION NO. 20462

August 13, 1964

Appearances: Cool & Phillips, Esqs., by
Courtland N. Cool, Esq.,
Colorado Springs, Colorado,
for Applicant;
Otto K. Hilbert, Esq., Colorado
Springs, Colorado, for
Superior Sanitation, Inc.;
Goodbar & Goodbar, Esqs., by
Paul V. Evans, Esq., Colorado
Springs, Colorado, for
Disposal Service Company,
Ace Disposal Service, Inc.,
Becker's Trash Service, Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing operation as a common carrier by motor vehicle for hire, for the transportation of ashes, trash, dirt, rock, fertilizers, rubbish, grass clippings, brush, leaves, and other waste material in Colorado Springs, Colorado and a ten-mile radius thereof.

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

Report of the Examiner states that at the hearing, the question of how PUC No. 2194, heretofore owned and operated by Applicant, was cancelled arose. Applicant felt that he might have lost his operating rights by reason of a mistake by the Commission.

A search of the records of the Commission discloses that on October 6, 1960, the Commission entered its Decision No. 55154, upon request of Applicant herein, suspending PUC No. 2194 for a period of six months from August 12, 1960, it being therein provided:

"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."

Inasmuch as said requirements were not complied with by Applicant, he, by his own negligence, lost said operating rights.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that PUC No. 2194 was not erroneously cancelled by the Commission; that the above-styled application should be re-set for hearing before the Commission at a later date, as set forth in the Order following.

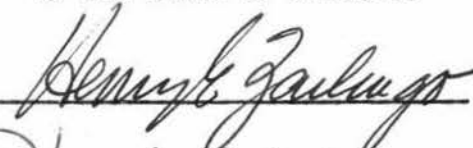
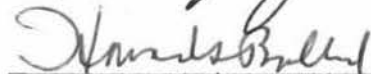
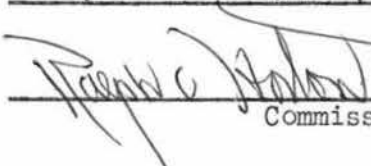
O R D E R

THE COMMISSION ORDERS:

That Application No. 20462 be, and the same hereby is, continued, to be later re-set for hearing before 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 13th day of August, 1964.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROGER D. BOWEN AND JACK A. BOWEN,)
DOING BUSINESS AS "BOWEN LOGGING)
COMPANY," 1701 COUNTRY CLUB DRIVE,)
TRINIDAD, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20522-PP

August 13, 1964

Appearances: Joseph F. Nigro, Esq., Denver,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicants herein seek authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and timber products, from forests, to sawmills, places of storage, and loading points within a radius of seventy-five miles of said forests; rough lumber, from sawmills in said seventy-five mile radius, to markets in the State of Colorado, with no town-to-town service.

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

Report of the Examiner states that at the hearing, Roger D. Bowen, of Applicants herein, appeared and testified in support of the application, stating if authority herein sought is granted, they will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested their proposed service; that they have ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Roger D. Bowen and Jack A. Bowen, doing business as "Bowen Logging Company," Trinidad, Colorado, be, and hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and timber products, from forests to sawmills, places of storage, and loading points within a radius of 75 miles of said forests; rough lumber, from sawmills in said 75-mile radius, to markets in the State of Colorado, with no town-to-town service; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

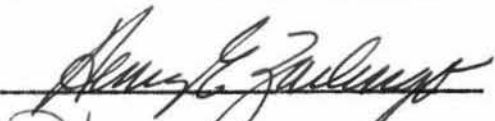
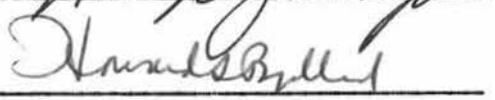

That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 13th day of August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JAMES HOLSEY, 1210 SAN PEDRO,)
TRINIDAD, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20523-PP

August 13, 1964

Appearances: Joseph F. Nigro, Esq., Denver,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a private carrier by motor vehicle for hire, for the transportation of logs, poles, and timber products, from forests, to sawmills, places of storage, and loading points within a radius of fifty miles of said forests.

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that there is a need for applicant's proposed transportation services; that applicant will have suf-

ficient equipment and experience to properly carry on the proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that applicant's proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that granting the authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That James Holsey, Trinidad, Colorado, be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and timber products, from forests to sawmills, places of storage, and loading points within a radius of fifty miles of said forests; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

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

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and

and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zuluaga
Howard S. Bullard
Reginald C. Hinton
Commissioners

Dated at Denver, Colorado,
this 13th day of August, 1964

et

Original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOE DE HERRERA, P. O. BOX 298,)
CENTER, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20512-PP

August 13, 1964

Appearances: Joe DeHerrera, Center,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; potatoes from fields and cellars, to loading docks and storage points in an area bounded on the west by a line drawn north and south four miles west of U. S. Highway No. 285, and extending twenty-five miles north, east, and south of Center, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the

record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that there is a need for applicant's proposed transportation services; that applicant will have sufficient equipment and experience to properly carry on the proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that applicant's proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted, said operating rights to be known as "Permit No. B-3589," being the number of a permit formerly held by applicant.

O R D E R

THE COMMISSION ORDERS:

That Joe DeHerrera, Center, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building

construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; potatoes, from fields and cellars, to loading docks and storage points in an area bounded on the west by a line drawn north and south four miles west of U. S. Highway No. 285, and extending twenty-five miles north, east and south of Center, Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

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

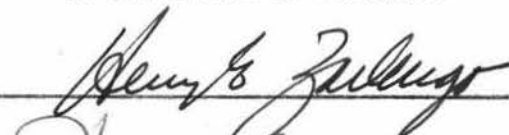
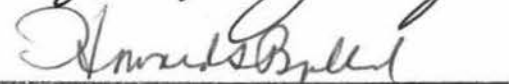
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

That operating rights herein granted shall be known as "Permit No. B-3589."

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 13th day of August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WOODROW W. PETERSEN, DOING BUSINESS)
AS "TARMAN TOURS," 4680 NORTH NEVADA,)
COLORADO SPRINGS, COLORADO, FOR AU-)
THORITY TO LEASE PUC NO. 101 TO)
BESSEMER BUS CORPORATION, DOING)
BUSINESS AS "AMERICAN SIGHTSEEING OF)
COLORADO SPRINGS," 515 SOUTH CASCADE,)
COLORADO SPRINGS, COLORADO.)

APPLICATION NO. 20458-Lease

IN THE MATTER OF THE APPLICATION OF)
WOODROW W. PETERSON, DOING BUSINESS)
AS "TARMAN TOURS," 4680 NORTH NEVADA,)
COLORADO SPRINGS, COLORADO, FOR AU-)
THORITY TO TRANSFER PUC NO. 101 TO)
BESSEMER BUS CORPORATION, DOING)
BUSINESS AS "AMERICAN SIGHTSEEING OF)
COLORADO SPRINGS," 515 SOUTH CASCADE,)
COLORADO SPRINGS, COLORADO.)

APPLICATION NO. 20458-Transfer

IN THE MATTER OF THE APPLICATION OF)
WOODROW W. PETERSON, DOING BUSINESS)
AS "TARMAN TOURS," 4680 NORTH NEVADA,)
COLORADO SPRINGS, COLORADO, FOR AU-)
THORITY TO LEASE PUC NO. 704 TO)
BESSEMER BUS CORPORATION, DOING)
BUSINESS AS "AMERICAN SIGHTSEEING OF)
COLORADO SPRINGS," 515 SOUTH CASCADE,)
COLORADO SPRINGS, COLORADO.)

APPLICATION NO. 20459-Lease

IN THE MATTER OF THE APPLICATION OF)
WOODROW W. PETERSON, DOING BUSINESS)
AS "TARMAN TOURS," 4680 NORTH NEVADA,)
COLORADO SPRINGS, COLORADO, FOR AU-)
THORITY TO TRANSFER PUC NO. 704 TO)
BESSEMER BUS CORPORATION, DOING)
BUSINESS AS "AMERICAN SIGHTSEEING OF)
COLORADO SPRINGS," 515 SOUTH CASCADE,)
COLORADO SPRINGS, COLORADO.)

APPLICATION NO. 20459-Transfer

August 12, 1964

Appearances: R. E. Anderson, Esq., Colo-
rado Springs, Colorado,
for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, as originally filed with this Commission, Woodrow W. Petersen, doing business as "Tarman Tours," Colorado Springs, Colorado, sought authority to lease PUC No. 101 and PUC No. 704 to Bessemer Bus Corporation, doing business as "American Sightseeing of Colorado Springs," Colorado Springs, Colorado, said operating rights being as follows:

PUC No. 101:

The use and operation of 6 automobiles - 2 from Colorado Springs, Colorado; 2 from Manitou, Colorado, and 2 from Rodeo Camp Ground, Colorado Springs, Colorado -- in the transportation of passengers to the various scenic attractions in the Pikes Peak Region, subject to former restrictions in the Orders granting, transferring, and amending said PUC No. 101, or affecting the authorities from which transferors' present authority under PUC No. 101 is derived, together with any auto livery service to which transferors may be entitled in connection with the use of 6 automobiles referred to that may have been authorized under Decision No. 15523, dated June 15, 1940, as amended by Decision No. 17012, of date April 18, 1941.

PUC No. 704:

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 operations by the applicant shall be limited to round-trip operations originating and terminating at the point of origin of the service; (b) That no one-way transportation of passengers is permitted to any points in the Pikes Peak Region; (c) that the quantity of equipment to be used in this operation shall be limited to two (2) automobiles.

Authority to operate one (1) car in the general sightseeing business from Colorado Springs.

Authority amended to permit the operation of an auto livery service between all points in the Pikes Peak Sightseeing Region and from and to said points, to and from other points in the State of Colorado, subject to the following restrictions: (a) Such service shall be furnished only in passenger cars of the type used by applicant in sightseeing business; and each applicant shall be limited to the

number of cars for said service which he is now entitled to use under his sightseeing certificate. In other words no additional equipment may be used for such auto livery service, and only five (5) passengers may be carried in one car on all trips 10 one-way miles or under.

(b) All operations hereunder shall be conducted on the following rates, to-wit: 15¢ per mile for all trips over 10 one-way miles for three passengers or less; 20¢ per mile for four passengers; 25¢ per mile for five passengers; 30¢ per mile for six passengers; and 35¢ per mile for seven or more. For trips 10 one-way miles or under the rate shall be 20¢ per mile without regard to whether one or five passengers are carried; provided, however, that all rates both over or under 10 one-way miles shall be based upon round-trip mileage, and where waiting time of over ten minutes is involved the charge shall be \$1.00 per hour, or a proportion thereof, or fraction of an hour for the full waiting period. (c) The auto livery service herein provided for shall not be advertised outside of the County of El Paso by means of any literature or other written or printed advertising.

Auto livery service between all points in the Pikes Peak Sightseeing Region and from and to said points to and from other points in the State of Colorado.

Transportation of passengers in sightseeing from Colorado Springs and Manitou, to points in the Pikes Peak Region, limited to one (1) car.

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 operations by the applicant shall be limited to round-trip operations originating at the point of origin of the service; (b) That no one-way transportation of passengers is permitted to any of the points in the Pikes Peak Region; auto livery service between all points in the Pikes Peak Sightseeing Region and from and to points in said area to and from other points in the State of Colorado; limited to the use of three (3) cars.

Transportation of passengers and baggage between points within the City of Colorado Springs, Colorado; provided, however, that each person, or piece of baggage so transported shall be transported only in connection with a prior or subsequent use of sightseeing service; it is contemplated that in connection with such service a person, or baggage, may be transported to or from a bus or rail depot, from or to a hotel or central assembly point, and that the use of sightseeing

service may in some instances not necessarily precede or follow immediate the use of the sightseeing service.

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

Report of the Examiner states that at the hearing, applicants herein requested that said applications be amended, so as to seek authority to transfer said operating rights, rather than lease thereof.

David W. Cowan appeared and testified that he is President of Transferee herein; that his corporation has sufficient equipment and is financially able to operate said certificates.

Transferor also appeared and testified there were no outstanding unpaid operating obligations against said certificates.

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

O R D E R

THE COMMISSION ORDERS:

That Applications Nos. 20458-Lease and 20459-Lease be, and hereby are, amended, to seek authority to transfer PUC No. 101 and PUC No. 704, respectively, rather than lease of said operating rights.

That Woodrow W. Petersen, doing business as "Tarmen Tours," Colorado Springs, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 101 and PUC No. 704 with authority as set forth in the preceding Statement, which is made a part hereof, by reference -- to Bessemer Bus Corporation, doing business as "American Sightseeing of Colorado Springs," Colorado Springs, Colorado, said transfers being subject to encumbrances, if any, against said authority approved by this Commission.

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

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

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

[Signature]
[Signature]
[Signature]
Commissioners

Dated at Denver, Colorado,
this 12th day of August, 1964,
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JAMES E. ASHTON, SOLE STOCKHOLDER)
OF SALIDA TRANSFER COMPANY, R. F. D.,)
MONTE VISTA, COLORADO, FOR AUTHORITY)
TO TRANSFER TO GENE COLEMAN, ROUTE)
4, BOX 8, GUNNISON, COLORADO,)
CAPITAL STOCK OF SAID CORPORATION,)
SAID SALIDA TRANSFER BEING THE OWNER)
OF PERMIT NO. B-963.)

APPLICATION NO. 20514-PP-Stock Transfer

IN THE MATTER OF THE APPLICATION OF)
JAMES E. ASHTON, SOLE STOCKHOLDER)
OF SALIDA TRANSFER COMPANY, R. F. D.,)
MONTE VISTA, COLORADO, FOR AUTHORITY)
TO TRANSFER TO GENE COLEMAN, ROUTE)
4, BOX 8, GUNNISON, COLORADO,)
CAPITAL STOCK OF SAID CORPORATION,)
SAID SALIDA TRANSFER BEING THE OWNER)
OF PUC NO. 482 AND PUC NO. 482-I.)

APPLICATION NO. 20515-Stock Transfer

August 13, 1964

Appearances: Gordon Rowe, Esq., Monte
Vista, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Salida Transfer Company, a Colorado corporation, is the
owner and operator of Permit No. B-963 and PUC No. 482, PUC No.
482-I, said operating rights being as follows:

PERMIT NO. B-963:

Transportation of livestock, potatoes, and coal,
from point to point within a radius of 25 miles
of Center, Colorado, and from and to said points,
to and from Walsenburg, and Denver, without the
right to render point-to-point service between
Walsenburg and Denver and intermediate points;
livestock, feed, and prepared feeds to and from
Clarence Stone's Feed Store, located in Monte
Vista, to and from all points in the State of
Colorado. This permit is specifically restrict-
ed by limiting transferee herein to an office in
Center, Colorado, only, for the purpose of de-

veloping business under operating rights herein authorized to be transferred, without the right to establish a branch office in any other town other than Center, Colorado, without permission of this Commission first had and obtained.

PUC NO. 482, PUC NO. 482-I:

Transportation of freight from point to point within a radius of 20 miles of Salida, and to or from said radius to or from any point in the State of Colorado, subject to the following terms and conditions: (a) For the transportation of any and all commodities, except household goods, between points served singly or in combination by scheduled carriers, the applicant shall charge rates at least 20% higher than those charged by scheduled carriers. (b) The applicant shall not operate on schedule between any points. (c) That the applicant shall not be permitted to establish a branch office, or to have an agent employed in any other town or city than Salida, for the purpose of developing business.

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

By the above-styled applications, James E. Ashton, sole stockholder of said Salida Transfer Company, Monte Vista, Colorado, seeks authority to transfer all capital stock of said corporation to Gene Coleman, Gunnison, Colorado.

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

Report of the Examiner states that at the hearing, James E. Ashton appeared and testified in support of the instant applications, stating said corporation has continuously operated said authorities since granted by this Commission; that copy of Contract of Sale is on

file with the Commission; that the consideration for transfer of stock is \$24,711; that there is no outstanding indebtedness against said operations.

Gene Coleman also appeared at the hearing and testified that he, as sole owner of all Capital Stock of Salida Transfer Company, will continue to operate said authorities in the same manner as in the past; that the only change that will result if the instant application is granted will be in specific ownership of the Capital Stock of said corporation; that said corporation will continue to have sufficient equipment and financial resources with which to continue said operations.

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

O R D E R

THE COMMISSION ORDERS:

That James E. Ashton, sole stockholder of Salida Transfer Company, Monte Vista, Colorado, be, and hereby is, authorized to transfer to Gene Coleman, Gunnison, Colorado, all Capital Stock of said corporation, subject to encumbrances, if any, against Permit No. B-963 and PUC No. 482, PUC No. 482-I.

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 stock 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 stock.

This Order is made a part of the permit.

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 stock.

This Order shall become effective twenty-one days from date.
THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zulango
Donald B. Bell

Ralph C. Hatan
Commissioners.

Dated at Denver, Colorado,
this 13th day of August, 1964.
mls

original

(Decision No. 63487)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MOUNTAIN VIEW ELECTRIC ASSOCIATION,)
INC., OF LIMON, COLORADO, FOR AN EX-)
TENSION OF ITS CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO FURNISH)
ELECTRIC SERVICE FOR LIGHT, HEAT,)
POWER AND OTHER PURPOSES, IN THE)
AREAS DESCRIBED IN THIS APPLICATION,)
LOCATED IN LINCOLN, WASHINGTON, AND)
EL PASO COUNTIES, COLORADO.)

APPLICATION NO. 19197

August 12, 1964

Appearances: Robert T. James, Esq., Colo-
rado Springs, Colorado, for
Applicant;
Fillmore S. Gibson, Esq.,
Colorado Springs, Colorado,
for Petitioner, the Town of
Fountain, Colorado;
Paul M. Brown, Denver, Colo-
rado, for the Staff of the
Commission.

S T A T E M E N T

By the Commission:

On July 20, 1964, the Commission entered its Decision No.
63326 in the above-styled application.

"Application for Rehearing" was filed with the Commission
on August 3, 1964, by the Town of Fountain, by Fillmore S. Gibson,
Esq., Colorado Springs, Colorado.

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

We again point out that if we were to adopt the solution
to this problem urged upon us by the Town of Fountain, namely, to

order Mountain View Electric Association, Inc., out of the previously certificated area of the Town of Fountain, we would, in effect, be ordering the construction of duplicate facilities, in direct contravention of the will of the legislature of the State of Colorado as set forth in 1953 CRS 115-5-1(2). As we have pointed out, Mountain View must retain its present distribution feeder lines extending to the north and south of its substation near the Town of Fountain in order to continue rendering electric service to certain of its customers located to the north and south of the previously certificated area of the Town of Fountain. If we were to order the Town of Fountain to render electric service to the remaining 80 to 85 customers of Mountain View within the previously certificated area of the Town of Fountain, it would be necessary for the Town of Fountain to construct a minimum of 10 to 12 miles of duplicating three-phase distribution lines at a cost of from \$4,000 to \$6,000 per mile, for a total duplicating investment of from \$40,000 to \$72,000. The cost of such unnecessary investment would eventually, directly or indirectly, be paid by the ratepayer. We cannot hold that the construction of such duplicate facilities, under the facts before us in the present matter, is either in the public interest, or required by public convenience and necessity.

F I N D I N G S

THE COMMISSION FINDS:

That Application for Rehearing filed herein should be denied.

O R D E R

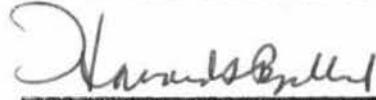
THE COMMISSION ORDERS:

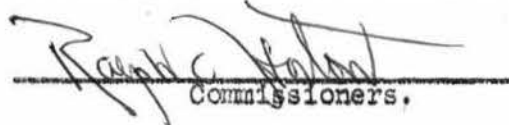
That Application for Rehearing in the above-styled matter filed by the Town of Fountain, by Fillmore S. Gibson, Esq., Colorado

Springs, Colorado, be, and the same hereby is, denied.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

CHAIRMAN HENRY E. ZARLENGO DISSENTING.

Dated at Denver, Colorado,
this 12th day of August, 1964.

mls

CHAIRMAN HENRY E. ZARLENGO DISSENTING:

I respectfully dissent.

While it may be true that Fountain will have to build some three-phase distribution lines to serve the customers presently being served by some of the lines of Mountain View, it is obvious from inspection of Staff Exhibit A that this additional investment will be made to provide service not only to the existing customers but also to put Fountain in a position whereby it will serve approximately forty sections of territory within its certificated area in the future.

Whenever and wherever the problem of duplication of facilities occurs, the evil cannot be eliminated altogether without some detriment. If the course outlined in the Dissenting Opinion were followed, the lesser by far of the two evils would prevail and the law and public interest thereby would be served.

The Application for Rehearing should be granted.


Chairman

Dated at Denver, Colorado,
this 12th day of August, 1964.

mls

Original

(Decision No. 63488)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
MARVIN E. GREENE, DOING BUSINESS AS
"MARVIN E. GREENE WATER SERVICE,"
FORT MORGAN, COLORADO, FOR AUTHORITY
TO TRANSFER PERMIT B-4763 TO A. E.
GOODWIN, 1015 MIDLAND SAVINGS BUILD-
ING, DENVER, COLORADO.

APPLICATION NO. 20561-PP-Transfer

IN THE MATTER OF THE APPLICATION OF
MARVIN E. GREENE, DOING BUSINESS AS
"MARVIN E. GREENE WATER SERVICE,"
FORT MORGAN, COLORADO, FOR AUTHORITY
TO TRANSFER PERMIT NO. B-4763 TO
G & L TRACTOR SERVICE, INC., 1015
MIDLAND SAVINGS BUILDING, DENVER,
COLORADO.

APPLICATION NO. 20561-PP-Transfer

August 13, 1964

Appearances: A. E. Goodwin, Denver, Colorado,
pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Marvin E. Greene, doing business as "Marvin E. Greene Water Service," Fort Morgan, Colorado, was authorized to operate as a Class "B" private carrier by motor vehicle for hire (Permit No. B-4763), authorizing transportation of:

drilling mud, crude oil, and water, from one loca-
tion to another location within a radius of fifty
miles of such locations, all for oil-drilling pur-
poses.

By the above-styled application, said permit-holder seeks authority to transfer Permit B-4763 to A. E. Goodwin, Denver, Colo-
rado.

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

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

Report of the Examiner states that at the hearing, transferee herein appeared and testified in support of the application, stating he is personally acquainted with transferor herein and it was impossible for him to appear at the hearing; that he knows of his own knowledge that transferor has continuously operated under said permit since granted by the Commission; that there is no outstanding indebtedness against said permit; that the consideration for said transfer is \$5,500, together with two pieces of equipment; that in the event authority herein sought is granted, it is his desire that said permit be transferred to G & L Tractor Service, Inc., a Colorado corporation of which he is an Officer and Director; that Articles of Incorporation of said corporation are on file with the Commission; that said corporation has ample and suitable equipment, sufficient net worth and operating experience with which to render said operations.

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

O R D E R

THE COMMISSION ORDERS:

That the above-styled application is hereby amended, by substituting "G & L Tractor Service, Inc.," as transferee herein, in lieu of "A. E. Goodwin."

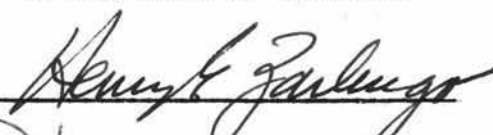
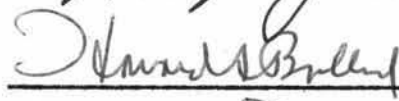

That Marvin E. Greene, doing business as "Marvin E. Greene Water Service," Fort Morgan, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to Permit No. B-4763 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to G & L Tractor Service, Inc., Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 13th day of August, 1964.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
ISMIEL GURELE, 2308 WEST 13TH
STREET, PUEBLO, COLORADO, FOR A
CLASS "B" PERMIT TO OPERATE AS A
PRIVATE CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 20517-PP

August 13, 1964

Appearances: Ismiel Gurele, Pueblo,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of hay, baled and loose, and farm commodities, from farms and ranches in Pueblo County, and the San Luis Valley, to docks, storage sheds, and loading points within a radius of fifty miles of said farms and ranches.

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Ismiel Gurele, Pueblo, Colorado, be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of hay, baled and loose, and farm commodities, from farms and ranches in Pueblo County, and the San Luis Valley, to docks, storage sheds, and loading points within a radius of fifty miles of said farms and ranches; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

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

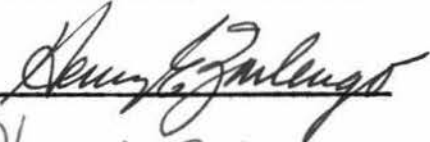
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regu-

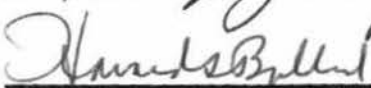
lations of the Commission.

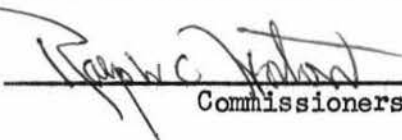
That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 13th day of August, 1964.

et

this

Original

(Decision No. 63490)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF
HAZEL M. DAWES AND WILBUR DAWES,
DOING BUSINESS AS "CHARLEY R. DAWES,"
352 SOUTH REYNOLDS, CANON CITY,
COLORADO, FOR A CLASS "B" PERMIT TO
OPERATE AS A PRIVATE CARRIER BY
MOTOR VEHICLE FOR HIRE.

APPLICATION NO. 20525-PP

August 13, 1964

Appearances: Joseph F. Nigro, Esq., Denver,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicants herein seek authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of farm products, excluding livestock, from point to point within a radius of one hundred miles of Canon City, Colorado, and from points within said one-hundred-mile radius of Canon City, Colorado, to points within the State of Colorado.

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

Report of the Examiner states that at the hearing, Wilbur Dawes, one of Applicants herein appeared and testified in support of his application, stating if authority herein sought is granted, Applicants will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested their pro-

posed service; that they have ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Hazel M. Dawes and Wilbur Dawes, doing business as "Charley R. Dawes," Canon City, Colorado, be, and they hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of farm products, excluding livestock, within a one-hundred-mile radius of Canon City, Colorado, from point to point within said radius, and from said radius to points in the State of Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

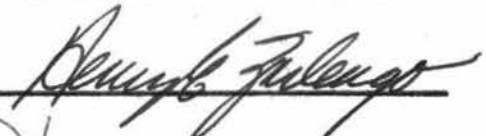
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

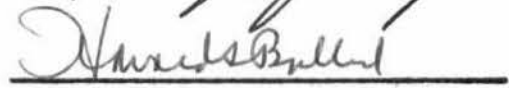
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.


That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 13th day of August, 1964.

et

Original

(Decision No. 63491)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RICHARD DUFFY, ROUTE 2, BOX 4,)
TRINIDAD, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20521-PP

August 13, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of logs, poles, and timber products, from forests, to sawmills, places of storage, and loading points within a radius of fifty miles of said forests; rough lumber, from sawmills in said fifty-mile radius, to markets in the State of Colorado, with no town-to-town service.

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

Report of the Examiner states that at the time and place designated for hearing, Applicant failed to appear, either in person or by representative; there being no protests thereto, the files were made a part of the record and the matter was taken under advisement.

Report of the Examiner further states that Applicant is presently operating under Temporary Authority issued by this Commission; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render the proposed service.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one

protests the granting of the instant application; that there is a need for Applicant's proposed transportation services; that Applicant will have sufficient equipment and experience to properly carry on the proposed operation; that Applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that Applicant's proposed operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that the granting of authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

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

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

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


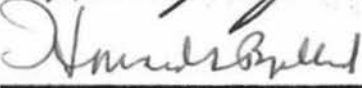
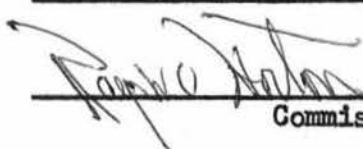
That the right of the Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regu-

lations of the Commission.

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 13th day of August, 1964.

et

Da

original

(Decision No. 63492)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
EDNA MOORE, ADMINISTRATRIX OF THE
ESTATE OF WILLIAM C. MOORE, DE-
CEASED, DOING BUSINESS AS "MOORE
CONSTRUCTION COMPANY," 2937 CHEYENNE
PUEBLO, COLORADO, FOR AUTHORITY TO
TRANSFER PERMIT NO. B-3966 TO MARVIN
W. MILES, 2901 2ND AVENUE, PUEBLO,
COLORADO.

APPLICATION NO. 20524-PP-Transfer

August 14, 1964

Appearances: Edna Moore, Pueblo, Colorado,
pro se.
Marvin W. Miles, Pueblo, Colo-
rado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, William C. Moore, doing business as "Moore Con-
struction Company," was authorized to operate as a Class "B" private
carrier by motor vehicle for hire (Permit No. B-3966), authorizing
transportation of:

farm produce, except livestock, from fields in
Pueblo County to bins, sheds, and other storage
points and loading places in Pueblo County, Rocky
Ford, and Fowler; coal from mines in Fremont County
to Pueblo and Colorado Springs, Colorado. Trans-
portation of lime rock from Beulah, Rye, and points
within a radius of twenty miles south and west of
Beulah and Rye, to railroad shipping point at Pueblo,
Colorado. Transportation of lime rock, clay, and
other materials necessary in the manufacture of
brick and tile, between points within a radius of
75 miles of Pueblo, Colorado, the right to transport
brick in said radius being hereby specifically denied.

Said William C. Moore has now departed this life, and by the
above-styled application, Edna Moore, Administratrix of the Estate of
said William C. Moore, Deceased, seeks authority to transfer Permit
B-3966 to Marvin W. Miles, Pueblo, Colorado.

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

Report of the Examiner states that at the hearing, Edna Moore, Widow of William C. Moore and Administratrix of the Estate of William C. Moore, appeared and testified in support of the application, stating that she knows, of her own personal knowledge, that William C. Moore continuously operated said permit since granted by this Commission; that there is no outstanding indebtedness against said permit; that the County Court of Pueblo County, Colorado, on May 22, 1964, approved and authorized transfer of said operating rights; that the consideration for said transfer is the sum of \$5,000 for said permit and certain equipment.

Marvin W. Miles, transferee herein, also appeared and testified in support of the instant application, stating he has ample and suitable equipment, sufficient net worth and operating experience with which to render operations under said permit.

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

O R D E R

THE COMMISSION ORDERS:

That Edna Moore, Administratrix of the Estate of William C. Moore,


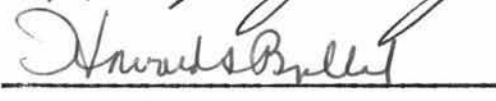

Deceased, doing business as "Moore Construction Company," Pueblo, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to Permit No. B-3966 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Marvin W. Miles, Pueblo, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 14th day of August, 1964.

gd

original

(Decision No. 63493)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
BROOMFIELD CAB CO., INC., BROOMFIELD,
COLORADO, FOR AUTHORITY TO TRANSFER
PUC NO. 4748 TO WILLIAM H. FORD, DO-
ING BUSINESS AS "ADAMS COUNTY CAB
CO.," 6310 EAST 72ND AVENUE, COMMERCE
CITY, COLORADO.

APPLICATION NO. 20614-Transfer

August 14, 1964

Appearances: Kenneth Selby, Esq., Denver,
Colorado, for Transferor
and Transferee.
Thomas F. Kelly, Arvada, Colo-
rado, for Lincoln Cab Co.

S T A T E M E N T

By the Commission:

Broomfield Cab Co., Inc., Broomfield, Colorado, is the owner
and operator of PUC No. 4748, authorizing:

Transportation of passengers and their baggage in
the same vehicle, by means of five-passenger sedan
taxicabs, and a small package delivery service, to
and from Broomfield, Colorado, and a $7\frac{1}{2}$ -mile radius
around Broomfield, to points and places within a
25-mile radius of Broomfield, with no pickup service
out of the $7\frac{1}{2}$ -mile radius of Broomfield, and wherever
said $7\frac{1}{2}$ -mile radius from Broomfield overlaps a 9-mile
radius of the city limits of Boulder, that any pickup
service within such area of overlap must terminate in
Broomfield, PROVIDED, HOWEVER, that such transporta-
tion of packages shall be performed in taxicabs only,
and that no individual item so transported shall ex-
ceed 50 pounds in weight, and PROVIDED that each de-
livery from one origin to one destination shall be
charged as though the applicants had transported one
passenger from that origin to that point of delivery
in addition to any extra charge made for leaving the
vehicle to pick up or deliver such item,

and by the instant application seeks authority to transfer said PUC
No. 4748 to William H. Ford, doing business as "Adams County Cab Co.,"
Commerce City, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, August 3, 1964, and at the conclusion of the evidence, the matter was taken under advisement.

William R. Matt testified that he is owner of PUC No. 4748 and that such authority has not been operated for the last eighteen months under specific permission of the Commission given to him to suspend operations. Actually William R. Matt is the owner of all of the stock in the Broomfield Cab Co., Inc., and such corporation actually owns the said PUC No. 4748. Matt further testified that there is no indebtedness of any kind against the authority; that he has entered into an agreement to sell such authority to William H. Ford, and that he wishes the Commission to approve the transfer.

William H. Ford testified that he has purchased the said PUC No. 4748 from the Broomfield Cab Co., Inc.; that he was employed as a cab driver for about seven years; that he has operated the Adams County Cab Company for the past year; has a net worth in excess of \$7,500; is presently the owner of three cabs, two of which are presently operating; that if the proposed transfer is granted he will move into the Broomfield area and operate Broomfield area cab service from his home; that he is familiar with the rules and regulations of the Commission and will comply therewith if the proposed transfer is granted.

William H. Hedda testified that he is President of Lincoln Cab, Inc., a taxicab company serving within a fifteen mile radius of the City of Arvada and that his company is presently rendering adequate service in the Broomfield area.

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 authority is in good standing and should be reinstated for purpose of transfer.

That the proposed transfer is compatible with the public interest and should be authorized, as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS:

That PUC No. 4748 be, and the same hereby is, reinstated.

That Broomfield Cab Co., Inc., Broomfield, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 4748 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to William H. Ford, doing business as "Adams County Cab Co.," Commerce City, Colorado, subject to encumbrances, if any, against said authority approved by the Commission.

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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Stanley E. Ziegler
Harold B. Bell
Francis C. Watson
Commissioners.

Dated at Denver, Colorado,
this 14th day of August, 1964.

gd

original

(Decision No. 63494)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) EVELYN G. MOORE, DISTRIBUTE UNDER) SMALL ESTATE OF F. S. WILSON, 940) EAST 4TH STREET, LOVELAND, COLORADO,) FOR AUTHORITY TO TRANSFER PUC NO.) 4787 TO ERNEST C. STILLE, DRAKE,) COLORADO.)	<u>APPLICATION NO. 20541-Transfer</u>
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August 14, 1964

Appearances: Ernest C. Stille, Drake,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, F. S. Wilson was granted a certificate of public convenience and necessity (PUC No. 4787, authorizing operation as a common carrier by motor vehicle for hire, for the transportation of:

ashes, trash, and other waste materials, between points on the watershed of the Big Thompson River, west of Loveland, Colorado, to the eastern town limits of the Town of Estes Park, Colorado, and intermediate points, to regularly-designated and approved dumps and disposal places in Larimer County, Colorado.

Said F. S. Wilson has now departed this life, and by the above-styled application, Evelyn G. Moore, Distributee under Small Estate of F. S. Wilson, seeks authority to transfer PUC No. 4787 to Ernest C. Stille, Drake, Colorado.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said proceed-

ing, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Transferee herein appeared and testified in support of said application, stating that he knows of his own knowledge that F. S. Wilson continuously operated said certificate since granted by this Commission; that there is no outstanding indebtedness against said certificate; that the County Court of Larimer County, Colorado, on March 13, 1964, entered its Order for Distribution under the Small Estates Act, wherein it authorized transfer of said operating rights; that the consideration for said operating rights and certain equipment is the sum of \$1,250; that he will have sufficient equipment, net worth and operating experience with which to render said operations.

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

O R D E R

THE COMMISSION ORDERS:

That Evelyn G. Moore, Distributee under Small Estate of F. S. Wilson, Deceased, Loveland, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 4787 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Ernest C. Stille, Drake, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

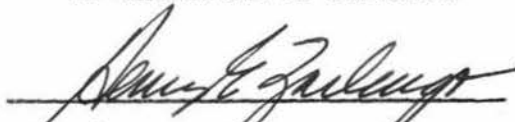
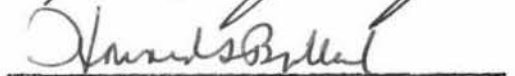
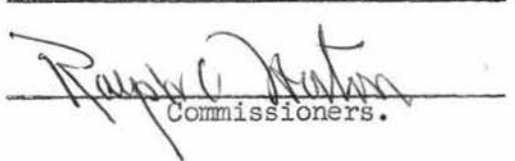
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of 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 14th day of August, 1964.

mls

original

(Decision No. 63495)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
REYHER ENTERPRISES, INC., MC CLAVE,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 20518-Transfer
PUC NO. 2765 AND PUC NO. 2765-I TO)
REYHER, INC., MC CLAVE, COLORADO.)

August 14, 1964

Appearances: B. E. Abram, Esq., Pueblo,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Reyher Enterprises, Inc., McClave, Colorado, was authorized to operate as a common carrier by motor vehicle for hire, and PUC No. 2765 and PUC No. 2765-I issued to it.

Said certificate-holder, by the instant application, seeks authority to transfer said operating rights to Reyher, Inc., McClave, Colorado.

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

Report of the Examiner states that at the hearing, Herbert Reyher, Treasurer of Transferor corporation and General Manager of Transferee corporation, appeared and testified in support of the application, stating transfer herein sought is merely from one corporation

to another, both of which are owned and controlled by the same family; that the purpose of said transfer is to achieve operating economy; that consideration for said transfer is all Capital Stock of Transferee; that Articles of Incorporation of Transferee are on file with the Commission; that Transferee will have ample and sufficient equipment, sufficient net worth and operating experience to continue said operating rights; that if authority herein sought is granted, the same management and personnel will continue to conduct said operations.

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

O R D E R

THE COMMISSION ORDERS:

That Rehner Enterprises, Inc., McClave, Colorado, be, and hereby is, authorized to transfer PUC No. 2765 and PUC No. 2765-I to Rehner, Inc., McClave, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

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


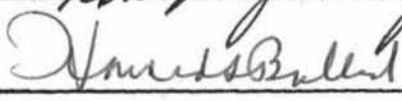
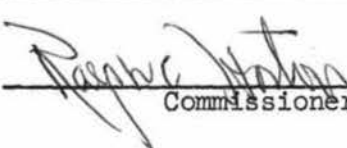
The tariff of rates, rules, and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

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 14th day of August, 1964.

mls

Original

(Decision No. 63496)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOE CORDOVA, 727 EAST RIVER, PUEBLO,)
COLORADO, FOR A CERTIFICATE OF PUB-)
LIC CONVENIENCE AND NECESSITY, AU-)
THORIZING OPERATION AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20519

August 14, 1964

Appearances: William L. Lloyd, Esq., Pueblo,
Colorado, for Applicant;
W. C. Kettelkamp, Esq., Pueblo,
Colorado.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing operation as a common carrier by motor vehicle for hire.

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

Report of said Examiner states that at the time and place designated for hearing, parties of record, pursuant to stipulation, moved that said matter be continued to a future date; there being no objection thereto, said motion was granted.

The Commission states and finds that the above-styled application should be continued, as set forth in the Order following.

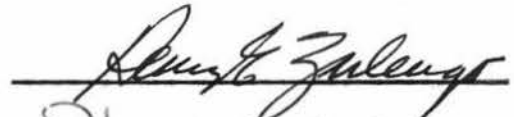
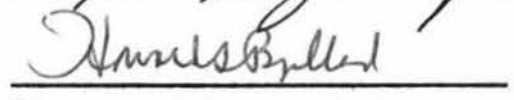
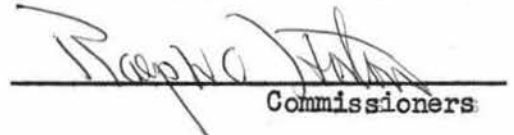
O R D E R

THE COMMISSION ORDERS:

That Application No. 20519 be, and the same hereby is, continued, to be later re-set for hearing before 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 August, 1964

et

Original

(Decision No. 63497)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JESS JOHNSON, 331 REMINGTON, FORT)
COLLINS, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20545-PP

August 14, 1964

Appearances: Jess Johnson, Fort Collins,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted

to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner atates that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

That Jess Johnson, Fort Collins, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building

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

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


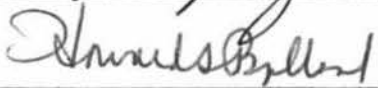
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

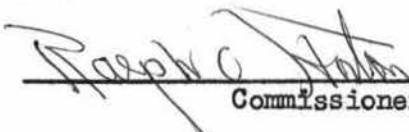
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
GEORGE H. SALA, 5708 SOUTH PEARL
STREET, LITTLETON, COLORADO, FOR A
CLASS "B" PERMIT TO OPERATE AS A
PRIVATE CARRIER BY MOTOR VEHICLE
FOR HIRE.

APPLICATION NO. 20557-PP

August 14, 1964

Appearances: George H. Sala, Littleton,
Colorado, pro se;
Herbert M. Boyle, Esq., Denver,
Colorado, for Navajo Freight
Lines, Inc.;
Joseph F. Nigro, Esq., Denver,
Colorado, for Weicker Transfer
& Storage Company, Bekins
Van & Storage Company, Gold-
stein Transportation &
Storage, Inc.;
Edward L. Reilly, Denver,
Colorado, for Curnow
Transportation Company,
Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of used tires, from stores of Sears, Roebuck and Company, in Denver, Lakewood, Colorado Springs, and Pueblo, Colorado, to retread plants in Denver, Colorado.

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

Report of the Examiner states that at the time and place designated for hearing, Applicant requested said matter be continued to a future

date.

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


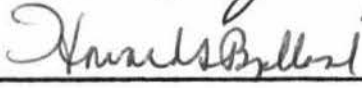

O R D E R

THE COMMISSION ORDERS:

That Application No. 20557-PP be, and the same hereby is, continued, to be later re-set for hearing before 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 August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LE ROY HAMES, DOING BUSINESS AS)
H & S TRAILER TRANSPORT, 727)
FIRST STREET, LONGMONT, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 20543-PP

August 14, 1964

Appearances: Harry Holmes, Esq., Longmont,
Colorado, for Applicant;
Harold D. Torgan, Esq., Denver,
Colorado, for National Trailer
Convoy, Inc., Boulder Trailer
Service, Colorado Trailer Towing
and Wrecker Service, Inc., Rocky
Mountain Mobile Home Towing
Service, Inc;
W. T. Secor, Esq., Longmont,
Colorado, for Sorenson Truck
Service, Inc., Golden Transfer
Company;
Robert G. Grueter, Esq., Denver,
Colorado, for Morgan Drive-Away,
Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Applicant herein sought authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of mobile homes and campers, from point to point within a radius of fifteen miles of Longmont, Colorado.

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

Report of the Examiner states that at the time and place designated for hearing, Applicant moved to dismiss said application.

There being no objection thereto, said Motion to Dismiss was allowed.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that the instant application should be dismissed.


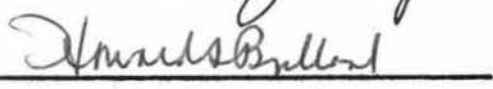

O R D E R

THE COMMISSION ORDERS:

That Application No. 20543-PP be, and the same hereby is, dismissed, upon request of Applicant herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of August, 1964.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

RAYMOND A. AND SAMMIE C. NAUTA)
DBA NAUTA TRUCKING)
P.O. Box 405)
Ft. Collins, Colorado)
-----)

AUTHORITY NO. PUC 518 and I

CASE NO. 16782 Ins.

August 13, 1964

S T A T E M E N T

By the Commission:

On August 5, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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

Dated at Denver, Colorado,
this 13th day of August, 1964

original

(Decision No. 63501)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CLARK RAYMOND SMITH, 342 MAIN STREET,)
WRAY, COLORADO, FOR A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY TO)
OPERATE AS A COMMON CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 20559

August 14, 1964

Appearances: Clark Raymond Smith, Wray,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks a certificate of public convenience and necessity, authorizing operation as a common carrier by motor vehicle for hire, for the transportation of passengers and package delivery between points in the City of Wray, Colorado, and from and to points in the City of Wray, to and from points within a twenty-mile radius thereof.

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

Report of the Examiner states that at the hearing, applicant appeared and testified in support of his application, stating he has received numerous requests for his proposed service; that a definite need exists in the area for said service; that he has ample

and suitable equipment, sufficient net worth and operating experience with which to render his proposed service.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that applicant will have sufficient equipment and experience to properly carry on the proposed operation; that applicant's financial standing is established to the satisfaction of the Commission; that public convenience and necessity require applicant's proposed 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 Clark Raymond Smith, Wray, Colorado, be, and he hereby is, authorized to operate as a common carrier by motor vehicle for hire, for the transportation of passengers and package delivery, between points in the City of Wray, Colorado, and from and to points in said City of Wray, Colorado, to and from points within a radius of twenty miles thereof; and this ORDER shall be deemed to be, and 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

Alvin E. Zeller Jr.
Donald B. Bell
Ralph C. Hutton
Commissioners.

Dated at Denver, Colorado,
this 14th day of August, 1964.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
RAYMOND J. HENRY, BOX 384, JOHNS-
TOWN, COLORADO, FOR AUTHORITY TO
EXTEND OPERATIONS UNDER PERMIT NO.
A-577.

APPLICATION NO. 20542-PP-Extension

August 17, 1964

Appearances: Raymond J. Henry, Johns-
town, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Raymond J. Henry, Johnstown, Colorado, is presently the owner
and operator of Permit No. A-577, authorizing transportation of:

milk, from points in the area described as: be-
ginning at Johnstown; thence north to U. S. High-
way No. 34; thence east along said highway to the
northeast corner of Section 12, Township 5-North,
Range 66-West; thence south to the southeast cor-
ner of Section 13, Township 4-North, Range 66
West; thence west to the southwest corner of Sec-
tion 16, Township 4-North, Range 67 West; thence
north to the point of beginning; to Johnstown,
Colorado, with back-haul of empty cans; milk,
only, to Johnstown, Colorado, from the territory
described as: Sections 7, 8, 9, 10, 15, 16, 18,
19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, and
34, in Township 4-North, Range 67 West, and Sec-
tions 11, 12, 13, 14, 23, 24, 25, 26, 35 and 36,
in Township 4-North, Range 68 West, and Sections
3 to 10, inclusive, in Township 3-North, Range 67
West, and Sections 1, 2, 11, and 12, in Township
3-North, Range 68 West, with back-haul of empty
cans; milk, only, to Johnstown, Colorado, from
the territory described as: Sections 7, 8, 9, 10,
15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30,
31, 32, 33, and 34, in Township 4-North, Range 67
West, and Sections 11, 12, 13, 14, 23, 24, 25, 26,
35, and 36, in Township 4-North, Range 68 West,
and Sections 3 to 10, inclusive, in Township 3-
North, Range 67 West, and Sections 1, 2, 11, and
12, in Township 3-North, Range 68 West, with
back-haul of empty cans.

By the above-styled application, said permit-holder seeks authority to extend operations under said Permit No. A-577 to include the right to transport condensed milk, from the condensery at Johnstown, Colorado, to points within a radius of five miles thereof.

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

Report of the Examiner states that at the hearing, applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed extended service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said proposed extended service.

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

should be granted.

O R D E R

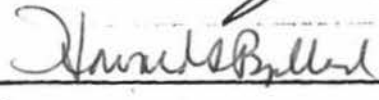
THE COMMISSION ORDERS:


That Raymond J. Henry, Johnstown, Colorado, be, and he hereby is, authorized to extend operations under Permit No. A-577, to include the right to transport condensed milk from the condensery of Johnstown, to points within a five-mile radius thereof; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 17th day of August, 1964.

mls

original

(Decision No. 63503)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
STANLEY E. GRIFFITH AND THELMA G.)
GRIFFITH, DOING BUSINESS AS "ACE)
CAB COMPANY," 200 EAST MOUNTAIN)
AVENUE, FORT COLLINS, COLORADO, FOR)
A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY, AUTHORIZING EXTENSION)
OF OPERATIONS UNDER PUC NO. 376.)

APPLICATION NO. 20544-Extension

August 17, 1964

Appearances: Alden Vern Hill, Esq., Fort
Collins, Colorado, for
Applicant;
I. B. James, Denver, Colo-
rado, for Colorado Motor
Way, Inc.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Stanley E. Griffith, doing business as "Ace Cab Company," Fort Collins, Colorado, was granted a certificate of public convenience and necessity (PUC No. 376), authorizing operation as a common carrier by motor vehicle for hire, for the transportation of:

passengers, in and out of Fort Collins, Colorado, subject to the following conditions:
(a) the radius of taxi operations shall not exceed seventy-five miles; (b) no sightseeing operations shall be conducted except to those points named in the tariff to be kept on file with the Commission; (c) rates shall, on all trips made to points having regular service - whether by rail or motor vehicle - be thirty-three and one-third percent greater per passenger than effective rates of scheduled carriers; (d) none of such operations shall be on schedule, and the right to operate a taxi-cab service within the City of Fort Collins, Colorado.

By the above-styled application, as amended at the hearing,
Applicant herein seeks authority to extend operations under PUC No. 376

to include the right to transport passengers, on call and demand, in vehicles not to exceed twelve-passenger capacity, excluding the driver, between points within a radius of fifteen miles from the intersection of Mountain and College Avenue, Fort Collins, Colorado, excluding, however, any service to Loveland, Colorado.

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating he has received numerous requests for his proposed extended service; that a definite need exists in the area for said service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said proposed extended service.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that applicant will have sufficient equipment and experience with which to properly carry on said proposed extended operation; that applicant's financial standing is established to the satisfaction of the Commission; that public convenience and necessity require applicant's proposed extended motor vehicle common carrier transportation service, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Stanley E. Griffith and Thelma G. Griffith, doing business as "Ace Cab Company," Fort Collins, Colorado, be, and hereby are,

authorized to extend operations under PUC No. 376, to include the right to transport passengers, on call and demand, in vehicles not to exceed twelve-passenger capacity, excluding driver, between points within a radius of fifteen miles of the intersection of Mountain and College Avenue, Fort Collins, Colorado, excluding, however, any service to Loveland, Colorado, and this ORDER shall be deemed to be, and be, a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.


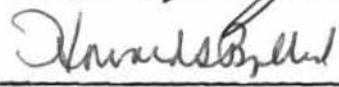

That applicant shall file tariffs of rates, rules, and regulations as required by the rules and regulations of this Commission within twenty days from date.

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 17th day of August, 1964.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
F. C. GIBBS)
603 Browning St.)
Amarillo, Texas)
-----)

AUTHORITY NO. PUC 4034-I
CASE NO. 16682 Ins.

August 13, 1964

S T A T E M E N T

By the Commission:

On August 5, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Jacobs
Edward S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 13th day of August, 1964

Original

(Decision No. 63505)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN BRANDON AND ALVINA BRANDON, 318)
BIRCH STREET, AKRON, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 20560-PP

August 17, 1964

Appearances: John Brandon, Akron,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of dirt, trees, shrubbery, debris, trash, rock, rubbish, sand and gravel, from point to point within Washington County, Colorado, only.

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

Report of the Examiner states that at the hearing, John Brandon, one of Applicants herein appeared and testified in support of his application, stating if authority herein sought is granted, Applicants will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested their proposed service; that they have ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That John Brandon and Alvina Brandon, Akron, Colorado, be, and hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of dirt, trees, shrubbery, debris, trash, rock, rubbish, sand and gravel, from point to point within Washington County, Colorado, only; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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


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

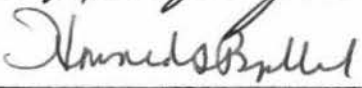
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.


That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 17th day of August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROBERT E. SMITH, ROUTE 1, WELLINGTON,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20549-PP

August 17, 1964

Appearances: Robert E. Smith, Wellington,
Colorado, pro se;
William T. Secor, Esq., Longmont,
Colorado, for Sorenson Truck
Service, Inc., Golden Transfer
Company;
E. A. Schattinger, Jefferson,
Colorado, for Schattinger & Son;
Irvin Schlehuber, Fort Collins,
Colorado, for Schlehuber Trucking
Company;
Ray Nauta, Fort Collins, Colorado,
for Nauta Trucking;
E. W. Stewart, Fort Collins,
Colorado, for A B C Trucking,
Stewart Hay & Grain.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; logs, poles and timber products, from forests to sawmills, places of storage, and loading points within a radius of one hundred miles of said forests; rough lumber, from sawmills in said one-hundred-mile radius, to markets in the State of Colorado, with no town-to-town service; farm products, including livestock, from point to point within a radius of one hundred miles of Denver, Colorado; baled waste paper, from point to point within a radius of one hundred miles of Denver, Colorado.

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that there is a need for Applicant's proposed extended transportation service; that Appli-

cant will have sufficient equipment and experience to properly carry on said proposed extended operation; that Applicant's financial standing is established to the satisfaction of the Commission; that it does not appear that Applicant's proposed extended operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that granting the authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That Robert E. Smith, Wellington, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; logs, poles, and timber products, from forests to sawmills, places of storage, and loading points within a radius of one hundred miles of said forests; excluding, however, any service in and to Park County, Colorado; rough lumber, from sawmills in said one-hundred-mile radius, to markets in the State of Colorado, with no

town-to-town service; baled waste paper, from point to point within a radius of one hundred miles of Denver, Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

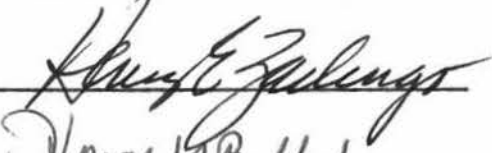
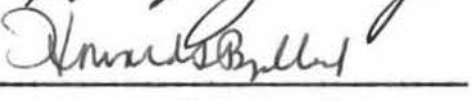

That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 17th day of August, 1964.

et

(Decision No. 63507)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EDDIE B. CROMER, 430 NORTH SHERWOOD,)
FORT COLLINS, COLORADO, FOR A CLASS)
"B" PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20548-PP

August 17, 1964

Appearances: Eddie B. Cromer, Fort Collins,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; logs, poles and timber products, from forests to sawmills, places of storage, and loading points within a radius of one hundred miles of said forests; rough lumber, from sawmills in said one hundred-mile radius, to markets in the State of Colorado, with no town-to-town service.

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth, and operating experience with which to render said service.

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

O R D E R

That Eddie B. Cromer, Fort Collins, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other

road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; logs, poles, and timber products, from forests to sawmills, places of storage, and loading points within a radius of one hundred miles of said forests; rough lumber, from sawmills in said one-hundred-mile radius, to markets in the State of Colorado, with no town-to-town service; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

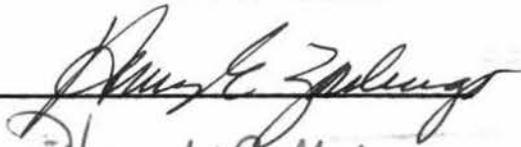
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

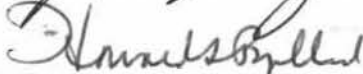
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

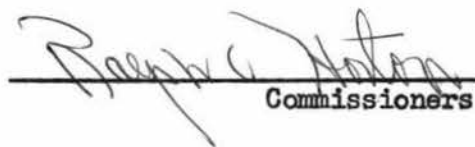
That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 17th day of August, 1964.

et

(Decision No. 63508)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DON MEANS AND OPAL MEANS, P. O.)
BOX 233, WELLINGTON, COLORADO, FOR)
A CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 20546-PP

August 17, 1964

Appearances: Don Means, Wellington,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted

to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Don Means, one of Applicants herein appeared and testified in support of his application, stating if authority herein sought is granted, Applicants will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested their proposed service; that they have ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

That Don Means and Opal Means, Wellington, Colorado, be, and hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits

and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs, within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

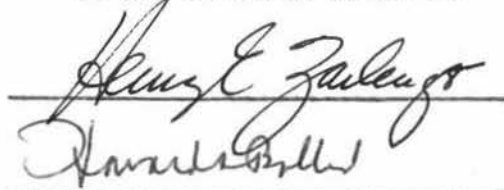
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




_____ Commissioners

Dated at Denver, Colorado
this 17th day of August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BULK TRANSPORTERS, INC., GILCREST,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20608-PP

August 17, 1964

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Applicant.

S T A T E M E N T

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of apple juice, in bulk, in tank vehicles, from Delta, Colorado, and points within five miles thereof, to Denver, Colorado, over irregular routes.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, August 3, 1964, and at the conclusion of the evidence, the matter was taken under advisement.

Ray Coffman testified that he is Plant Manager of Speas Company which has offices and a plant at 1001 West Bayaud, Denver, Colorado. This Company manufactures vinegar and apple juice for sale at its plant on West Bayaud. The Company also has a small pressing plant at Delta where apples are pressed and the juice extracted therefrom. The pressing plant at Delta is in operation from about September 15 to January 1 of each year. During that period of time in 1963, some 200,000 gallons of apple juice were shipped from the Delta Plant to the Denver Plant. Such shipments were by railroad tank cars. The

Company leases the necessary tank car equipment and pays the railroad for pulling the leased tank cars. The railroad service is slow and an average transit time is in the neighborhood of from five to six days. The Company needs the additional motor vehicle service and would plan on using both rail service and motor carrier service. The Applicant has served Speas satisfactorily in other areas, and the Company will enter a contract with the Applicant and use the service which Applicant proposes to render.

Frederic Bethke testified that he is President of Bulk Transporters, Inc., Post Office Box 392, Gilcrest, Colorado, the Applicant herein. Such Applicant presently holds and operates other authorities from this Commission, namely, Permit No. B-5737, and PUC No. 4350. The Company is in sound financial condition and is able to render the service for which it requests authority. The Company plans to use steel tank trailers varying in size from 3500 to 5800 gallons, which equipment is proper for the proposed transportation service. None of this traffic is now moving by motor carrier.

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

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

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

F I N D I N G S

THE COMMISSION FINDS:

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

O R D E R

THE COMMISSION ORDERS:

That Bulk Transporters, Inc., Gilcrest, Colorado, be, and hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of apple juice, in bulk, in tank vehicles, from Delta, Colorado, and points within five miles thereof, to Denver, Colorado, over irregular routes; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

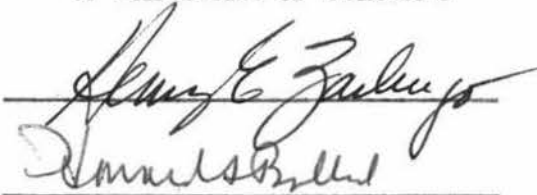
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Stanley E. Zukowsky



Eugene C. Horton
Commissioners

Dated at Denver, Colorado,
this 17th day of August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

CLASS RATES SUBJECT TO CLASSIFICATION)
RATINGS, AS PRESCRIBED IN DECISION 59282)
APPLICABLE OVER THE LINES OF RED BALL MOTOR) CASE NO. 1585
FREIGHT, INC., ET AL)

August 12, 1964

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 on statutory notice schedules stating new rates, rules and regulations and charges, published to become effective August 17, 1964, as set forth in appendices "A" and "B" hereto.

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

The carriers involved primarily by the changed rates are G. O. Anderson, d/b/a Castle Rock Transfer and Red Ball Motor Freight, Inc., said rates having application locally on their own lines and jointly with other carriers. The new rates are in conformity with the prescribed class rates in Decision No. 59282 of September 14, 1962. Class rates heretofore predicated on a minimum weight of 2,000 pounds are being eliminated. Classification exception ratings are eliminated, with the new class rates being subject to classification ratings.

In justification of the changes, Mr. Ray Wilson, General Traffic Manager, Red Ball Motor Freight, Inc., in a letter received by the Commission, addressed to J. R. Smith of the Colorado Motor Carriers' Association, states:

"I do not know whether anyone will request suspension of this increase; however, if they do, our company is prepared to go forward with oral hearing before the Public Utilities Commission of the State of Colorado in an attempt to justify this adjustment. I believe we can do this since we started operating Centennial Truck Lines, Inc., Wednesday, February 22, 1961, under temporary authority and the permanent authority was approved under their Decision No. 56714 dated June 16, 1961.

"Since this time, we have not had any increase in rates. At the time we took over the operations of Centennial Truck Lines, Inc., you will well remember that there was in effect a minimum charge of \$2.00 plus the surcharge of 50¢ per shipment and this surcharge was cancelled for the account of our company in their Decision 56823 dated July 13, 1961 which became effective August 15, 1961.

"Since we took over operations of Centennial Truck Lines, Inc., in February of 1961, we have had four increases in our labor contract and since the surcharge of 50¢ was cancelled August 15, 1961, we have had three increases in our labor contracts and I believe this, and of itself, should be sufficient evidence to prove our need for additional revenue without even considering the other increases we have had in our personnel not covered by Teamster Contract and also the increases we have had in parts, equipment, fuel, tires and various other supplies."

Castle Rock Transfer has also determined that it is essential to have increased revenues to offset increased costs in its operations and place itself on a competitive basis with Red Ball Motor Freight.

Special Permission Numbers 14838 and 14840 dated August 10, 1964, have been issued to the Association, to make corrections as requested by (1) Application No. 263; to adjust the joint line class rate bases between Denver, on the one hand, and on the other, Ft. Lyons, Las Animas, Pueblo Air Base and Pueblo Ordnance Depot to the same level as applicable to traffic transported locally on the line of Red Ball Motor Freight, Inc., and (a) Application No. 265, to correct error published on 5th Revised Page No. 186 in connection with the application of rates via Red Ball Motor Freight through deletion of the words "locally between points on its own line or."

The elimination of the specific notes, placed throughout the tariff, applying to K & K Transfer Company, i. e., "does not apply in connection with Colorado intrastate joint line traffic" and to Denver-Limon-Burlington Transfer Company "between Denver or Pueblo, Colorado, on the one hand, and on the other, Lamar or Wiley, Colorado, remove the need for the exception with the addition of Red Ball Motor Freight to the increased rates.

FINDINGS

The Commission finds that the changes set forth in the statement of this order and Appendices "A" and "B" appear to represent just, fair and reasonable rates and provisions, and should be approved, and an order entered prescribing said changes.

ORDER

THE COMMISSION ORDERS, That:

1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. The rates, and provisions set forth in the Statement and Appendices "A" and "B", hereto, shall on August 17, 1964, be the prescribed rates and provisions of the Commission.
3. All motor vehicle common carriers who are affected by the changes prescribed shall publish, or cause to be published tariffs reflecting the changes prescribed herein.
4. All private carriers by motor vehicle to the extent they are affected by the changes involved herein shall publish, or cause to be published, rates, rules, regulations and provisions which shall not be less than those herein prescribed for motor vehicle common carriers.
5. On and after August 17, 1964, all affected motor vehicle common carriers shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein prescribed, provided that call and demand motor vehicle common carriers shall be subject to the penalty rule of twenty (20) per cent.
6. On and after August 17, 1964 all private carriers by motor vehicle operating in competition with any motor vehicle common carrier, affected by this order, shall cease and desist from demanding, charging, and collecting rates and charges which shall be less than those herein prescribed, provided that Class "B" private carriers shall be subject to the penalty rule of twenty (20) per cent.

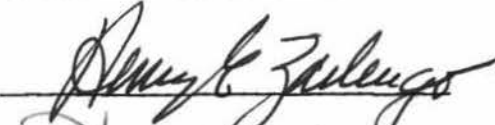
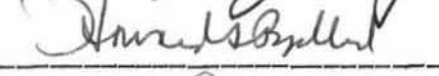
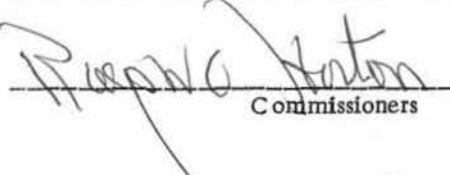
7. This order shall not be construed so as to compel a private carrier by motor vehicle to be or become a motor vehicle common carrier or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to the motor vehicle common carrier.

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

9. This order shall become effective forthwith.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado this
12th day of August, 1964

APPENDIX "A"

Changes effective August 17, 1964:

COLORADO MOTOR CARRIERS' ASSOCIATION, AGENT
LOCAL AND JOINT FREIGHT TARIFF NO. 12 A
COLORADO PUC NO. 11

Provides the following changes:

18th Revised Page No. 57:

ITEM NO. 60: Volume Minimum Weights and Volume or Truckload Ratings.
Eliminates Red Ball Motor Freight, Inc., from participation in
this item.

8th Revised Page No. 58-A:

ITEM NO. 65: Volume Minimum Weights and Volume or Truckload Ratings
Adds G. O. Anderson, d/b/a Castle Rock Transfer; Red Ball Motor Freight, Inc.;
and eliminates the provisions pertaining to Russell R. Robinson and Mauverdene
Robinson, d/b/a K & K Transfer Company, i. e., "will not apply on Colorado
intrastate joint line movements."

16th Revised Page No. 59:

NOTE 2: Adds G. O. Anderson, d/b/a Castle Rock Transfer and Red Ball Motor Freight,
Inc., as participants in this note to exclude the exception ratings to the
governing classification as provided in this tariff. For the future, the ratings
provided in the National Motor Freight Classification A-7, Colorado PUC No. 4,
or reissues, there will apply.

6th Revised Page No. 79-B:

ITEM NO. 625: Application of Rates and Restrictions via carriers named. Where reference is
made to this item, rates and restrictions shown will apply locally on their own
lines and jointly among the following carriers, except as otherwise noted.

Adds as participants to this item the following: G. O. Anderson, d/b/a Castle
Rock Transfer; Red Ball Motor Freight, Inc., and eliminates the provision
pertaining to Russell R. Robinson and Mauverdene Robinson, d/b/a K & K
Transfer Company, i. e., "does not apply in connection with Colorado intra-
state joint line traffic."

Eliminates: Note: Increased rates arrived at by use of this item will not apply
on traffic transported by Denver-Limon-Burlington Transfer Company between
Denver or Pueblo, Colorado, on the one hand, and on the other, Lamar or
Wiley, Colorado.

17th Revised Page No. 93-A:

ITEM NO. 930: Paragraph (V), Minimum Charge. Adds Red Ball Motor Freight, Inc., to the
participation of the \$2.75 charge. Eliminates the provision pertaining to
Russell R. Robinson and Mauverdene Robinson, d/b/a K & K Transfer Company,
i. e., "will not apply on Colorado intrastate joint line movements."

Eliminates: the proviso: "The minimum charge provided in this paragraph will not
apply on traffic transported by Denver-Limon-Burlington Transfer Company between
Denver or Pueblo, Colorado, on the one hand, and on the other, Lamar or Wiley,
Colorado."

SECTION NO. 1

Specific point to point class rate basis have been set forth in the following revised pages, in accordance with Appendix "B", where there is a general flow of traffic:

9th Revised Page	No. 132	25th Revised Page	No. 151
11th "	133	6th "	151-A
9th "	134	25th "	152
9th "	135	31st "	153
24th "	141	27th "	154
28th "	142	14th "	171
27th "	143	3rd "	171-A
32nd "	144	18th "	172
34th "	145	14th "	173
29th "	146	15th "	174
34th "	147	9th "	175
7th "	147-A	10th "	176
28th "	148	14th "	177
7th "	148-A	2nd "	177-A
31st "	149	5th "	180
4th "	149-A	5th "	181
26th "	150	6th "	182
6th "	150-A	5th "	183

SECTION No. 2

COMMODITY RATES

8th Revised Page No. 190:

EXCEPTION: If the charges accruing under the rates in Section 1 of this tariff are lower than the charges accruing under the rates in this section on the same shipment over the same route, the charges accruing under the rates in Section 1 will apply locally on their own lines or jointly among:

Adds G. O. Anderson, d/b/a Castle Rock Transfer, and
Red Ball Motor Freight, Inc.

SECTION No. 4

TABLE OF DISTANCES EXCEPTION

As limited below, this exception removes the application of distances between the same points as published on pages 269 to 287, inclusive.

The following distances will apply locally on their own lines or jointly among:

Adds: G. O. Anderson, d/b/a Castle Rock Transfer, and
Red Ball Motor Freight, Inc.

To or from points for which no mileage is provided in this exception, the distance shown in Rand-McNally Colorado State Highway Map, 1961 issue, via the shortest practical highway route between origin and destination will be used.

AND:	BETWEEN:	Colorado Springs	Denver	Pueblo
6th Revised Page No. 287-A				
/	Aguilar		177	67
/	Andrix		320	210
6th Revised Page No. 287-B				
/	Avondale		126	16
/	Blaine		292	182
/	Blende		113	
6th Revised Page No. 287-C				
/	Bowen		191	81
/	Breed		57	53
/	Bristol		252	142
/	Broadmoor		69	41
/	Buckeye		293	183
/	Buttes		85	25
/	Caddoa		215	105
/	Calhan	34		
/	Carlton		242	132
/	Castle Rock		27	83
5th Revised Page No. 287-D				
/	Colorado Springs		67	43
/	Crow		136	26
/	Del Carbon		168	58
5th Revised Page No. 287-E				
	Falcon	15		58
5th Revised Page No. 287-F				
/	Fort Carson	6	73	43
/	Fort Lyon		199	89
/	Fountain		81	29
/	Fowler		146	36
/	Gordon		163	53
/	Granada		248	138
/	Greenhorn		142	32
5th Revised Page No. 287-G				
/	Hartman		259	149
/	Hasty		210	100
/	Holly		258	148
/	Husted		55	55
2nd Revised Page No. 287-H				
/	La Junta		175	65
/	Lamar		231	121
/	Larkspur		38	72
/	Las Animas		194	84
/	Littleton		10	100
/	Louviers		22	
1st Revised Page No. 267-I				
/	Lycan		295	185
/	Maitland		166	56
/	Manzanola		155	45
/	Matheson	55		
/	McClave		218	108
/	Minnequa		110	
/	Monument		49	61
1st Revised Page No. 287-J				
/	Palmer Lake		47	63
/	Peterson Field	7	74	50
/	Peyton	24		

		BETWEEN:	Colorado	Denver	Pueblo
AND			Springs		
1st	Revised Page No. 287-K				
/	Pictou			162	52
/	Pikeview			63	47
/	Pinon			98	12
/	Pryor			169	59
/	Pueblo			110	
/	Pueblo Air Base			115	5
/	Pueblo Ordnance Depot		58	125	15
/	Ramah		44		
/	Ramo-Wooldridge			15	
/	Rapson			173	63
/	Richards			300	190
1st	Revised Page No. 287-L				
/	Rocky Ford			164	54
/	Rodley			276	166
/	Roswell			67	43
/	Rouse			170	60
/	Security			79	
/	Sedalia			25	
1st	Revised Page No. 287-M				
/	Simla		48		
/	Stonington			310	200
/	Swink			170	60
/	Tioga			171	61
/	Toltec			162	52
/	Trinidad			196	86
/	Triplex			116	
/	Uteyville			313	203
/	Vilas			290	180
/	Vineland			120	10
/	Vroman			159	49
/	Walsenburg			159	49
/	Walsens			160	50
/	Wigwam			92	18
/	Wiley			226	116

/ denotes addition

APPENDIX "B"

Changes effective August 17, 1964:

COLORADO MOTOR CARRIERS' ASSOCIATION, AGENT LOCAL AND JOINT FREIGHT TARIFF NO. 12-A COLORADO PUC NO. 11

SECTION NO. 1

TABLE OF DISTANCE CLASS RATE BASES

For Application, See Item No. 927

For Class Rates, see pages 101 to 124

Except as otherwise provided, rates published on this page will apply in connection with traffic transported
*(E) (A) jointly with other carriers by Red Ball Motor Freight, Inc., except as provided on pages 3-b, 4-b, 5-b,
and 6-b, hereof.

Rates published on this page will apply on traffic transported jointly between Frederic A. Bethke, d/b/a
Bethke Truck Lines, on the one hand, and, on the other, all carriers parties to this tariff except as provided
on pages 3-b, 4-b, 5-b and 6-b.

Distance-- Miles	#Plains Scale				#Mountain Scale				#Differential Scale			
	Min. Wt. - lbs.				Min. Wt. - lbs.				Min. Wt. - lbs.			
	LTL	2M	5M	10M	LTL	2M	5M	10M	LTL	2M	5M	10M
5 miles and under	81	78	69	62	107	104	94	86	26	26	25	24
10 miles and over 5	85	83	73	65	113	110	99	90	28	27	26	25
15 miles and over 10	91	88	80	71	117	114	105	96	26	26	25	24
20 miles and over 15	93	91	81	72	120	116	106	97	26	26	25	24
25 miles and over 20	98	95	85	78	125	122	112	103	28	27	26	25
30 miles and over 25	102	100	90	81	135	131	121	111	33	32	31	30
35 miles and over 30	107	104	94	86	139	136	124	114	32	31	30	29
40 miles and over 35	113	110	99	90	148	144	133	123	36	35	33	33
45 miles and over 40	117	114	105	96	151	147	135	126	33	32	31	30
50 miles and over 45	122	119	108	99	160	156	144	134	38	37	36	35
55 miles and over 50	130	127	116	106	169	165	152	143	40	39	38	37
60 miles and over 55	135	131	121	111	175	170	158	147	40	39	38	37
65 miles and over 60	139	136	124	114	183	178	165	154	44	43	41	40
70 miles and over 65	144	140	130	120	189	184	172	161	45	44	42	41
75 miles and over 70	150	146	134	124	192	187	174	163	43	41	40	39
80 miles and over 75	152	148	137	127	200	195	181	170	47	46	44	43
85 miles and over 80	160	156	144	134	210	205	191	180	51	49	48	46
90 miles and over 85	164	160	148	138	213	207	193	183	49	48	46	45
95 miles and over 90	166	161	149	139	214	208	195	184	49	48	46	45
100 miles and over 95	169	165	152	143	217	212	198	186	47	46	44	43
110 miles and over 100	175	170	158	147	230	224	210	198	55	54	52	50
120 miles and over 110	185	180	167	158	240	234	220	208	55	54	52	50
130 miles and over 120	191	186	173	162	245	239	224	211	54	53	51	49
140 miles and over 130	194	189	176	166	254	248	232	219	60	58	56	55
150 miles and over 140	200	195	181	170	263	256	241	228	63	62	59	58
160 miles and over 150	205	199	187	175	266	259	243	231	61	59	57	56
170 miles and over 160	212	206	192	182	271	264	248	235	60	58	56	55
180 miles and over 170	214	208	195	184	281	273	257	244	67	65	63	61
190 miles and over 180	217	212	198	186	285	278	262	249	69	67	65	63
200 miles and over 190	225	220	205	193	292	284	268	255	68	66	64	62
210 miles and over 200	231	225	212	200	305	297	280	266	72	71	68	66
220 miles and over 210	237	231	216	204	307	299	282	268	70	68	66	64
230 miles and over 220	240	234	220	208	308	300	283	269	68	66	64	62
240 miles and over 230	244	237	222	210	317	309	292	278	74	72	69	67
250 miles and over 240	250	243	229	216	324	316	298	284	74	72	69	67
260 miles and over 250	254	248	232	219	331	323	305	290	77	75	72	70

M means thousand. Example: 2M is 2,000.

For explanation of Plains, Mountain or Differential Scales, see Item No. 810.

(E) denotes elimination

(A) denotes advance

* (Locally between points on its own line

(Issued under Special Permission No. 14840 dated August 10, 1964 1-b

APPENDIX "B"

SECTION NO. 1
TABLE OF DISTANCE CLASS RATE BASES
For Application, See Item No. 927
For Class Rates, see pages 101 to 124

Distance -- Miles		# Plains Scale				# Mountain Scale				# Differential Scale			
		Min. Wt. - lbs.				Min. Wt. - lbs.				Min. Wt. - lbs.			
		LTL	2M	5M	10M	LTL	2M	5M	10M	LTL	2M	5M	10M
270 miles and over	260	259	252	238	225	337	328	311	296	78	76	73	71
280 miles and over	270	265	258	242	230	343	334	315	300	78	76	73	71
290 miles and over	280	267	260	245	232	346	337	320	305	79	77	75	72
300 miles and over	290	270	263	247	234	352	343	324	309	82	80	77	75
320 miles and over	300	283	276	259	247	368	358	339	323	85	83	80	78
340 miles and over	320	292	284	268	255	382	372	353	337	90	87	84	82
360 miles and over	340	305	297	280	266	393	383	363	347	89	86	83	81
380 miles and over	360	308	300	283	269	404	393	373	356	95	93	90	87
400 miles and over	380	317	309	292	278	414	403	382	365	97	94	91	88
420 miles and over	400	331	323	305	290	430	419	397	380	99	96	93	90
440 miles and over	420	338	329	312	297	442	430	408	392	104	101	97	95
460 miles and over	440	346	337	320	305	455	444	421	403	108	105	102	99
480 miles and over	460	358	348	329	314	465	452	430	412	107	104	100	98
500 miles and over	480	363	354	336	320	476	464	441	423	113	110	106	103
520 miles and over	500	373	363	345	329	484	472	448	429	112	109	105	102
540 miles and over	520	385	375	355	339	503	489	465	447	117	114	110	107
560 miles and over	540	396	385	365	349	516	503	478	459	121	118	113	110
580 miles and over	560	404	393	373	356	526	512	487	467	122	119	114	111
600 miles and over	580	412	401	380	363	532	519	495	475	122	119	114	111
620 miles and over	600	417	407	387	370	547	533	508	488	130	127	122	119
640 miles and over	620	430	419	397	380	558	543	518	498	129	125	121	118
660 miles and over	640	439	428	406	389	572	557	530	509	132	129	124	121
680 miles and over	660	452	440	419	401	582	567	543	522	132	129	124	121
700 miles and over	680	457	445	422	404	591	576	549	528	135	131	126	123

M Means Thousand. Example: 2M is 2,000.

For explanation of Plains, Mountain, or Differential Scales, See Item No. 810.

APPENDIX "B"

SECTION NO. 1

TABLE OF DISTANCE CLASS RATE BASES

For Application, see Item No. 927

For Class Rates, see pages 101 to 124

Except as otherwise provided, rates published on this page will apply only in connection with traffic transported locally between points on their own lines or jointly among Garrett Freightlines, Inc.; Eldon G. Wille, d/b/a Lake City Truck Line; Larson Transportation Company; Ringsby Truck Lines, Inc., and Rio Grande Motor Way, Inc.

Rates will also apply on traffic transported jointly between Larson Transportation Company and/or Rio Grande Motor Way, Inc., on the one hand, and on the other, all other regular route common carriers parties to this tariff.

Distance -- Miles	# Plains Scale			: # Mountain Scale			: # Differential Scale		
	Min. Wt. - lbs.			Min. Wt. - lbs.			Min. Wt. - lbs.		
	LTL	5,000	10,000	LTL	5,000	10,000	LTL	5,000	10,000
5 Miles and under	100	85	70	130	111	91	30	26	21
10 Miles and over	5	109	93	76	142	121	99	33	28
15 Miles and over	10	114	97	80	148	126	104	34	29
20 Miles and over	15	123	105	86	160	136	112	37	31
25 Miles and over	20	126	107	88	164	139	115	38	32
30 Miles and over	25	132	112	92	171	145	120	39	33
35 Miles and over	30	135	115	95	175	149	123	40	34
40 Miles and over	35	142	121	99	184	156	129	42	35
45 Miles and over	40	145	123	102	188	160	132	43	37
50 Miles and over	45	149	127	104	195	166	137	46	39
55 Miles and over	50	152	129	106	198	168	139	46	39
60 Miles and over	55	155	132	109	201	171	141	46	39
65 Miles and over	60	161	137	113	209	178	146	48	41
70 Miles and over	65	164	139	115	213	181	149	49	42
75 Miles and over	70	166	141	116	215	183	151	49	42
80 Miles and over	75	171	145	120	222	189	155	51	44
85 Miles and over	80	173	147	121	225	191	158	52	44
90 Miles and over	85	178	151	125	232	197	162	54	46
95 Miles and over	90	180	153	126	235	200	165	55	47
100 Miles and over	95	182	155	127	237	201	166	55	46
110 Miles and over	100	190	162	133	246	209	172	56	47
120 Miles and over	110	195	166	137	253	215	177	58	49
130 Miles and over	120	201	171	141	262	223	183	61	52
140 Miles and over	130	204	173	143	265	225	186	61	52
150 Miles and over	140	211	179	148	275	234	193	64	55
160 Miles and over	150	215	183	151	280	238	196	65	55
170 Miles and over	160	222	189	155	288	245	202	66	56
180 Miles and over	170	225	191	158	291	247	204	66	56
190 Miles and over	180	231	196	162	300	255	210	69	59
200 Miles and over	190	235	200	165	305	259	214	70	59
210 Miles and over	200	241	205	169	313	266	219	72	61
220 Miles and over	210	244	207	171	317	269	222	73	62
230 Miles and over	220	251	213	176	327	278	229	76	65
240 Miles and over	230	254	216	178	331	281	232	77	65
260 Miles and over	240	263	224	184	342	291	239	79	67

For explanation of Plains, Mountain, or Differential Scales, See Item No. 810.

APPENDIX "B"

SECTION NO. 1

Table of Distance Class Rate Bases

For Application, See Item No. 927.

For Class Rates, See Page 101 to 124.

See Page 3-b for application.

DISTANCE--MILES			#PLAINS SCALE			#MOUNTAIN SCALE			#DIFFERENTIAL SCALE		
			LTL	Min. Wt. - lbs.		LTL	Min. Wt. - lbs.		LTL	Min. Wt. - lbs.	
				5,000	10,000		5,000	10,000		5,000	10,000
280 miles and over	260	272	231	190	353	300	247	81	69	57	
300 miles and over	280	280	238	196	365	310	256	85	72	60	
320 miles and over	300	289	246	202	376	320	263	87	74	61	
340 miles and over	320	297	252	208	385	327	270	88	75	62	
360 miles and over	340	304	258	213	396	337	277	92	79	64	
380 miles and over	360	312	265	218	406	345	284	94	80	66	
400 miles and over	380	320	272	224	416	354	291	96	82	67	
420 miles and over	400	329	280	230	427	363	299	98	83	69	
440 miles and over	420	334	284	234	434	369	304	100	85	70	
460 miles and over	440	342	291	239	445	378	312	103	87	73	
480 miles and over	460	350	298	245	455	387	319	105	89	74	
500 miles and over	480	357	303	250	465	395	326	108	92	76	
520 miles and over	500	366	311	256	476	404	333	110	93	77	
540 miles and over	520	372	316	260	483	411	338	111	95	78	
560 miles and over	540	378	321	265	491	417	344	113	96	79	
580 miles and over	560	385	327	270	501	426	351	116	99	81	
600 miles and over	580	391	332	274	509	433	356	118	101	82	
620 miles and over	600	399	339	279	518	440	363	119	101	84	
640 miles and over	620	406	345	284	527	448	369	121	103	85	
660 miles and over	640	414	352	290	539	458	377	125	106	87	
680 miles and over	660	420	357	294	546	464	382	126	107	88	
700 miles and over	680	427	363	299	556	473	389	129	110	90	

#For explanation of Plains, Mountain, or Differential scales, see Item No. 810.

APPENDIX "B"

SECTION NO. 1 TABLE OF DISTANCE CLASS RATE BASES For Application, See Item No. 927 For Class Rates, see pages 101 to 124

Except as otherwise provided, rates published on this page will apply only in connection with traffic transported locally between points on their own lines or jointly among Allen Transfer Co.; Frederick A. Bethke, d/b/a Bethke Truck Lines; Overland Motor Express, Inc., d/b/a Boulder-Denver Truck Line; Barbara A. Ruff and Edward P. Ruff, d/b/a Brooks Transportation Company; Burlington Truck Lines, Inc.; Martin Rogell, d/b/a Byers-Denver Truck Line; + (A) G. O. Anderson, d/b/a Castle Rock Transfer; Colorado Cartage Company, Inc.; Denver Climax Truck Line, Inc.; Denver-Laramie-Walden Truck Line, Inc.; Denver-Limon-Burlington Transfer Company; Denver-Loveland Transportation, Inc.; C. R. Bryant, d/b/a Evergreen Freight Line; H. H. Harp, d/b/a Harp Transportation Line; IML Freight, Inc.; Russell R. Robinson and Mauverdene Robinson, d/b/a K & K Transfer Company, *(E) (R); Thomas D. Lane, d/b/a Thomas D. Lane Truck Lines; Miller Bros, Inc.; Milliken-Johnstown Truck Line, Inc.; Ruby D. Jackson, d/b/a Mountain Express Truck Line; Navajo Freight Lines, Inc.; North Eastern Motor Freight, Inc.; + (A) Red Ball Motor Freight, Inc.; Richard H. Eshe and Lois Mae Eshe, d/b/a South Park Motor Lines, Frank Tweedy, d/b/a Tweedy Transfer; Westway Motor Freight, Inc.; John B. Windecker, d/b/a Windecker Truck Line, or Yuma County Transportation Co.

Distance -- Miles	#Plains Scale			#Mountain Scale			#Differential Scale	
	Min. Wt. - lbs.			Min. Wt. - lbs.			Min. Wt. - lbs.	
	LTL	5,000	10,000	LTL	5,000	10,000	Any Quantity	
5 miles and under	97	92	87	126	121	116	29	
10 miles and over	5 106	101	96	138	133	128	32	
15 miles and over	10 111	106	101	144	139	134	33	
20 miles and over	15 119	114	109	155	150	145	36	
25 miles and over	20 122	117	112	159	154	149	37	
30 miles and over	25 128	123	118	166	161	156	38	
35 miles and over	30 131	126	121	170	165	160	39	
40 miles and over	35 138	133	128	179	174	169	41	
45 miles and over	40 141	136	131	183	178	173	42	
50 miles and over	45 145	140	135	189	184	179	44	
55 miles and over	50 148	143	138	192	187	182	44	
60 miles and over	55 150	145	140	195	190	185	45	
65 miles and over	60 156	151	146	203	198	193	47	
70 miles and over	65 159	154	149	207	202	197	48	
75 miles and over	70 161	156	151	209	204	199	48	
80 miles and over	75 166	161	156	216	211	206	50	
85 miles and over	80 168	163	158	218	213	208	50	
90 miles and over	85 173	168	163	225	220	215	52	
95 miles and over	90 175	170	165	228	223	218	53	
100 miles and over	95 177	172	167	230	225	220	53	
110 miles and over	100 184	179	174	239	234	229	55	
120 miles and over	110 189	184	179	246	241	236	57	
130 miles and over	120 195	190	185	254	249	244	59	
140 miles and over	130 198	193	188	257	252	247	59	
150 miles and over	140 205	200	195	267	262	257	62	
160 miles and over	150 209	204	199	272	267	262	63	
170 miles and over	160 215	210	205	280	275	270	65	
180 miles and over	170 218	213	208	283	278	273	65	
190 miles and over	180 224	219	214	291	286	281	67	
200 miles and over	190 228	223	218	296	291	286	68	

For explanation of Plains, Mountain, or Differential Scales, see Item No. 810.

+ denotes addition

(A) denotes increase

(E) denotes elimination

R denotes reduction

*Not applicable on Colorado intrastate Joint line movements.

APPENDIX "B"

SECTION NO. 1

Table of Distance Class Rate Bases

For Application, See Item No. 927.

For Class Rates, See Page 101 to 124.

See Page 5-b for application.

DISTANCE--MILES	#PLAINS SCALE				#MOUNTAIN SCALE				#DIFFERENTIAL SCALE
	LTL	Min. Wt. - lbs.		LTL	Min. Wt. - lbs.		Any Quantity		
		5,000	10,000		5,000	10,000			
210 miles and over	200	234	229	224	304	299	294	70	
220 miles and over	210	237	232	227	308	303	298	71	
230 miles and over	220	244	239	234	317	312	307	73	
240 miles and over	230	247	242	237	321	316	311	74	
260 miles and over	240	255	250	245	332	327	322	77	
280 miles and over	260	264	259	254	343	338	333	79	
300 miles and over	280	272	267	262	354	349	344	82	
320 miles and over	300	281	276	271	365	360	355	84	
340 miles and over	320	288	283	278	374	369	364	86	
360 miles and over	340	295	290	285	384	379	374	89	
380 miles and over	360	303	298	293	394	389	384	91	
400 miles and over	380	311	306	301	404	399	394	93	
420 miles and over	400	319	314	309	415	410	405	96	
440 miles and over	420	324	319	314	421	416	411	97	
460 miles and over	440	332	327	322	432	427	422	100	
480 miles and over	460	340	335	330	442	437	432	102	
500 miles and over	480	347	342	337	451	446	441	104	
520 miles and over	500	355	350	345	462	457	452	107	
540 miles and over	520	361	356	351	469	464	459	108	
560 miles and over	540	367	362	357	477	472	467	110	
580 miles and over	560	374	369	364	486	481	476	112	
600 miles and over	580	380	375	370	494	489	484	114	
620 miles and over	600	387	382	377	503	498	493	116	
640 miles and over	620	394	389	384	512	507	502	118	
660 miles and over	640	402	397	392	523	518	513	121	
680 miles and over	660	408	403	398	530	525	520	122	
700 miles and over	680	415	410	405	540	535	530	125	

#For Explanation of Plains, Mountain, or Differential scales, see Item No. 810.

Original

(Decision No. 63511)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE REDUCED RATES ON CASTINGS,)
GRAY IRON VIA ENGLEWOOD TRANSIT)
COMPANY)
-----)

INVESTIGATION & SUSPENSION
DOCKET NO. 532

August 12, 1964

STATEMENT AND FINDINGS

BY THE COMMISSION:

By Decisions Numbered 62801 and 63418, dated April 17, and August 3, 1964, respectively, the operation of 3rd Revised Page No. 28 to Englewood Transit Company Tariff No. 2, Colorado PUC No. 2, naming reduced rates on castings, gray iron, transported from Denver, Minnequa and Pueblo, Colorado to various points in Colorado, was suspended, (a) to and including August 19, 1964 and (b) to and including November 19, 1964. Hearing on the suspended schedules is set for August 17, 1964 at Denver, Colorado.

Dewey Beach, for and on behalf of Englewood Transit Company, filed this date, a petition requesting permission to withdraw said suspended schedule, as the respondent does not wish to defend the proposed rates. Upon consideration of said petition, we find that the respondent should be permitted to withdraw the referenced suspended matter and that the proceeding should be discontinued.

ORDER

THE COMMISSION ORDERS, That:

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

2. The respondent, Englewood Transit Company, is hereby notified and required to cancel 3rd Revised Page No. 28 to its tariff No. 2, Colorado PUC No. 2, on or before September 4, 1964, upon notice to the Commission and

the general public by not less than one (1) day's filing and posting in the manner prescribed by law and the rules and regulations of the Commission, and that this proceeding be discontinued.

3. This order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zalusky
James B. Bell
Raymond A. Heston
Commissioners

Dated at Denver, Colorado this
12th day of August, 1964.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE RATES BASED ON A PER LOADED MILE FOR)
BUILDING MATERIAL, INCLUDING BUT NOT)
RESTRICTED TO, CONCRETE PIPE; PRECAST)
PRESTRESSED CONCRETE; STEEL CONCRETE)
REINFORCING BARS; PIPE, IRON OR STEEL, AND)
STRUCTURAL STEEL BETWEEN POINTS IN COLORADO)

INVESTIGATION AND SUSPENSION
Docket No. 527

August 12, 1964

STATEMENT and FINDINGS

BY THE COMMISSION:

By Decisions numbered 62335 and 63083, dated February 19 and June 10, 1964, respectively, the operation of Englewood Transit Company Motor Freight Tariff No. 3, Colorado PUC No. 3, (corrected to tariff No. 4, Colorado PUC No. 4) naming rates for the transportation of building material, etc., between points in Colorado was suspended; first, to and including June 19, 1964 and, second, to and including September 19, 1964. Hearing on the suspended tariff is set for August 17, 1964 at Denver, Colorado.

Dewey Beach, for and on behalf of Englewood Transit Company, filed this date a petition requesting permission to withdraw said suspended tariff, as the respondent herein does not wish to defend the proposed tariff changes. Upon consideration of said petition, we find that the respondent should be permitted to withdraw the aforementioned tariff and that the proceeding should be discontinued.

O R D E R

THE COMMISSION ORDERS, That:

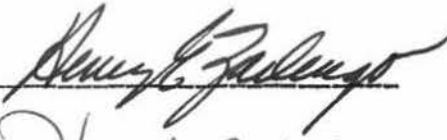
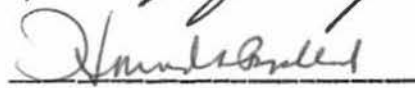
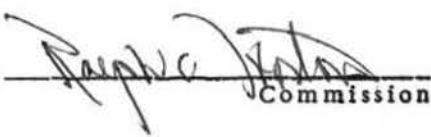
1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. The respondent, Englewood Transit Company, is hereby notified and required to cancel its tariff No. 4, Colorado PUC No. 4, on or

Page 2 (Decision No. 63512) Docket No. 527

before September 4, 1964, upon notice to this Commission and the general public by not less than one (1) day's filing and posting in the manner prescribed by law, and the rules and regulations of the Commission, and that this proceeding be discontinued.

3. This order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado this
12th day of August, 1964

original

(Decision No. 63513)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
ALEXANDER WOLFE, 7443 KNOX COURT,)	
WESTMINSTER, COLORADO, FOR AUTHORITY)	
TO TRANSFER PUC NO. 3485 TO EDWARD)	APPLICATION NO. 20609-Transfer
A. WOLFE, DOING BUSINESS AS "ED)	
WOLFE," 7443 KNOX COURT, WESTMINSTER,)	
COLORADO.)	

August 17, 1964

Appearances: Alexander Wolfe, Westminster,
Colorado, Transferor, pro se;
Edward A. Wolfe, Westminster,
Colorado, Transferee, pro se.

S T A T E M E N T

By the Commission:

Alexander Wolfe, Westminster, Colorado, is the owner and
operator of PUC No. 3485, authorizing:

Transportation of ashes, trash, and other re-
fuse, 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;

and by the instant application seeks authority to transfer said PUC
No. 3485 to Edward A. Wolfe, doing business as "Ed Wolfe," Westminster,
Colorado.

Said application, pursuant to prior setting, after appro-
priate notice to all parties in interest, was heard at the Hearing
Room of the Commission, 532 State Services Building, Denver, Colorado,
August 3, 1964, and at the conclusion of the evidence, the matter was
taken under advisement.

Alexander Wolfe testified that he is owner of PUC No. 3485;
that there is no indebtedness against said authority; that he has sold

his trucks and other equipment to Edward A. Wolfe, together with his operating authority and requests the Commission to authorize the transfer of PUC No. 3485.

Wolfe: Edward A. Wolfe testified that he has purchased the trucks and equipment, together with the operating authority of Alexander Wolfe; that he has operated this particular trash route for $7\frac{1}{2}$ years; that his net financial worth is in excess of \$10,000; that he is familiar with the rules and regulations of the Commission, and will comply with them if the transfer be authorized.

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

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

F I N D I N G S

THE COMMISSION FINDS:

That the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS:

That Alexander Wolfe, Westminster, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 3485 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Edward A. Wolfe, doing business as "Ed Wolfe," Westminster, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

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

Alvin E. Zilago
Donald B. Bell
Ruep H. G. Watson
Commissioners.

Dated at Denver, Colorado,
this 17th day of August, 1964.

mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ALEXANDER WOLFE, 7443 KNOX COURT,)
WESTMINSTER, COLORADO, FOR AUTHORITY)
TO TRANSFER PERMIT NO. B-5242 TO ED-) APPLICATION NO. 20610-PP-Transfer
WARD A. WOLFE, DOING BUSINESS AS "ED)
WOLFE," 7443 KNOX COURT, WESTMINSTER,)
COLORADO.)

August 17, 1964

Appearances: Alexander Wolfe, Westminster,
Colorado, Transferor, pro se;
Edward A. Wolfe, Westminster,
Colorado, Transferee, pro se.

S T A T E M E N T

By the Commission:

Alexander Wolfe, Westminster, Colorado, is the owner and
operator of Permit No. B-5242, authorizing:

Transportation of scrap material, from Plant
of Ruberoid Company, located at 56th and
Broadway, near Denver, to regularly-design-
ated and approved dumps and disposal places,
for Ruberoid Company, only, without the right
to add to the number of customers served with-
out authority so to do first having been ob-
tained from the Commission; scrap material,
from plant of Timppte Brothers, Inc., located
at 5990 North Washington, near Denver, Colo-
rado, to regularly-designated and approved
dumps and disposal places, for Timppte Brothers,
Inc., only; ashes, trash, and other waste ma-
terials, from Adolph's Auto Service, 1201 East
58th Avenue, and from Rex Oil Company, 5598
Broadway, only, to regularly designated and
approved dumps and disposal places;

and by the instant application seeks authority to transfer said Per-
mit No. B-5242 to Edward A. Wolfe, doing business as "Ed Wolfe,"
Westminster, Colorado.

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

Room of the Commission, 532 State Services Building, Denver, Colorado, August 3, 1964, and at the conclusion of the evidence, the matter was taken under advisement.

Alexander Wolfe testified that he is owner of Permit No. B-5242; that he has sold such authority, with his equipment, to Edward A. Wolfe; that there is no indebtedness against said authority; and that he requests the Commission to approve the transfer.

Edward A. Wolfe testified that he has purchased the equipment and authority from Alexander Wolfe; that he has $7\frac{1}{2}$ years experience in the trash business; that his net worth is in excess of \$10,000; that he is familiar with the rules and regulations and that he will comply therewith if the transfer is approved.

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

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

F I N D I N G S

THE COMMISSION FINDS:

That the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS:

That Alexander Wolfe, Westminster, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to Permit No. B-5242 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Edward A. Wolfe, doing business as "Ed Wolfe," Westminster, Colorado, subject to encumbrances, if any, against said authority approved by the Commission.

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


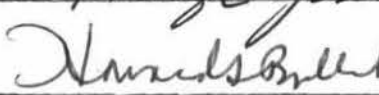
vised the Commission that said permit has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order 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 17th day of August, 1964.

mls

Original

* * *

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

- The records of the Commission further show that all of the applicants listed in the Order part of this Decision have been duly notified by the Commission of their failure to comply with one or more of the above particulars.

F I N D I N G S

THE COMMISSION FINDS:

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

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

O R D E R

THE COMMISSION ORDERS:

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

American Traveler	9605 Dyer	El Paso, Texas 79910
Anderson Mobile Homes	Box 455	Sioux Falls, S.D. 57101
Atkins Pickle Sales Co.		Atkins, Ark. 72823
Clyde E. Behr. Distr.	Box 363	Frederick, Colo. 80530
Lyle Blanton of Hereford Inc.	437 E. 1st.	Herefore, Texas 79045
Noel Buffington	824 Windmill Road	Cheyenne, Wyo. 80401
Robert S. Burke	Route 4	North Platte, Nebr. 69101
F. J. Busch	205 No. Main	Oregon, Mo. 64473
C & C Auto Salvage	P.O. Box 727	Golden, Colo. 80402
C. W. & M. Distr. Co.	255 Second St.	Idaho Falls, Idaho 83411
Ceser Cantum	Route 1, Box 56D	San Juan, Texas 78589
Gil Canty, Sr.	P. O. Box 533	Dilley, Texas 78017
Capitol Gardens & Nursery	4200 No. May	Oklahoma City, Okla. 73102
Clarence's Appliances	209 No. 10th Ave.	Sterling, Colo. 80751
Columbus Leasing Co.	9600 Old Katy Road	Columbus, Texas 78934
Commercial Tire Service	1461 No. State Road	Provo, Utah 84601
Howard S. Conn	4660 Wadsworth	Wheatridge, Colo. 80033
Wayne Crisp	702 - 9th Street	Mountain Grove, Mo. 65711
Curnows Frozen Food Lockers	340 North Avenue	Grand Junction, Colo. 81501
DASCO	Box 211	Council Bluffs, Iowa. 51501
John A. Dillie	Box 82	Granby, Colo. 80446
Dixon Grain & Feed Company	Box 177	Frederick, Colo. 80530
Everitt Lumber Company	2406 W. 10th St.	Greeley, Colo. 80630
Farm Equipment Co.	Box 707	Sterling, Colo. 80751
Flint Steel Corp.	Box 9155	Memphis, Tenn. 38101
Foundation & Structure	Box 327	La Jolla, Calif. 92037
Gallup Wholesale Tire & Tube	412 Malney	Gallup, N. M. 87301
Golay & Company, Inc.	Box 111	Cambridge City, Ind. 47327
Gordon Equipment Co.	6161 Federal St.	Detroit, Michigan 48233
G. H. Hale	8526 - 2nd Ave.	Dallas, Texas 75201
Eugene O. & Joanna Harmon	Box 108	Buena Vista, Colo. 81211
Phillip D. Hefner	404 So. 20th St.	Artesia, N. M. 88210
William Hoedel	Box 261A	Boulder, Colo. 80301

Hopkins & Son Leasing	528 So. Milton St.	Rensselaer, Ind. 47978
Hydro Conduit Corp.	Box 29037	Denver, Colo. 80229
Ken's Wholesale Bait	2642 So. Parker Road	Denver, Colo. 80232
L & L Mfg. & Supply Co.	906 W. Vine Drive	Ft. Collins, Colo. 80521
Levolor Lorentzen Inc.	720 Monroe St.	Hoboken, N.J. 07030
Lundvall Brothers, Inc.	Box 632	Greeley, Colo. 80630
Mel Maier	1025 - 2nd. Ave. No.	Billings, Mont. 59107
Midwest Sign & Engineering Co.	Rte 13, Box 506	Tulsa, Okla. 74111
J. L. Miller		San Saba, Texas 76877
Lloyd Mitchell	Box 207	Rock Springs, Tex 78880
Jim Montoya	910 So. Sawatch St.	Colorado Springs, Colo 80900
R. C. Morgenstern	150 E. 29th St.	Durango, Colo. 81301
Morton Foods	2876 Main Ave.	Durango, Colo. 81301
Raymond Mosher	Route 1, Box 37	Trinidad, Colo. 81082
Motor Electric Shop	216 So. Main	Garden City, Kans. 67846
O. K. Tire Stores	2755 W. 72nd Ave.	Westminster, Colo. 80033
LeRoy Owsley	General Delivery	Gunnison, Colo. 81230
Pamona Tile Mfg. Co.	Box 918	Arkansas City, Ks. 67005
Paramount Agriculture Co-Op	7227 Petersen Lane	Paramount, Calif. 90723
Parmer Oil & Tire Co.	Box 387	Limch, Colo. 80828
Patton Brothers Motor Sales	Box 699	Cortez, Colo. 81321
Stanley S. & Hulda Pennington	244 No. Maple	Ainsworth, Nebr. 69210
Powell Hardware	Box 222	Green Forest, Ark. 72638
Reichert Packing Co.	Box 398	La Salle, Colo. 80645
Mickey D. Rodgers	Route 2	Chickasha, Okla. 73018
S & R Rebuilders Supply, Inc.	4648 Sheffield Ave.	Hammond, Ind. 46320
Cristobal Salazar	1407 E. Harriman	Edinburg, Texas 78539
Schultz Hill Mobile Homes	2939 Stewart Ave.	Atlanta, Ga. 30300
Doyle Senkirik	Box 233	San Saba, Texas 76877
Specialty Sales Agency, Inc.	263 Federal Blvd.	Denver, Colo. 80219
Ray Stafford	P. O. Box 35	Garvin, Okla. 74736
Standard Tool & Machine Co., Inc.	P. O. Box 72	Longview, Texas 75601
Jack Stidham Horse Trailers	1926 So. 4th St.	Chickasha, Okla. 73018
Wallace F. Taylor	Route 1, Box 210	Rocky Ford, Colo. 81067
United Electric Motor		
Service & Supply Co.	4500 Jackson St.	Denver, Colo. 80216
United Oil Co.	101 No. Kings Highway	Cape Girardeau, Mo. 63701
Pablo Vasquez	Box 306	Lyons, Colo. 80540
Robert L. Vestal	815 Iverson	Laramie, Wyo. 82070
Charlie B. Vigil	Box 22	Walsenburg, Colo. 81089
Warner Mobile Homes, Inc.	4120 W. Davis	Dallas, Texas 75200
Weinstein Meats Co.	2967 Hudson Road	St. Paul, Minn. 55101
Albert G. Wertz, Sr.	Box 142	Villa Grove, Colo.
Western Sales	Box 305	Ogden, Utah 84400
F. W. Witt Mfg. Co., Inc.	1737 N.W. 5th St.	Oklahoma City, Okla. 73102

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Ziegler
James B. Miller
Ralph C. Norton
Commissioners

Dated at Denver, Colorado,
this 13th day of August, 1964.

et

original

(Decision No. 63516)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
A. R. POMPEY, JR., DOING BUSINESS AS)
"F. & P. TRASH HAULING," BRIGHTON,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PUC NO. 2084 TO J. A. HANKLE AND) APPLICATION NO. 20611-Transfer
WALTER HANKEL, DOING BUSINESS AS)
"HANKLE'S TRASH DISPOSAL," 4777)
LINCOLN STREET, DENVER, COLORADO.)

August 18, 1964

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

S T A T E M E N T

By the Commission:

The above-styled application was regularly set for hearing
at the Hearing Room of the Commission, 532 State Services Building,
Denver, Colorado, August 3, 1964, at 9:30 o'clock A. M.,

When said application was called for hearing, applicants'
Attorney requested that said matter be continued for hearing at a
future date convenient to the Commission.

F I N D I N G S

THE COMMISSION FINDS:

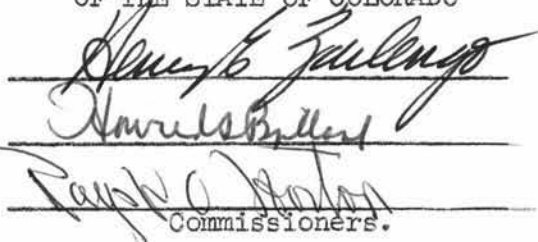
That said request should be granted.

O R D E R

THE COMMISSION ORDERS:

That Application No. 20611-Transfer be, and the same hereby
is, continued, to be re-set at a future date convenient to the Commis-
sion, with due notice to all parties in interest,

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 18th day of August, 1964.
mls

original

(Decision No. 63517)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
J. A. HANKLE, 4777 LINCOLN STREET,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 3211 TO J. A.)
HANKLE AND WALTER HANKEL, DOING)
BUSINESS AS "HANKLE'S TRASH DIS-)
POSAL," 4777 LINCOLN STREET, DENVER,)
COLORADO.)

APPLICATION NO. 20612-Transfer

August 18, 1964

Appearances: Bennett S. Aisenberg, Esq.,
Denver, Colorado, for
Transferees;
William Morris, Commerce
City, Colorado, for Trans-
feror.

S T A T E M E N T

By the Commission:

The above-styled application was regularly set for hearing at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, August 3, 1964, at 9:30 o'clock A. M.

When the application was called for hearing, applicants; Attorney requested that said matter be continued for hearing at a future date convenient to the Commission.

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. 20612-Transfer be, and the same hereby is, continued, to be re-set at a future date convenient to the Commission, with due notice to all parties in interest.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 18th day of August, 1964.
mls

original

(Decision No. 63518)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
RALPH UNGER & EVERETT GREGORY, DOING)	
BUSINESS AS "R-E TRUCKING CO.," 7221)	
BRYANT STREET, WESTMINSTER, COLORADO,)	APPLICATION NO. 20613-PP-Transfer
FOR AUTHORITY TO TRANSFER PERMIT NO.)	
B-6264 TO EVERETT GREGORY, DOING)	
BUSINESS AS "R-E TRUCKING CO.," 2340)	
BALSAM STREET, LAKEWOOD, COLORADO.)	

August 18, 1964

Appearances: Everett Gregory, Lakewood,
Colorado, Transferee, pro se.

S T A T E M E N T

By the Commission:

Ralph Unger and Everett Gregory, doing business as "R-E Trucking Co.," Westminster, Colorado, are the owners and operators of Permit No. B-6264, authorizing:

Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 100 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of 100 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado to roofing jobs within a radius of 100 miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; coal, from mines in the Northern Colorado coal fields, to Denver, and to points within a radius of ten miles of the City and County of Denver, Colorado;

and by the instant application seek authority to transfer said Permit No. B-6264 to Everett Gregory, doing business as "R-E Trucking Co.," Lakewood, Colorado.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, August 3, 1964, and at the conclusion of the evidence, the matter was taken under advisement.

Everett Gregory testified that he and Ralph Unger are the present owners of Permit No. B-6264, which authority was owned by the two as a partnership under the trade name of "R-E Trucking Co." He testified that the partnership has been dissolved; that he assumed all the debts of the partnership; that all the bills have been paid, and there is no present indebtedness against said permit, and that under the terms of the partnership dissolution, Permit No. B-6264 was to become the sole property of Everett Gregory. He has had over thirty years experience in the trucking business; is familiar with the rules and regulations of the Commission and will comply therewith if this transfer is approved. His net financial worth is in excess of \$15,000. If the transfer is approved, he plans to continue operating under the trade name "R-E Trucking Co."

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

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

F I N D I N G S

THE COMMISSION FINDS:

That the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the following Order.

O R D E R

THE COMMISSION ORDERS:

That Ralph Unger & Everett Gregory, doing business as "R-E Trucking Co.," Westminster, Colorado, be, and hereby are, authorized to transfer all right, title, and interest in and to Permit No. B-6264 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Everett Gregory, doing business as "R-E Trucking Co.," Lakewood, Colorado, subject to encumbrances, if any, against said authority approved by the Commission.

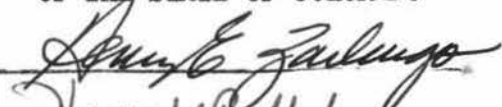
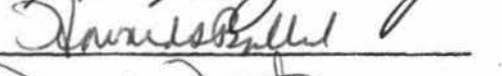
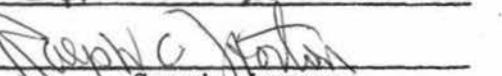
That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said permit has been formally assigned and that said parties have accepted, and in the future will comply with the conditions and requirements of this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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 18th day of August, 1964.
mls

original

(Decision No. 63519)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RURAL ELECTRIC COMPANY, PINE BLUFFS,)
WYOMING, FOR A CERTIFICATE OF CONVEN-)
IENCE AND NECESSITY TO EXERCISE)
FRANCHISE RIGHTS IN THE TOWN OF)
GROVER, COUNTY OF WELD, STATE OF)
COLORADO, FOR THE PURCHASE, TRANS-)
MISSION, DISTRIBUTION AND SALE OF)
ELECTRICITY IN SAID TOWN.)

APPLICATION NO. 20556

August 17, 1964

Appearances: John P. Thompson, Esq., Den-
ver, Colorado, for Applicant;
Everett R. Thompson, Denver,
Colorado, and
J. M. McNulty, Denver, Colo-
rado, for the Staff of the
Commission.

S T A T E M E N T

By the Commission:

By the instant application, Rural Electric Company, Appli-
cant, seeks a certificate of public convenience and necessity to exer-
cise franchise rights in the Town of Grover, Weld County, Colorado, for
the construction, operation and maintenance of an electric system to
transmit, distribute and sell electricity in said Town.

The matter was set for hearing, after due notice to inter-
ested parties, on Monday, August 3, 1964, at two o'clock A. M., in the
Hearing Room of the Commission, 532 State Services Building, Denver,
Colorado. At said time and place the hearing was held and at the con-
clusion thereof, the Commission took the matter under advisement.

Applicant is a corporation organized and existing under and
by virtue of the laws of the State of Wyoming and is authorized to do
business in the State of Colorado. A certified copy of Applicant's

certificate of authority to do business in Colorado has heretofore been filed with this Commission in Application No. 19937. Applicant is a public utility operating in the States of Wyoming, Nebraska and Colorado. Its operations in the State of Colorado are subject to the jurisdiction of this Commission.

The evidence at the hearing disclosed that Applicant was granted a franchise by the Board of Trustees of the Town of Grover on December 4, 1947. Ordinance No. 29 is entitled as follows:

"AN ORDINANCE GRANTING A FRANCHISE TO RURAL ELECTRIC COMPANY ITS SUCCESSORS AND ASSIGNS, TO ERECT, CONSTRUCT, OPERATE AND MAINTAIN AN ELECTRIC SYSTEM IN THE TOWN OF GROVER, COLORADO, AND TO USE THE STREETS OR ALLEYS OF THE TOWN FOR SUCH PURPOSES.

A copy of said franchise, together with an Affidavit by the Town Clerk of the Town of Grover, certifying said Ordinance was duly passed and adopted and signed by the Mayor, was introduced as Exhibit No. 1 herein and made a part hereof by reference.

Testimony at the hearing further revealed that Applicant has been rendering electric service in the northern part of Colorado since May of 1940. It had been rendering electric service in Grover prior to the granting of the franchise mentioned herein. The 1960 Census gives the population of Grover as 133. Applicant's investment to serve the Town of Grover amounts to \$18,248 and the witness testified that it was not contemplated that during the twenty-five year life of the franchise any large additional amounts would be invested to serve the Town. Applicant expected only normal maintenance and upkeep of its existing system. The minimum fee will be assessed for the issuance of the certificate sought herein.

Applicant submitted as Exhibit No. 2 Financial Statements consisting of a Balance Sheet as of April 30, 1964, and an Operating Statement for the twelve months ending on said date. Applicant is financed by means of loans from the Rural Electrification Administra-

tion in Washington and has paid its "A" Note seven years ahead of schedule and has also paid \$400,000 in advance on its present loans. Applicant is financially able to supply service under the franchise. Applicant obtains its power and energy from the Tri-State Generating & Transmission Company, which, in turn, derives its power and energy from the United States Bureau of Reclamation.

There are no other electric utilities engaged in the business of selling electricity in the Town of Grover, or in the area immediately adjacent thereto.

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

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 foregoing Statement should be made a part hereof by reference.

That public convenience and necessity require, and will require, the exercise by Rural Electric Company of the franchise rights granted to it in and by Ordinance No. 29, dated as of December 4, 1947, for the construction, operation and maintenance of an electric system for the distribution and sale of electricity by Rural Electric Company in said Town.

That Applicant should within thirty days of the effective date of the Order herein file with this Commission on the forms prescribed, the rates, rules and regulations under which it renders electric service in the Town of Grover.

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require, and will re-


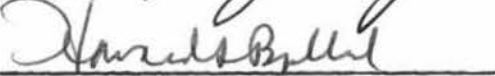
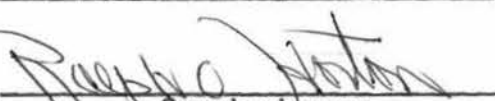
quire, the exercise by Rural Electric Company of the franchise rights granted in and by Ordinance No. 29, of December 4, 1947, of the Town of Grover, Weld County, Colorado, marked as Exhibit No. 1, which, by reference is made a part hereof, for the construction, operation and maintenance of an electric system for the distribution and sale of electricity by Rural Electric Company in said Town, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That Rural Electric Company shall file with this Commission, on the forms prescribed, within thirty days of the effective date of the Order herein, the rates, rules and regulations under which it renders electric service in the Town of Grover.

That Rural Electric Company shall maintain its books and accounts as to its Colorado operations in accordance with the Uniform System of Accounts as prescribed by this Commission, and shall comply at all times with the "Rules Regulating the Service of Electric Utilities" as prescribed by this Commission.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 17th day of August, 1964.

mls

original

(Decision No. 63520)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
TONY MEDINA, DOING BUSINESS AS
"TONY'S RUBBISH REMOVAL," 4625
FILLMORE STREET, DENVER, COLORADO,
FOR AUTHORITY TO TRANSFER PUC NO.
3388 TO PLATT LEON KESTED AND JAMES
B. KESTED, DOING BUSINESS AS "K
RUBBISH REMOVAL," 1200 SOUTH LOGAN,
DENVER, COLORADO.

APPLICATION NO. 20565-Transfer

August 13, 1964

Appearances: Bert A. Gallegos, Esq., Denver,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Tony Medina, doing business as "Tony's Rubbish Removal," Denver, Colorado, was granted a certificate of public convenience and necessity (PUC No. 3388), authorizing operation as a common carrier by motor vehicle for hire, for the transportation of:

ashes, trash, and other waste materials, from point to point within the City and County of Denver, and from points in the City and County of Denver to regularly-established and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado.

By the above-styled application, said certificate-holder seeks authority to transfer PUC No. 3388 to Platt Leon Kested and James B. Kested, doing business as "K Rubbish Removal," Denver, Colorado.

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

with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, transferor herein appeared and testified in support of the application, stating he has continuously operated said certificate since granted by the Commission; that the consideration for transfer of said certificate and certain equipment is the sum of \$1,500; that there is no outstanding indebtedness against said operating rights.

Transferee Platt Leon Kested, also appeared at the hearing, and testified he and his partner have ample and suitable equipment, sufficient net worth and operating experience with which to continue operations under PUC No. 3388.

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

O R D E R

THE COMMISSION ORDERS:

That Tony Medina, doing business as "Tony's Rubbish Removal," Denver, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 3388 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Platt Leon Kested and James B. Kested, doing business as "K Rubbish Removal," Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that


said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

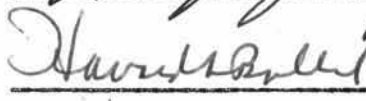
The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.


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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

wpd

Dated at Denver, Colorado,
this 13th day of August, 1964.

gd

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

INCREASED HOURLY RATES FOR THE
TRANSPORTATION OF HOUSEHOLD GOODS
BETWEEN POINTS WITHIN THE CITY AND
COUNTY OF DENVER, COLORADO

INVESTIGATION and SUSPENSION
Docket No. 531

(SUPPL. ORDER)

August 11, 1964

STATEMENT

BY THE COMMISSION:

By Decision No. 63411 dated July 31, 1964 the Commission, in the above-styled cause, issued an Order requiring respondent to cancel the suspended Revised Page No. 3 to Bowers & Son local cartage tariff No. 1, Colorado PUC No. 1, as referred to in said Decision on or before August 11, 1964.

The suspension ordered by the Commission in Decision No. 62734 dated April 13, 1964 of the aforesaid filing will expire August 13, 1964.

It has now come to the attention of the Commission that the aforesaid dates were entered, or permitted to remain in effect, by Decision No. 63411 in error arising from oversight and omission. The Commission believes that said errors should be corrected at this time.

F I N D I N G S

THE COMMISSION FINDS:

1. That the Order for cancellation contained in Decision No. 63411 ought to be, and the same hereby is, amended and extended to August 21, 1964.
2. That the Order suspending the subject Revised Pages aforesaid ought to be, and hereby is, extended from August 13, 1964 to August 21, 1964.

3. That the errors hereinbefore set forth, as such errors occurred in Decision No. 63411, arose from oversight and omission and that therefore Decision No. 63411 should be corrected as hereinabove set forth.

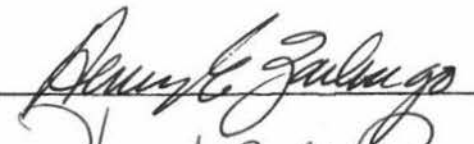
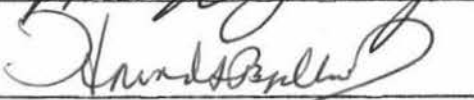
O R D E R

THE COMMISSION ORDERS:

That Decision No. 63411, dated July 31, 1964, of this Commission should be, and the same hereby is, amended and corrected in the following particulars:

1. That the respondent is hereby notified and required to cancel the suspended matter as referred to in the Statement and Findings on or before August 21, 1964, upon notice to this Commission and the general public by not less than one day's filing and posting in the manner prescribed by law and the rules and regulations of the Commission and that this proceeding be discontinued.
2. That the rates which were the subject of this proceeding and suspended by Decision No. 62734 ought to be, and the same are hereby suspended further from August 13, 1964 to, and including, August 21, 1964.
3. That this Decision shall be effective as of the date hereof.
4. That, as amended and corrected herein, Decision No. 63411 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

IN THE MATTER OF THE PETITION OF)
SAN LUIS VALLEY RURAL ELECTRIC)
COOPERATIVE, INC., MONTE VISTA,)
COLORADO, FOR AN ORDER AUTHORIZING)
IT TO EXECUTE A NOTE IN THE AMOUNT)
OF \$284,000.00 AND MORTGAGE)
SECURING SUCH NOTE TO THE UNITED)
STATES OF AMERICA)
-----)

APPLICATION NO. 20634
Securities

S T A T E M E N T

By the Commission:

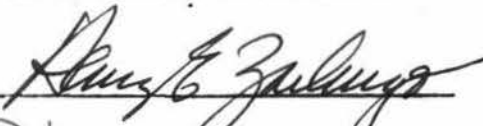
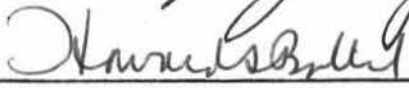

Upon consideration of the application filed August 12, 1964,
by San Luis Valley Rural Electric Cooperative, Inc., in the above
styled matter:

O R D E R

THE COMMISSION ORDERS:

That a public hearing be held, commencing on August 27, 1964,
at 2:00 o'clock P.M., 532 State Services Building, Denver, Colorado,
respecting matters involved and issues presented in the proceeding. Any
interested municipality or any representative of interested consumers
or security holders of applicant corporation, and any other person whose
participation herein is in the public interest, may intervene in said
proceeding. Intervention petitions should be filed with the Commission
on or before August 21, 1964, and should set forth the grounds of the
proposed intervention and the position and interest of the petitioners,
in the proceeding and must be subscribed by interveners.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 17th day of August, 1964.

original

(Decision No. 63523)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EMPIRE AVIATION, INC., MUNICIPAL)
AIRPORT, LA JUNTA, COLORADO, FOR)
AUTHORITY TO TRANSFER TO FAST AIR,)
INC., BOX 344, FOWLER, COLORADO,)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A COMMON)
CARRIER, BY AIRCRAFT, GRANTED BY DE-)
CISION NO. 54960, OF DATE AUGUST 23,)
1960.)

APPLICATION NO. 20620-Transfer

August 18, 1964

Appearances: Alfred Z. Craddock, Esq.,
Pueblo, Colorado, for
Transferor and Transferee;
Ray Wilson, Denver, Colo-
rado, of the Commission.

S T A T E M E N T

By the Commission:

Empire Aviation, Inc., La Junta, Colorado, is the holder of a certificate of public convenience and necessity, by Decision No. 54960, dated August 23, 1960, authorizing a non-scheduled operation as a common carrier by airplane in interstate and intrastate commerce, for the transportation of passengers and property, not on schedule, but on call and demand, in irregular service between all points in the State of Colorado. Applicant is restricted, however, by not being permitted to establish an office or branch for the purpose of developing business, except at La Junta, Colorado, and airports located within a radius of ten miles thereof.

By the instant application, Empire Aviation, Inc., seeks authority to transfer said certificate to Fast Air, Inc., a Colorado corporation, whose present address is Fowler, Colorado.

At the hearing held in Denver on August 11, 1964, the evi-

dence disclosed that transferor is desirous of selling his certificate and that transferee is desirous of acquiring the same.

Our Aeronautical Inspector reported that transferee's facilities are adequate; that his aircraft in service is in excellent condition and airworthy and suitable for irregular service; that log books and flight records are current; and that he has made arrangements for adequate maintenance facilities in La Junta and Denver, Colorado.

The evidence further shows that transferee company is adequately financed and has experienced personnel to operate same. It further appears that there are no outstanding unpaid obligations against the operation and that transferor has operated continuously under his certificate since the date of issuance, i.e., August 23, 1960.

F I N D I N G S

THE COMMISSION FINDS:

1. That said transfer is in the public interest and should be authorized.
2. That applicant is well qualified both by experience and financially to carry on the proposed operation.
3. That in the judgment of the Commission the transfer would be in the public interest.

O R D E R

THE COMMISSION ORDERS:

That Empire Aviation, Inc., La Junta, Colorado, be, and it hereby is, authorized to transfer all its right, title and interest in and to the certificate of public convenience and necessity authorized in our Decision No. 54960 to Fast Air, Inc., a Colorado corporation, whose address is Box 344, Fowler, Colorado.

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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zuley
Wm. H. Bell
Ralph C. Horton
Commissioners.

Dated at Denver, Colorado,
this 18th day of August, 1964.

mls

Original

(Decision No. 63524)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ALVIN J. WOZNICK, 10929 MURRAY)
DRIVE, DENVER, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 20566-PP

August 18, 1964

Appearances: Alvin J. Woznick, Denver,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insul-rock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

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

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

That Alvin J. Woznick, Denver, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and

supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

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

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zuckerman

Howard Brill

Ralph C. Holton
Commissioners

Dated at Denver, Colorado,
this 18th day of August, 1964

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RALPH A. UNGER, DOING BUSINESS AS)
"R. A. UNGER," 7221 BRYANT STREET,)
WESTMINSTER, COLORADO, FOR A CLASS)
"B" PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20567-PP

August 18, 1964

Appearances: Ralph A. Unger, Westminster,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

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

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Ralph A. Unger, doing business as "R. A. Unger," Westminster, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and

processing plants within a radius of one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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


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

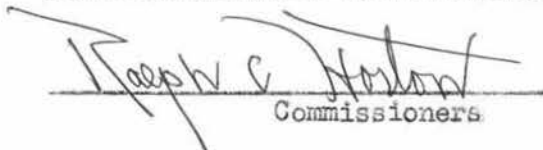
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

original

(Decision No. 63526)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JAMES G. MC LEAN, 10706 LOGAN COURT,)
NORTH GLENN, COLORADO, FOR A CLASS)
"B" PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20568-PP

August 18, 1964

Appearances: James G. McLean, North Glenn,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of seventy-five miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of seventy-five 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 seventy-five miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of seventy-five miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That James G. Mc Lean, North Glenn, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor

vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of seventy-five miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of seventy-five 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 seventy-five miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of seventy-five miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

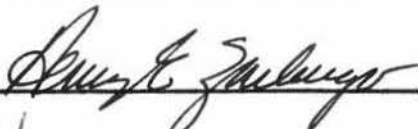
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

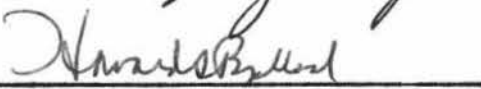
That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

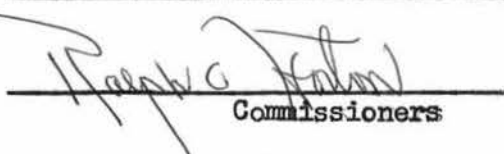
That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

et

Original

(Decision No. 63527)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MARVIN S. KENNER, 8669 SOUTH ALLI-)
SON, LITTLETON, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 20570-PP

AUGUST 18, 1964

Appearances: Marvin S. Kenner, Littleton,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

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

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Marvin S. Kenner, Littleton, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points

in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

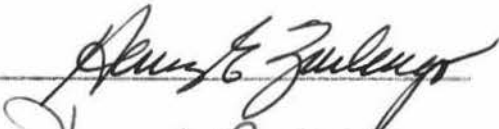
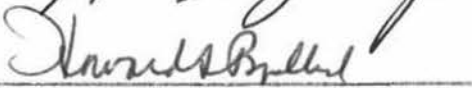

That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

et

original

(Decision No. 63528)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
E. B. KETCHUM, RICHARD E. KETCHUM)
AND ROBERT D. KETCHUM, DOING BUSI-)
NESS AS "CANON VEGETABLE GROWERS,")
FLORENCE, COLORADO, FOR A CERTIFI-)
CATE OF PUBLIC CONVENIENCE AND NE-)
CESSITY.)

APPLICATION NO. 20591

August 18, 1964

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

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, as amended at the hearing, applicant herein seeks a certificate of public convenience and necessity, authorizing operation as a common carrier by motor vehicle for hire, for the transportation of farm produce, except livestock, between points within a radius of one hundred miles of Canon City, Colorado.

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

Report of the Examiner states that at the hearing, Applicants herein appeared and testified in support of their application, stating transportation of the commodities involved will require the use of refrigerated equipment; that they will have suitable equipment,

sufficient net worth and operating experience with which to render said proposed service.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that applicants' will have sufficient equipment and experience to properly carry on the proposed operation; that applicants' financial standing is established to the satisfaction of the Commission; that public convenience and necessity require applicants' proposed 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 E. B. Ketchum, Richard E. Ketchum, and Robert D. Ketchum, doing business as "Canon Vegetable Growers," Florence, Colorado, be, and they hereby are, authorized to operate as a common carrier by motor vehicle for hire, for the transportation of farm produce, except livestock, between points within a radius of one hundred miles of Canon City, Colorado; and this ORDER shall be deemed to be, and 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 applicant 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

Paul E. Zuley

Donald B. Smith

Ralph C. Hobart
Commissioners.

Dated at Denver, Colorado,
this 18th day of August, 1964.

mls

original

(Decision No. 63529)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CECIL O. TINSLEY, DOING BUSINESS AS)
"ARROW RUBBISH REMOVAL," ROUTE 1,)
BOX 130, COMMERCE CITY, COLORADO,)
FOR AUTHORITY TO TRANSFER PUC NO.)
4077 TO JOHN SMIGLESKI, DOING BUSI-)
NESS AS "ARROW RUBBISH REMOVAL,")
3205 WEST UNION, ENGLEWOOD, COLO-)
RADO.)

APPLICATION NO. 20573-Transfer

August 19, 1964

Appearances: George T. Ashen, Esq., Denver,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Cecil O. Tinsley, doing business as "Arrow Rub-
bish Removal," Commerce City, Colorado, was granted a certificate of
public convenience and necessity (PUC No. 4077), authorizing opera-
tions as a common carrier by motor vehicle for hire, for the trans-
portation of:

ashes and trash, on call and demand, from points
to point within the City and County of Denver,
State of Colorado, limited to the use of one
truck, only.

By the above-styled application, said certificate-holder
seeks authority to transfer PUC No. 4077 to John Smigleski, doing busi-
ness as "Arrow Rubbish Removal," Englewood, Colorado.

Said application was regularly set for hearing before the Com-
mission, and was heard by an Examiner duly designated and to whom the
hearing was assigned by the Commission. At the conclusion of the hear-
ing, the matter was taken under advisement, and said Examiner transmitted
to the Commission the record and exhibits of said proceeding, together

with a statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Transferor herein appeared and testified in support of the application, stating he had continuously operated said certificate since granted by the Commission; that the consideration for said certificate and certain equipment is the sum of \$8,750; that there is no outstanding indebtedness against said certificate.

Transferee herein also appeared and testified he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Cecil O. Tinsley, doing business as "Arrow Rubbish Removal," Commerce City, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 4077 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to John Smigleski, doing business as "Arrow Rubbish Removal," Englewood, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

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


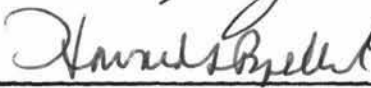

with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

The transfer 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 19th day of August, 1964.

mls

original

(Decision No. 63530)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROBERT F. HARRIS, DOING BUSINESS AS)
"BOB'S EXPRESS & MOVING, 5893 NEW-)
PORT STREET, COMMERCE CITY, COLO-)
RADO, FOR AUTHORITY TO TRANSFER PUC)
NO. 3367 TO HARRY COHEN, DOING BUSI-)
NESS AS "BOB'S EXPRESS & MOVING,")
250 WEST MISSISSIPPI, DENVER, COLO-)
RADO.)

APPLICATION NO. 20572-Transfer

August 19, 1964

Appearances: Ted Rubin, Esq., Denver,
Colorado, for Appli-
cants;
Joseph F. Nigro, Esq.,
Denver, Colorado, for
Colorado Transfer &
Warehousemen's Associ-
ation.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Robert F. Harris, doing
business as "Bob's Express & Moving," Commerce City, Colorado, owner
and operator of PUC No. 3367, seeks authority to transfer said oper-
ating rights to Harry Cohen, doing business as "Bob's Express & Mov-
ing," Denver, Colorado, said PUC No. 3367 being the right to operate
as a common carrier by motor vehicle for hire for the:

conduct of a light moving and express business,
including movement of furniture, household
items, appliances baggage, and packages, and
other like items, specifically excluding there-
from: 1. Transportation of commodities which,
because of size or weight, require special
equipment; 2. Transportation of furniture and
household goods when requiring van-type equip-
ment; and 3. Package delivery service, as such,
between points within the City and County of
Denver, State of Colorado.

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

Report of the Examiner states that at the hearing, Transferee herein appeared and testified in support of the application, stating he is personally acquainted with Transferor herein, and that it was impossible for said Transferor to appear; that he knows, of his own knowledge, that Transferor has continuously operated PUC No. 3367 since granted by this Commission, and that there are no outstanding unpaid operating obligations against said certificate; that the consideration for transfer of said certificate and certain equipment is the sum of \$3,000; that he has ample and suitable equipment, sufficient net worth and operating experience with which to conduct said operation.

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

O R D E R

THE COMMISSION ORDERS:

That Robert F. Harris, doing business as "Bob's Express & Moving," Commerce City, Colorado, be, and he hereby is, authorized to

transfer all right, title, and interest in and to PUC No. 3367 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Harry Cohen, doing business as "Bob's Express & Moving," Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

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

Samuel E. Zuckerman
Donald B. Miller
Ralph C. Watson
Commissioners.

Dated at Denver, Colorado,
this 19th day of August, 1964.
mls

original

(Decision No. 63531)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GERALD H. RECTOR, DOING BUSINESS AS)
"DEERTRAIL TRUCK LINE," DEERTRAIL,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 20563-Transfer
PUC NO. 2371 TO ROY F. WOODARD, DO-)
ING BUSINESS AS "DEERTRAIL TRUCK)
LINE," DEERTRAIL, COLORADO.)

IN THE MATTER OF THE APPLICATION OF)
GERALD H. RECTOR, DOING BUSINESS AS)
"DEERTRAIL TRUCK LINE," DEERTRAIL,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 20563-Transfer
PUC NO. 2371 AND PUC NO. 2371-I TO) Amended
ROY F. WOODARD, DOING BUSINESS AS)
"DEERTRAIL TRUCK LINE," DEERTRAIL,)
COLORADO.)

IN THE MATTER OF THE APPLICATION OF)
GERALD H. RECTOR, DOING BUSINESS AS)
"DEERTRAIL TRUCK LINE," DEERTRAIL,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 20564-PP-Transfer
PERMIT NO. B-6040 TO ROY F. WOODARD,)
DOING BUSINESS AS "DEERTRAIL TRUCK)
LINE," DEERTRAIL, COLORADO.)

August 19, 1964

Appearances: Robert G. McIlhenny, Esq.,
Denver, Colorado, for
Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Gerald H. Rector, doing business as "Deertrail Truck Line," Deertrail, Colorado, owner and operator of PUC No. PUC No. 2371 and PUC No. 2371-I and Permit No. B-6040, seeks authority to transfer said operating rights to Roy F. Woodard, doing business as "Deertrail Truck Line," Deertrail, Colorado, said authorities being as follows:

PUC No. 2371 and PUC No. 2371-I:

Transportation of livestock, between points in that portion of a 20-mile radius of Deertrail, Colorado, where the circumference of said radius intersects with U. S. Highway 36 north and east of Deertrail; thence clockwise around said circle to that point where said radius intersects the Arapahoe-Lincoln County Line; thence westward on the South

Arapahoe County line to the west Range Line of Range 60-West; thence north on the west range line of Range 60-West to the SW Corner of T. 4 S., R. 60 W.; thence east on the south line of T. 4, 2 miles to the SE corner of Sec. 32, T. 4 S., R. 60 W.; thence north to U. S. Highway 36; thence eastward on U. S. Highway 36 to point of beginning, and between points in the above described area on the one hand, and, on the other, sales rings, stockyards, and loading pens in Denver, Greeley, Brush, and Limon, Colorado;

transportation, on call and demand, over irregular routes of livestock between all points and places within a 25 mile radius of Deertrail, Colorado, and between points and places in the above-described area on the one hand, and, on the other, all points and places within the State of Colorado;

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

Permit No. B-6040:

Transportation of farm produce, from point to point in the following Counties: Adams, Arapahoe, and Elbert, and to feed lots and feed dealers in the City and County of Denver, Colorado; heavy construction machinery and materials, new and used, from point to point within the above-named Counties, and from Denver to points in said Counties, all for one customer, viz., Morrison-Knudsen Company, Inc., only, and shall be restricted in rendering such transportation services for Morrison-Knudsen, Inc., to the following pieces of equipment, to-wit: one 34' covered stock trailer, one 32' covered stock trailer, one 36' flat bed trailer - single axle, one 36' flat bed trailer and grain combination - tandem axle, one 1959 Dodge bobtail truck-Tractor - 500 Series, one 1958 Dodge truck-tractor - 700 Series; and one 1960 Dodge truck-tractor - 700 Series;

transportation of caterpillars and bulldozers, using the contractor's own lowboy trailers, from point to point in Adams, Arapahoe, Elbert, and Lincoln Counties, for Beryl Rector, of Deertrail, Colorado; building material and used machinery, from and to, and to and from points in Adams, Arapahoe, and Elbert Counties, in truckload lots, with no town-to-town service. Applicant is restricted to the use of one office only at Deertrail, Colorado, for carrying on the transportation business herein authorized.

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

Report of the Examiner states that at the hearing, Gerald H. Rector appeared and testified in support of the applications, stating he has continuously operated said certificate and permit since granted by the Commission; that there is no outstanding indebtedness against said operating rights; that the consideration for transfers is the sum of \$18,000, including certain equipment and real estate.

Transferee also appeared at the hearing and testified he will have ample and suitable equipment, sufficient net worth and operating experience with which to render operation under said authorities.

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

O R D E R

THE COMMISSION ORDERS:

That Gerald H. Rector, doing business as "Deertrail Truck Line," Deertrail, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 2371 and PUC No. 2371-I -- with authority as set forth in the Statement preceding, which

is made a part hereof, by reference -- to Roy F. Woodard, doing business as "Deertrail Truck Line," Deertrail, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

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 herein granted is subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

That Gerald H. Rector, doing business as "Deertrail Truck Line," Deertrail, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to Permit No. B-6040 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Roy F. Woodard, doing business as "Deertrail Truck Line," Deertrail, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

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

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

That said transfers shall become effective only if and when, but not before, said transferor and transferee, in writing, have ad-

vised the Commission that said certificates and permit have been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Fairbanks
Harold B. Miller
Ralph C. Watson
Commissioners.

Dated at Denver, Colorado,
this 19th day of August, 1964.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

LUBBOCK MANUFACTURING COMPANY)

P.O. Box 1589)

Lubbock, Texas)

AUTHORITY NO. M 10434

CASE NO. 16357 Ins.

August 18, 1964

S T A T E M E N T

By the Commission:

On July 15, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Zedinger

Harold S. Bjelland

Robert C. Horton

Commissioners

Dated at Denver, Colorado,
this 18th day of August, 1964

original

(Decision No. 63533)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
PETE MARCANTONIO AND WILLIAM MARCAN-)
TONIO, DOING BUSINESS AS "MARCAN-)
TONIO BROTHERS," FREDERICK, COLO-)
RADO, FOR AUTHORITY TO TRANSFER PUC)
NO. 872 TO RUDOLPH F. CARLSON, DOING)
BUSINESS AS "TRI-AREA TRUCK SERVICE,")
BOX 126, DAcono, COLORADO.)

APPLICATION NO. 20576-Transfer

August 19, 1964

Appearances: Pete Marcantonio, Frederick, Colorado,
pro se.
Rudolph F. Carlson, Dacono, Colorado,
pro se.
Joseph F. Nigro, Esq., Denver, Colo-
rado, for Colorado Transfer & Ware-
housemen's Association.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Pete Marcantonio and William Marcantonio, doing business as "Marcantonio Brothers," Frederick, Colorado, owners and operators of PUC No. 872, seek authority to transfer said operating rights to Rudolph F. Carlson, doing business as "Tri-Area Truck Service," Dacono, Colorado, and PUC No. 872 being the right to operate as a common carrier by motor vehicle for hire, for the transportation of:

coal, not on schedule, from the northern Colorado coal fields to markets; for the transportation of livestock from point to point (excepting Longmont) within a 10-mile radius of Frederick, Colorado; and for the transportation of used household goods and coal camp supplies between mining camps excluding towns served by motor vehicle carrier service within a radius of 20 miles of Frederick, Colorado; and for the conduct of a general local drayage service in and between the mining camps of Frederick, Firestone and Dacono; all of which service is to be rendered for customers residing within the above described area, PROVIDED, Applicant shall not engage in any trans-

portation service of a competitive character along the line of established common carriers operating from the above described area and particularly PUC 65 and service of Colorado Rapid Transit between Ft. Lupton and Denver and points in said area.

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

Report of the Examiner states that at the hearing, Pete Marcantonio, one of Transferors herein, appeared and testified in support of the application, stating PUC No. 872 has been continuously operated since granted by the Commission; that the consideration for transfer of said operating rights and certain equipment is the sum of \$4,000; that there are no outstanding unpaid operating obligations against said certificate.

Transferee herein also appeared and testified, stating he has ample and suitable equipment, sufficient net worth and operating experience with which to conduct said operation.

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

O R D E R

THE COMMISSION ORDERS:

That Pete Marcantonio and William Marcantonio, doing business as "Marcantonio Brothers," Frederick, Colorado, be, and they hereby are,

authorized to transfer all right, title, and interest in and to PUC No. 872 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Rudolph F. Carlson, doing business as "Tri-Area Truck Service," Dacono, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

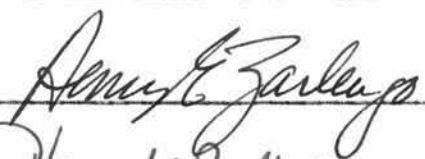
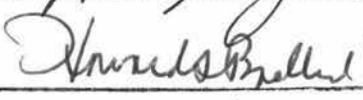

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 19th day of August, 1964.

Original

(Decision No. 63534)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GARNETT C. BENNETTS, ROUTE 2, BOX)
882, GOLDEN, COLORADO, FOR AUTHORITY) APPLICATION NO. 20571-PP-Extension
TO EXTEND OPERATIONS UNDER PERMIT)
NO. B-6475.)

August 19, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein is presently the owner and operator of Permit No. B-6475, authorizing operation as a private carrier by motor vehicle for hire, for the transportation of:

Sand, gravel, dirt, soil, clay, aggregate (except idealite), and broken or crushed rock, or stone, from mines, pits and supply points within a radius of twenty-five miles of Golden, Colorado, to points in Colorado east of the Continental Divide, for Denver Fire Clay Company, Robinson Brick & Tile Company, and Rocky Mountain Aggregate, Inc., only, or for their use, only.

By the above-styled application, Applicant seeks authority to extend operations under Permit No. B-6475, 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 one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-

surfacing materials to be restricted against the use of tank vehicles.

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

Report of the Examiner states that at the time and place designated for hearing, Applicant failed to appear, either in person or by representative. Thereupon, the files were made a part of the record and the matter was taken under advisement.

Report of the Examiner further states that from the files and other inquiry, it appears that Applicant will have ample and suitable equipment, sufficient net worth and operating experience with which to render his proposed extended service; that he is presently operating under Temporary Authority issued by this Commission.

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

O R D E R

THE COMMISSION ORDERS:

That Garnett C. Bennetts, Golden, Colorado, be, and he hereby is, authorized to extend operations under Permit No. B-6475, 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 one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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


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

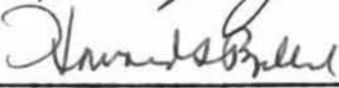
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

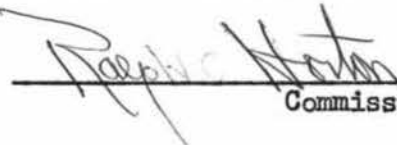
That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 19th day of August, 1964.

et

original

(Decision No. 63535)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EUGENE MARRONE, 1041 EAST 71ST)
AVENUE, DENVER, COLORADO, FOR AU-)
THORITY TO EXTEND OPERATIONS UNDER)
PERMIT NO. B-4729.)

APPLICATION NO. 20569-PP-
Extension

August 19, 1964

Appearances: Eugene Marrone, Denver,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant is presently the owner and operator of Permit No.
B-4729, authorizing transportation of:

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, within a radius of fifty miles of said pits and supply points, and for the transportation of sand, gravel, dirt, stone and refuse from and to building construction jobs to and from points within a radius of fifty miles of said jobs, excluding service in Boulder, Clear Creek and Gilpin Counties; and coal from mines in the northern Colorado coal fields to Denver; to Valmont Plant of Public Service Company located near Boulder; Great Western Sugar Co., and Kurer-Empson Company Plants within a fifty-mile radius of Boulder, and to Rocky Mountain Arsenal northeast of Denver, Colorado. Dec. #61562: EXTENDED: To include the right to transport Idealite, from Idealite Plant, on Rocky Flats Road, also known as Colorado Highway No. 93, to processing plants within a radius of fifty miles of said Idealite Plant, for Spratlen Materials, Inc., only, 3200 Brighton Boulevard, Denver, Colorado.

By the above-styled application, said permit-holder seeks authority to extend operations under Permit No. B-4729, 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 one hundred miles of said

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

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed extended service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that there is a need for Applicant's proposed extended transportation services; that Applicant will have sufficient equipment and experience to properly carry on said proposed extended operation; that Applicant's financial standing is established to the satisfaction of the

Commission; that it does not appear that Applicant's proposed extended operation will impair the efficient public service of any authorized common carrier adequately serving the same territory, over the same general highway route, or routes; that granting the authority, as provided in the following Order, will be in the public interest, and such authority should be granted.

O R D E R

THE COMMISSION ORDERS:

That Eugene Marrone, Denver, Colorado, be, and he hereby is, authorized to extend operations under Permit No. B-4729, 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 one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

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


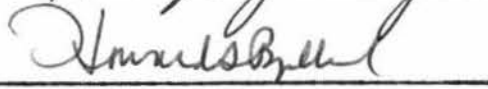
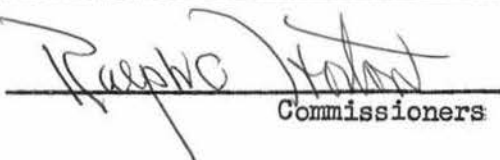
terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 19th day of August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE VARIOUS CHANGES IN RATES, RULES
AND REGULATIONS IN THE COLORADO
MOTOR CARRIERS' ASSOCIATION, AGENT,
LOCAL AND JOINT FREIGHT TARIFF NO.
12-A, COLORADO PUC NO. 11

CASE NO. 1585

August 27, 1964

STATEMENT

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 published to become effective September 7, 1964, as set forth herein.

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.

One change is the elimination of a footnote pertaining to Item No. 490, 9th Revised Page No. 73, Exceptions to Ratings of The Governing Classification, on paper and paper articles, reading, --

"NOTE: The Class 55 rating provided in this item will apply only on articles in the National Motor Freight Classification carrying an LTL* rating of Class 85 or lower when movement is via the Larson Transportation Company or the Rio Grande Motor Way, Inc."

The conflict existing between the notes published in the item are thereby removed.

Item No. 1410, candy, in bars, sticks or drops, etc., 13th Revised Page No. 197, is being amended for the account of North Eastern

Motor Freight, Inc., by the addition of "sauces or toppings, ice cream or desert, NOI,* liquid or paste." The change results in a reduction in the rates for these commodities moving from Denver to Sterling, Colorado and other points. The sauces or toppings, etc., are rated Class 60 whereas the other commodities in the item are rated 65. According to the tariff publishing agent, there is a substantial movement of these commodities and the shippers feel that they should not be required to pay a higher rate thereon than is being paid on the higher classed items.

Item 1760, film, motion picture, exposed, black and white or color, in boxes, between Denver and Estes Park, Colorado, proposes a rate of \$2.05 per 100 pounds for the account of Miller Brothers, Inc.

The present classification is Class 200 with the resulting rate being \$4.00 per 100 pounds. The rate of \$2.05 is the present class 100 rate. The carrier represents that the proposed rate produces sufficient revenue to cover its costs of operation and return some profit.

F I N D I N G S

THE COMMISSION FINDS:

That the changes set forth in the statement hereof, appear to represent just, fair and reasonable rates and charges and should be authorized and an order entered prescribing said changes.

O R D E R

THE COMMISSION ORDERS, That:

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

*LTL denotes less-than-truckload
NOI denotes not otherwise indexed. 2 -

2. The rates, rules, regulations and provisions as set forth herein shall be the prescribed rates, rules, regulations and provisions of the Commission.

3. All motor vehicle common carriers who are affected by the changes prescribed herein shall publish or cause to be published tariffs reflecting the changes prescribed herein.

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

5. On and after September 7, 1964, all affected motor vehicle common carriers shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein prescribed, provided that call and demand motor vehicle common carriers shall be subject to the penalty rule of twenty (20) per cent.

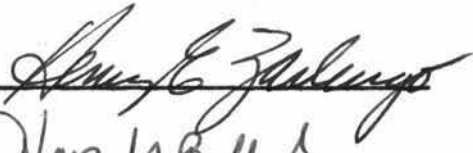
6. On and after September 7, 1964, all private carriers by motor vehicle operating in competition with any motor vehicle common carrier, affected by this order, shall cease and desist from demanding, charging and collecting rates and charges which shall be less than those herein prescribed, provided that Class "B" private carriers shall be subject to the penalty rule of twenty (20) per cent.

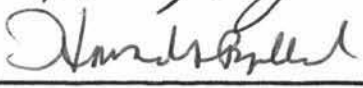
7. This order shall not be construed so as to compel a private carrier by motor vehicle to be or become a motor vehicle common carrier or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

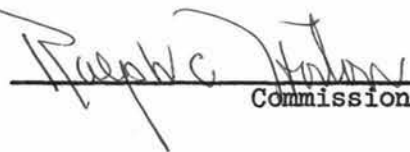
8. The order entered in Case No. 1585 on February 5, 1936, as since amended, shall continue in force and effect until further order of the Commission.

9. This order shall become effective forthwith.
10. Jurisdiction is retained to make such further orders as may be necessary and proper.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado this 27th
day of August, 1964

v/

Original

(Decision No. 63537)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
JESSE ALEX BERNAL, 2329 WEST UINTAH,)
COLORADO SPRINGS, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 20585-PP

August 20, 1964

Appearances: Jesse Alex Bernal, Colorado
Springs, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

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

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Jesse Alex Bernal, Colorado Springs, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply

points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

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

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964

et

Original

(Decision No. 63538)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
OWENS MC KINLEY, CHANCELLOR'S)
TRAILER PARK, FOUNTAIN, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 20586-PP

August 20, 1964

Appearances: Owens McKinley, Fountain,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner

transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Owens McKinley, Fountain, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points

in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

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

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964

et

Original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
DONALD R. ISHAM, 926 NORTH ROYER,)
COLORADO SPRINGS, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 20587-PP

August 20, 1964

Appearances: Donald R. Isham, Colorado Springs,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner

transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Donald R. Isham, Colorado Springs, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points,

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

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

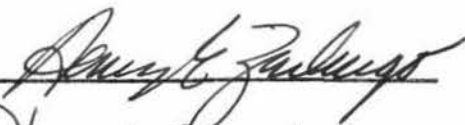
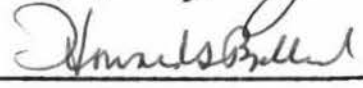
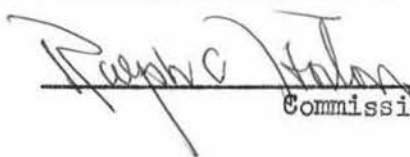
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

et

Original

(Decision No. 63540)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
JOE E. CLARK, 212 MORNINGSIDE DRIVE,)
SECURITY, COLORADO SPRINGS, COLO-)
RADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20588-PP

August 20, 1964

Appearances: Joe E. Clark, Colorado Springs,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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, 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, transportation of road-surfacing materials restricted against the use of tank vehicles.

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner

transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Joe E. Clark, Colorado Springs, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction

jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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


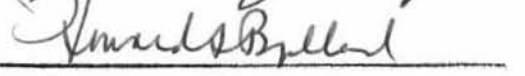
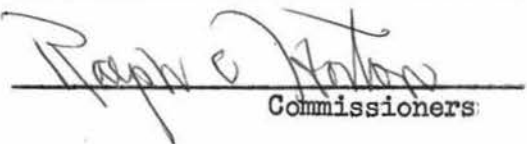
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

et

Original

(Decision No. 63541)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM G. PARNELL, 3 HOPI DRIVE,)
SECURITY, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20657-PP

August 19, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Applicant herein sought 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, 532 State Services Building, Denver, Colorado, August 21, 1964, at two o'clock P. M., due notice thereof being forwarded to all parties in interest.

The Commission is now in receipt of a communication from Applicant herein, stating he no longer desires to prosecute said application, and requesting dismissal thereof.

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

O R D E R

THE COMMISSION ORDERS:

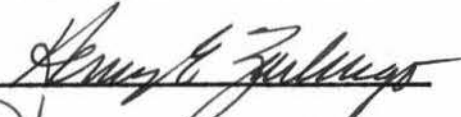
That hearing of Application No. 20657-PP, presently set for two o'clock P. M., August 21, 1964, at Denver, Colorado, be, and the same hereby is vacated.

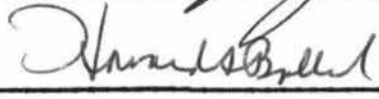
That said Application No. 20657-PP be, and the same hereby is,

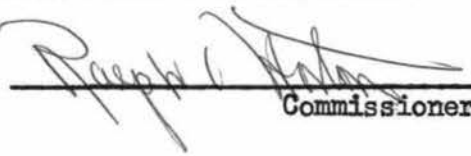
dismissed, upon request of Applicant herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 19th day of August, 1964.

et

Original

(Decision No. 63542)

BEFORE THE PUBLIC UTILITIES OF COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
SAM ROTH, BOX 49, LA SALLE, COLO-)
RADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20600-PP

August 20, 1964

Appearances: Sam Roth, LaSalle,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of seventy-five miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of seventy-five 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 seventy-five miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of seventy-five miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles; fertilizer, from feed lots situated in the Counties of Weld, Adams, and Larimer, Colorado, to points within a seventy-five mile radius of point of operation.

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

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who has requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Sam Roth, LaSalle, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of seventy-five miles of said pits

and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of seventy-five 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 seventy-five miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of seventy-five miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; fertilizer, from feed lots situated in the Counties of Weld, Adams, and Larimer, Colorado, to points within a seventy-five mile radius of point of operation; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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


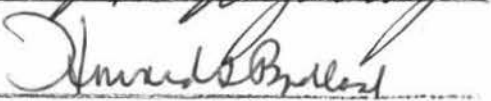
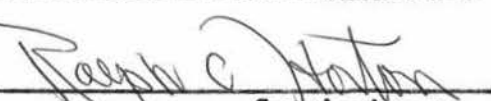
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
ARNOLD SEIDLER, 2208 2ND STREET,)
GREELEY, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20599-PP

August 20, 1964

Appearances: Arnold Seidler, Greeley,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner transmitted to the Commission the record and exhibits of said pro-

ceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Arnold Seidler, Greeley, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small

construction jobs, within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

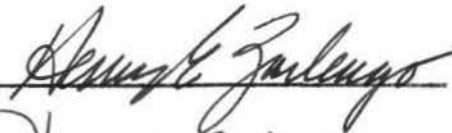
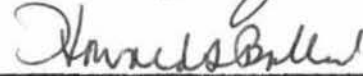
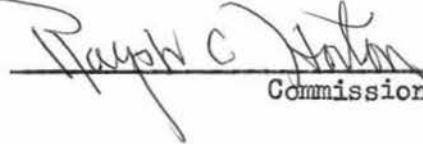
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

et

Original

(Decision No. 63544)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
FLOYD CARMON ARDREY, CHEYENNE WELLS,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE,)

APPLICATION NO. 20589-PP

August 20, 1964

Appearances: Floyd Carmon Ardrey, Cheyenne
Wells, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner

transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Floyd Carmon Ardrey, Cheyenne Wells, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of one hundred miles of said pits and supply points; sand and gravel, from pits and

supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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


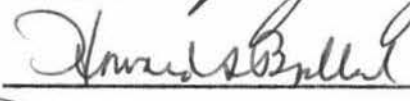
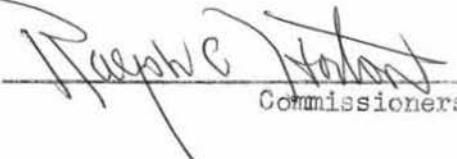
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
MARVIN LEY, 1804 CHERRY AVENUE,)
GREELEY, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20604-PP

August 21, 1964

Appearances: Herbert M. Boyle, Esq., Denver,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, as amended at the hearing, Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of farm products, farm produce, beet pulp, beet tops, ensilage, hay pellets, and beet pulp pellets, excluding, however, transportation of livestock, between points within a radius of seventy-five miles of Greeley, Colorado, including Greeley, Colorado, and into and out of all points in Weld County, Colorado, from and to all points within the State of Colorado.

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

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

if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Marvin Ley, Greeley, Colorado, be, and he hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of farm products, farm produce, beet pulp, beet tops, ensilage, hay pellets, and beet pulp pellets, excluding, however, transportation of livestock, between points within a radius of seventy-five miles of Greeley, Colorado, including Greeley, Colorado, and into and out of all points in Weld County, Colorado, from and to all points within the State of Colorado; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

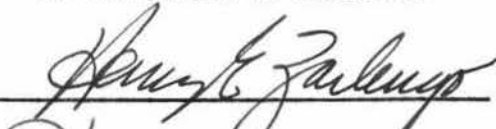
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

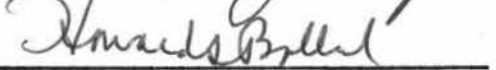
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

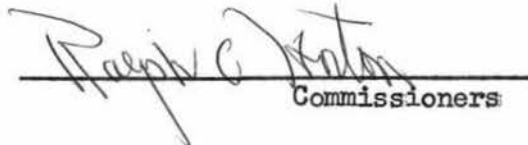
That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

et

Original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF
HAROLD D. KENNEDY, 850 EAST 7TH
STREET, LOVELAND, COLORADO, FOR A
CLASS "B" PERMIT TO OPERATE AS A
PRIVATE CARRIER BY MOTOR VEHICLE FOR
HIRE. }

APPLICATION NO. 20605-PP

August 21, 1964

Appearances: Harold D. Kennedy, Loveland,
Colorado, pro se;
Leslie R. Kehl, Esq., Denver,
Colorado, for Ward Transport,
Inc., Ruan Transport Corpora-
tion, Consolidated Freightways
Corporation of Delaware.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, as amended at the hearing, Applicant herein seeks authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of 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 seventy-five miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of seventy-five 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 seventy-five miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of seventy-five miles of said pits and supply points, transportation of road-surfacing materials to be restricted against the use of tank vehicles.

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

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Harold D. Kennedy, Loveland, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-

surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of seventy-five miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of seventy-five 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 seventy-five miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of seventy-five miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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


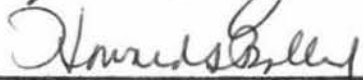
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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


That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 21st day of August, 1964.



original

(Decision No. 63547)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
RUSSELL F. COLE, DOING BUSINESS AS)
"COLE TRUCKING," LONGMONT, COLO-)
RADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20617-PP

August 21, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

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

Report of the Examiner states that at the time and place designated for hearing, Applicant failed to appear, either in person or by representative. Thereupon, the files were made a part of the

record, and the matter was taken under advisement.

Report of the Examiner further states that Applicant is presently operating under Temporary Authority heretofore issued by the Commission; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Russell F. Cole, doing business as "Cole Trucking," Longmont, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of fifty miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty miles of said jobs; insulrock,

from pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

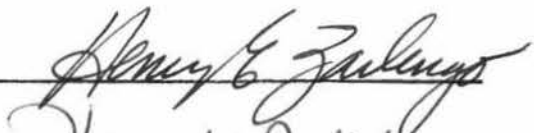
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

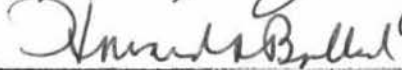
That the right of Applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

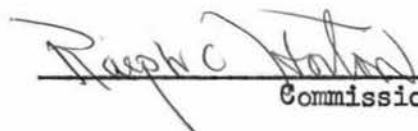
That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964.

et

Original

(Decision No. 63548)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
MICHAEL O'MERA, 252 HIGH STREET,)
LYONS, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20618-PP

August 21, 1964

Appearances: Michael O'Mera, Lyons,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner

transmitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Applicant herein appeared and testified in support of his application, stating if authority herein sought is granted, he will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested his proposed service; that he has ample and suitable equipment, sufficient net worth and operating experience with which to render said service.

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

O R D E R

THE COMMISSION ORDERS:

That Michael O'Mera, Lyons, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of one hundred miles of said pits and supply points; sand and gravel, from pits and supply points in the

State of Colorado, to railroad loading points, and to home and small construction jobs within a radius of one hundred miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of one hundred miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred miles of said pits and supply points, transportation of road-surfacing materials being restricted against the use of tank vehicles; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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

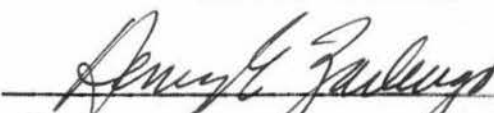
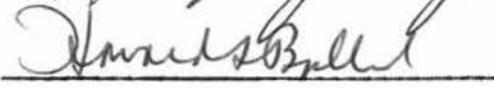
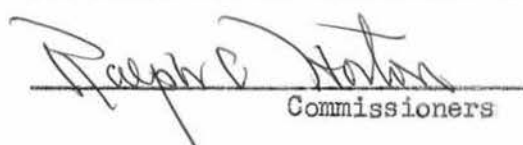
That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 August, 1964

et.

original

(Decision No. 63549)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
LESLIE K. FARMER, BLUE RIVER ROUTE,)	
DILLON, COLORADO, FOR AUTHORITY TO)	
TRANSFER PUC NO. 5318 TO F. E. MC)	<u>APPLICATION NO. 20661-Transfer</u>
HENRY AND W. H. JOHNSTON, DOING)	
BUSINESS AS "SUMMIT DISPOSAL,")	
MONTEZUMA ROUTE, DILLON, COLORADO.)	

August 21, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Leslie K. Farmer, Dillon, Colorado, owner and operator of PUC No. 4318, seeks authority to transfer said operating rights to F. E. McHenry and W. H. Johnston, doing business as "Summit Disposal," Dillon, Colorado, said PUC No. 5318 being the right to operate as a common carrier by motor vehicle for hire, for the transportation of:

ashes, trash, and other waste materials, between points in all of Summit County, Colorado.

Inasmuch as the files of the Commission and the application herein show said certificate is in good standing; that there are no outstanding unpaid operating obligations against said certificate; that transferees, pecuniarily and otherwise, are qualified to carry on the operation, and it does not appear that any useful purpose would be served by setting said matter 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.

O R D E R

THE COMMISSION ORDERS:

That Leslie K. Farmer, Dillon, Colorado, be, and he hereby is, authorized to transfer all right, title, and interest in and to PUC No. 5318 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to F. E. McHenry and W. H. Johnston, doing business as "Summit Disposal," Dillon, Colorado, subject to encumbrances against said certificate, if any, approved by this Commission.


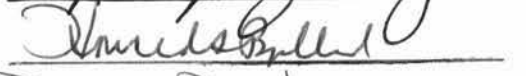
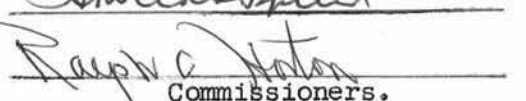
That said transfer shall become effective only if and when, but not before, said transferor and transferees, in writing, have advised the Commission that said certificate has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements 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 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 August, 1964.
mls

original -

(Decision No. 63550)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DONALD M. SIMON, 3837 COOK STREET,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PERMIT NO. B-6142 TO)
CHARLES COMER, 2875 DAHLIA STREET,)
DENVER, COLORADO.)

APPLICATION NO. 20374-PP-Transfer
SUPPLEMENTAL ORDER

August 21, 1964

Appearances: Charles Comer, Denver,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On May 22, 1964, the Commission entered its Decision No. 63004, authorizing transfer of Permit No. B-6142 from Donald M. Simon, Denver, Colorado, to Charles Comer, Denver, Colorado.

Transferee has failed to comply with requirements set forth in said Decision No. 63004, viz., has failed to file tariff.

The Commission states and finds that inasmuch as transferee has not complied with requirements set forth in Decision No. 63004, authority granted thereby should be revoked, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:


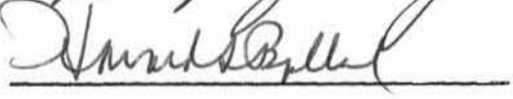

That authority to transfer Permit No. B-6142 from Donald M. Simon, Denver, Colorado, to Charles Comer, Denver, Colorado, granted by Decision No. 63004, of date May 22, 1964, be, and the same hereby is set aside, vacated, and held for naught.

That the Secretary of the Commission is hereby directed to changed the records of the Commission to show Donald M. Simon, Denver,

Colorado, to be the owner of said Permit No. B-6142.

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 August, 1964.

mls

original

(Decision No. 63551)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GREELEY GAS COMPANY, 1930 SHERMAN)
STREET, DENVER, COLORADO, FOR AN)
ORDER AUTHORIZING IT TO FILE AND)
PLACE INTO EFFECT NEW AND REVISED)
SCHEDULE OF RATES FOR SALE OF)
NATURAL GAS IN ITS WELD COUNTY, COLO-)
RADO, SERVICE AREA.)

APPLICATION NO. 20373

August 21, 1964

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

S T A T E M E N T

By the Commission:

The above-entitled application was filed with this Commission on April 16, 1964. Greeley Gas Company (Greeley Gas or Applicant) by this filing seeks approval of this Commission to place into effect new and revised rates for gas service in its Weld County service area which would increase the rates on an annual basis to the firm gas customers in said area approximately \$146,000, based on the year 1963.

The Commission set the matter for hearing, after due notice to all interested parties, in the City Council Chamber, in the City Hall, in Greeley, Colorado, on Wednesday, June 10 and Thursday, June 11, 1964. At said time and place, Applicant put on its case in chief. The application was set for continued hearing, after notice to inter-

ested parties, in the Commission's Hearing Room, 532 State Services Building, Denver, Colorado, on July 22, 1964, and the hearing was concluded on July 23, 1964. At the conclusion of the hearing in Denver, the Commission took the matter under advisement.

The Commission received one letter in protest to the increased rates, but no one appeared at the hearing in opposition to the proposed increase.

Applicant is a Colorado corporation authorized to do business in said State, and is a public utility subject to the jurisdiction of this Commission. Applicant renders gas service in Colorado in and around Craig in Moffat County; in Canon City, and the surrounding area in Fremont County; in Meeker and surrounding area in Rio Blanco County; and in Weld County in and around the following Towns and Communities: Greeley, Eaton, Evans, La Salle, Ault, Garden City, Gilcrest, Hudson, Keenesburg, Lucerne, Pierce, Platteville, and Rose-dale. All of its operations in Colorado are subject to this Commission's jurisdiction. Applicant also operates in the States of Kansas and Minnesota.

The certified copies of Applicant's Articles of Incorporation, together with all amendments thereto, are presently on file with this Commission. Applicant's principal office is located at 1930 Sherman Street, Denver, Colorado, and it maintains branch offices in various towns and communities where it operates.

Applicant and the Staff of this Commission both presented testimony and exhibits regarding the proposed increase in rates. The test year is for the calendar period 1963 and since Applicant is requesting an increase in rates only in its Weld County service area, the rate base, income and expenses were considered separately from the other areas of service of the Company.

The evidence disclosed that as to its Weld County service area, Applicant has not had an increase in rates since 1950, except

as to adjustments to partially offset the increased cost of gas from its wholesale supplier. In August 1961, Greeley Gas filed a rate reduction for the Greeley area amounting to approximately \$100,000 annually.

The rates for firm gas service presently on file with the Commission divide the Weld County service area in two parts. One rate is for service to Greeley, Evans, La Salle, etc., while the other rate is for service in Gilcrest, Hudson and Keenesburg. Applicant obtains its gas at wholesale from the Colorado-Wyoming Gas Company for all of its service in Weld County. It proposes in the instant matter to make one uniform rate for firm gas service applicable in all its Weld County service area for residential, commercial or industrial purposes. No change is proposed for interruptible gas service.

RATE BASE

Applicant presented testimony and exhibits in support of a "year end" rate base while the staff of the Commission presented both "year end" and "average" rate base. In our discussion herein we will compare the exhibits on the basis of year end to set forth where the exhibits differ. The same elements were contained in the rate base exhibits, with the exception that the Staff has deducted from rate base one-half of the Advances in Aid of Construction and Investment Credit for the year 1962. As to the element, Plant in Service, the difference between the Staff and the Applicant had to do with the treatment of rental property. Greeley gas rents office space in a building that is owned by the stockholders of the Applicant. Applicant included this office building in the rate base in lieu of rent for said property. The Staff has calculated as rental of the office building the equivalent of a rate of return on the net plant used by Applicant in its utility operation. Assuming the same rate of return for both Applicant and the Staff, there would be no particular differ-

ence in the end result of the treatment by either party. Since the building is not owned by Applicant, we will accept the method used by the Staff as the rental for this property. We will allow herein as rent for the building the same rate of return on the net plant that Applicant will be permitted to earn on its rate base. There is one other difference between the Applicant and Staff in the plant account in that Applicant has deducted from its plant account the 3% investment credit for the year 1962. The Staff has reinstated as a part of the plant account the 3% investment credit, with subsequent treatment to be discussed hereafter. There is also a difference in prepayments between the Applicant and the Staff. Applicant has included 15 days of purchased gas cost in prepayments as an adjustment to bring into phase its billed revenues and gas costs. Applicant uses cyclical billing and there is a lag between revenues and cost of gas. However, by this adjustment the period of the test year as regards these items is for December 16, 1962, to December 15, 1963, instead of the calendar year 1963. By placing this cost of gas in prepayments, Applicant has increased the rate base by this amount.

The Staff has eliminated the fifteen days cost of gas from prepayments and has adjusted the revenues to correspond with actual cost of gas purchased in the test year 1963. The method employed by the Staff provides a closer correlation between income and expenses for the test year and we will adopt this method herein.

In computing cash working capital, Applicant has used forty-five days' expenses including cost of gas and excluding depreciation, with a credit to working capital of 50% of income and property taxes. The Staff used forty-five days' expenses excluding depreciation, but only fifteen days for the cost of gas with a credit to working capital allowance of one-half of property taxes. Testimony by the Applicant's witness was to the effect that there was only a fifteen day lag in regard to the payment of its purchase gas cost and its customer revenues.

We will adopt the method used by the Staff in the calculation of cash working capital. There was no difference in the exhibits as regards materials and supplies and plant under construction for the proposed year end rate base.

The difference in the reserve for depreciation is due to the Staff making adjustments for excluding rental property in the rate base and other small adjustments having to do with placing the 3% investment credit back in the plant account and adjusting the reserve accordingly.

There was no difference in the treatment of contributions in aid of construction or in the amount thereof. The Staff deducted from rate base one-half of the advances in aid of construction in the amount of \$51,563; investment credit in the amount of \$8,121; and \$18,178 of non-utility plant which had to do with merchandise and jobbing. The Staff deducted one-half of advances in aid of construction on the basis that an examination of the account revealed that for the past several years the Applicant has had the use of approximately one-half of the advances as this amount had not been refunded to the customer. In accordance with our policy of not allowing a company to earn a return on customer money, we will deduct one-half of the advances in aid of construction. The investment credit which has to do with the calculation and payment of Federal income taxes under the Internal Revenue Code of 1962 has been handled differently book-wise herein between the parties. As has been stated, the Staff has placed in the plant accounts the amount of investment credit taken by the Applicant for the year 1962 in order to reflect the correct original cost of plant, but in turn deducted from the rate base the investment credit as it pertains to the year 1962. The deduction of investment credit for the year 1962 was advocated by the Staff on the basis that this money, in effect, was a "contribution" and therefore

the Applicant should not be permitted to earn on it. The Applicant did not include any of the investment credit in rate base having deducted the amounts for the years 1962 and 1963 from its plant accounts for Federal Income Tax purposes. The Applicant has elected to use a "cost reduction accounting method" which reduces the plant account and then over the life of the plant involved credits annually to income the tax savings. This Commission has not ruled for accounting purposes how this investment credit should be handled and in rate cases to date, since the passage of the law in 1962 we have made individual judgments with respects to the matter as it pertains to rate making. It will be noted that this law was amended and it is no longer mandatory for Applicant to deduct the 3% investment credit from its plant account in calculating its Federal Income Taxes. Because of the amendment of this law, we do not feel that the testimony given in Application No. 19863 of Applicant and submitted herein as Exhibits J-1, J-2 and K-1 and K-2 is applicable. Again, on the theory that the investment tax credit was not supplied by investors of Applicant, but is, in effect, a "contribution", we will deduct from the rate base the investment credit as shown by the Staff.

Set out below is a tabulation comparing the exhibits of Applicant and the Staff and also showing the average rate base for the test year.

	<u>RATE BASE</u> <u>TEST YEAR</u>		
	Company Ex. No. C Year End	Staff Ex. No. 5 Year End	Staff Ex. No. 5 Average
Plant in Service	\$2,924,511	\$2,720,506	\$2,624,092
Plant under Construction	*	1,464	4,567
Materials and Supplies	39,977	39,977	38,204
Prepayments	70,376	3,405	3,010
Cash Working Capital	100,866	68,406	68,406
Gross Rate Base	\$3,135,730	\$2,833,758	\$2,738,279
<u>Deductions</u>			
Reserve for Depreciation	\$ 589,592	\$ 580,409	\$ 564,063
Contribution in Aid of Constr.	6,773	6,773	5,696
Advances in Aid of Constr.	-	51,563	36,493
Investment Credit	-	8,121	8,121
Non-Utility Plant	-	18,178	18,464
Total Deductions	\$ 596,365	\$ 665,044	\$ 632,837
Rate Base	\$2,539,365	\$2,168,714	\$2,105,442

*Included in Plant in Service

We have already discussed in detail the elements of difference between the year end rate bases. The Applicant, in advocating year end rate base, has stressed "attrition." This Commission in other rate proceedings where the evidence justified it has used a year end rate base as an off-set to attrition. There is evidence in this record that Applicant has a higher average investment per customer at this time than it had in 1954. However, there is insufficient evidence in this record to sustain Applicant's position that it has suffered any ill effects because of attrition. Applicant has not shown that its rate of return has been adversely affected since 1954 in other than the test year. It has made one rate reduction during this interval which would contradict that it was suffering from attrition. Lacking proof that attrition is eroding Applicant's earnings, we believe there is no need herein to use the year end rate base. In our opinion, the average rate base more nearly represents the investment to serve the customers during the test year and should be used with the income and expenses for this period. Accordingly, we will accept the average rate base as set forth in Exhibit No. 5 herein in the amount of \$2,105,442 as being the proper investment for the Weld County service area of Applicant devoted to public use.

INCOME AND EXPENSES

Exhibits were submitted for the test year showing Income and Expenses of Applicant as they pertain to the Weld County service area. The actual figures unadjusted for the year 1963 reveal that Applicant had a net operating income of \$84,649, which when related to the average rate base previously determined, results in a rate of return of 4.02%. There was no difference between the Staff and Applicant in regard to the dollar amount of actual net operating income for the test year. Both parties, however, made adjustments in certain items of income and expenses for the test year. Both parties adjusted for normalization of weather based on the average degree days for a ten-year

period. However, the Staff also normalized for the amount of gas used in the test year for unbilled revenues and purchase gas cost which had to do, as previously mentioned, with adjusting the test year for the gas actually bought and sold in said period. As a result of this adjustment, the Staff increased the operating revenue more than Applicant for the test year as adjusted. Both adjusted the test year for known changes in salaries and wages and business contributions and there was no difference in regard to these items. The Applicant adjusted rent expense for the building owned by its stockholders and in lieu of rent placed the net investment of the rented building in rate base. As mentioned heretofore, Staff has allowed as rent expense, the equivalent rate of return on net rental property. The Staff adjusted certain tax and insurance items and also the rent on the office property in accordance with its method of presentation. Adjustments were also made by Applicant for depreciation expense as a result of placing the rented building in rate base, and the Staff made adjustments to eliminate depreciation accrued on the warehouse that was not used in utility service. The Staff also adjusted for the amortization for investment tax credit which had been credited to depreciation expense by Applicant. The Staff also credited to income the investment tax credit for the test year in the amount of \$7,021 to reflect the "flow through" treatment. In addition, Applicant adjusted its operating revenues for the test year to reflect a rate of return of 6.99% on year end rate base. The adjustments of net operating income by Applicant to reflect its 6.99% rate of return amounts to \$90,760. Applicant calculated its Federal Income Tax at the rate of 52% since it was based on the test year of 1963. The Staff in calculating Federal Income Taxes has used the effective rate of 50% since this is the tax rate beginning January 1, 1964, and would be the tax rate used by Applicant for the year 1964 during which period its proposed rates would become effective. We

will use the tax rate of 50% in determining the Federal income tax on a pro forma basis herein. Neither party adjusted for franchise taxes on a pro forma basis and there is insufficient evidence in the record in this regard to calculate any adjustment.

As we have stated, this Commission has not issued an accounting order for investment tax credit to the utilities under its jurisdiction. The method of handling this controversial subject herein is for rate making purposes in the instant matter. We have the benefit herein of Applicant's previous testimony which we have referred to in its Canon City rate case, and also the testimony adduced at the hearing. We are familiar with the arguments regarding "immediate flow through," "cost reduction method," and "service life flow through." On the record herein, we believe that "immediate flow through" should be used.

Applicant has added \$1,132,268 in net plant in its Weld County service area since 1954 and undoubtedly as long as Applicant is adding new customers, this should continue for the foreseeable future. Under the cost reduction method of accounting as used by Applicant and with plant being added yearly, Applicant would have the use of the savings due to the investment credit for the life of the property associated with the credit except for the relatively small annual credit to depreciation expense. The fact that Applicant reduced its plant account each year by the investment credit thereby reducing the rate base would only be significant if the gas rates were reduced annually to reflect the rate of return authorized on the reduced rate base. This, we maintain is not practical even if it were possible. Also, the change in the income tax law has relieved Applicant of the mandatory requirement of plant reduction for income tax purposes. "Flow through" will benefit the rate payer currently in the full amount of the credit rather than the prolonged incremental approach of Applicant. Set out herein are the results of the adjustments which we have discussed herein for the test year, without reflecting any increases in rates. These figures are taken

from Exhibit No. 1.

	Test Year Adjusted No Rate <u>Increase</u>
Operating revenues	\$1,736,200
Operating revenue deductions	
Gas purchased	991,734
Operating expenses	408,782
Maintenance expenses	55,518
Depreciation and Amortization	78,311
Taxes - Other	<u>86,845</u>
Total expenses	\$1,621,190
Operating income before income taxes	115,010
Taxes - income: Federal	10,174
Investment credit	(7,021)
Colorado	1,316
Total operating expenses	<u>\$1,625,659</u>
Net operating income	\$ 110,541

With the adjustments which we approve as reflected in the above figures, Applicant would have a rate of return on the average rate base previously determined of 5.25%. This rate of return is too low and we believe Applicant is entitled to an increase in rates to enable it to earn a fair rate of return.

RATE OF RETURN

The capitalization ratios of Applicant as of December 31, 1963, consist of 66.05% debt, 12.27% preferred stock, and 21.68% common equity, as shown on Applicant's Exhibit F. Staff Exhibit No. 6 has a slightly different capitalization, but there is no material difference between the two exhibits. The rates which Applicant has submitted herein for our approval would, according to Applicant, produce a rate of return of 6.99% on the year end rate base determined by Applicant. On the capital structure as shown on Exhibit F, 6.99% rate of return would yield 9.82% on the common equity. There was

testimony in the record by Applicant to the effect that it should be entitled to approximately 11 or 12% on its common equity.

Greeley Gas Company common stock is solely held by Mr. Gerald Schlessman and members of his family. There are two classes of common stock, one voting and one non-voting. All the voting stock is owned by Mr. Schlessman and members of his family. The non-voting stock is held by a corporation also controlled by the Schlessman family. The same individuals are officers and directors of the Greeley Gas Company. They control Greeley Gas and its policies and the setting of salaries for themselves as officers. Since Greeley Gas is relatively small, these officers perform many functions that in a larger company would be done by other personnel. However, since the salaries of these officers are, in effect, set by themselves, we believe there is a definite relationship between salaries they allot and the earnings on the common stock. Admitting for the sake of argument, that it is difficult to compare one company with another, it would still appear from the exhibits submitted herein that these officers are above average in salary. We do not mean by this that their salaries should necessarily be reduced, but, under the circumstances, we do not believe they are entitled to high salaries and a high rate of return on the common equity, which is another source of income to them from the rate payer. In 1958, the four members of the Schlessman family who are officers, directors and sole stockholders of Applicant received aggregate compensation in the amount of \$52,350, and this same compensation in 1963 amounted to \$81,700, an increase of \$29,350, or 56%. Allocating the \$29,359 to the Weld County service area amounts to \$11,400. If we assume that this difference in compensation were to flow through to earnings, after income taxes of 52.5%, there would be added to the earnings \$5,415, which would increase the rate of return on the average rate base from 6.50% to 6.76%. This would mean an increase in the rate on the common stock from 7.56% to

8.76%. Since we are not advocating a reduction in compensation, no deduction for income tax is involved and these individuals actually receive the \$11,400 annually from the Weld County service area rate payers and this is equivalent to an increase in the earnings on the common stock to 10%, based on the cost of capital as shown on Exhibit F. Using the cost of capital derived from the balance sheet, Exhibit A, the end of the test year, and as shown on Exhibit No. 6, the equivalent earnings on the common stock would be 11.1%.

We have already commented in Application No. 19863 on the high cost of debt to this Company and the high debt ratio. We also suggested therein that Applicant may wish to correct this situation prior to the issuance of debt securities at a future date. Having in mind all these facts, and weighing the interests not only of the stockholders, but also the rate payers, we believe that a rate of return of 6.5% is fair and reasonable. A rate of return of 6.50% on Applicant's capitalization ratio would yield 7.56% on the common equity. Exhibit No. 1 shows on a pro form basis the net operating income that Applicant would need to earn 6.50% on the average rate base previously determined. This amounts to \$136,854 and it will be necessary for Applicant to increase its annual operating revenues in the amount of \$63,155 on the test year adjusted to achieve this result. This will result in total annual operating revenues in the amount of \$1,799,355. We will authorize an increase in rates for Applicant in its Weld County service area in this amount.

F I N D I N G S

THE COMMISSION FINDS:

That Greeley Gas Company is a public utility subject to the jurisdiction of this Commission.

That the above Statement be made a part hereof by reference.

That the Commission is fully advised in the premises.

That the rates proposed by Applicant, as set forth in Exhibit D-1, as revised, being proposed rates for Applicant's Weld County service area, are unjust, unreasonable, discriminatory and should not be permitted to be filed.

That the average rate base of Greeley Gas Company, being the reasonable value of its gas properties presently devoted to public use in Weld County service area is \$2,105,422.

That the fair rate of return on said rate base is 6.50%.

That Greeley Gas Company, Inc., should be permitted to file new rate schedules for gas service in its Weld County service area increasing its annual operating revenues based on the test year as adjusted and normalized for weather in the amount of \$63,155, resulting in total annual operating revenues in the amount of \$1,799,355.


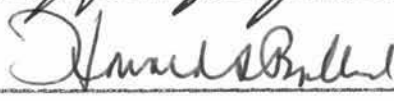

O R D E R

THE COMMISSION ORDERS:

That Greeley Gas Company be, and it hereby is, permitted to file a new schedule of rates for its Weld County service area within ten (10) days from the effective date of this Order, to become effective on not less than seven (7) days' notice after filing with the Commission, increasing its rate for gas service in the amount of \$63,155 on an annual basis.

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 August, 1964.
mls

original

(Decision No. 63552)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF	}	<u>PERMIT NO. M-14813</u>
JERROLD ELECTRONICS CORPORATION,		
15TH AND LEHIGH, PHILADELPHIA,		
PENNSYLVANIA.		

August 21, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

On July 23, 1964, the Commission entered its Decision No. 63303, cancelling the above-styled permit, it being the impression of the Commission that said permit-holder desired cancellation thereof.

It now appears that Jerrold Electronics Corporation still desires to operate under said Permit No. M-14813.

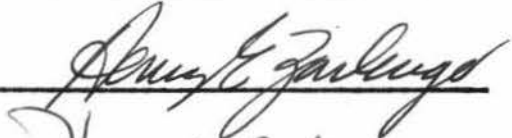
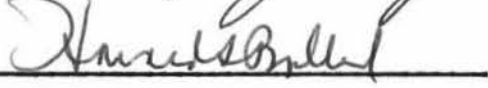
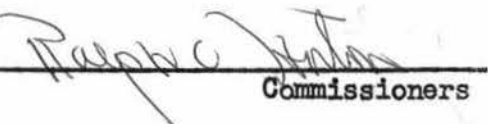
The Commission states and finds that Permit No. M-14813 should be reinstated, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Permit No. M-14813, be, and the same hereby is, reinstated, nunc pro tunc, as of June 29, 1964, Decision No. 63303, of date July 23, 1964, 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 August, 1964.

et.

original

(Decision No. 63553)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE MOTOR VEHICLE OPERATIONS OF)	
H & H TRUCK LINES, INC., DOING)	
BUSINESS AS "REEVES TRUCKING,")	PERMIT NO. B-610
BOX 793, FORT MORGAN, COLORADO.)	<u>PERMIT NO. B-610-I</u>

August 21, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

The Commission is in receipt of a communication from Eby & Reddin, Attorneys for the above-styled permit-holder, stating H & H Truck Lines, Inc., has changed its corporate name to "Reeves Trucking Company," and requesting the records of the Commission be changed so to show.

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

O R D E R

THE COMMISSION ORDERS:

That the Secretary of the Commission is hereby directed to change the records of the Commission to show Permits Nos. B-610 and B-610-I to be owned and operated by:

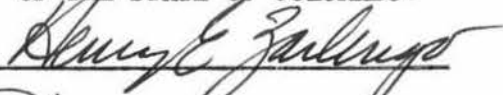
"Reeves Trucking Company,"

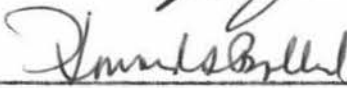
in lieu of:

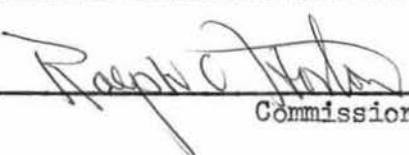
"H & H Truck Lines, Inc.,
doing business as
'Reeves Trucking.'"

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 August, 1964.

et

Original

(Decision No. 63554)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROCKY MOUNTAIN HELICOPTERS, INC.,)
WEST 120TH AVENUE AT KIPLING)
STREET, BROOMFIELD, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A)
COMMON CARRIER, BY ROTOCRAFT.)

APPLICATION NO. 18874
SUPPLEMENTAL ORDER

August 24, 1964

Appearances: Richard D. Hall, Esq.,
Denver, Colorado, for
Applicant;
Ray Wilson, Denver,
Colorado, for the Staff
of the Commission.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On March 26, 1962, the Commission entered its Decision No. 58254, granting certificate of public convenience and necessity to Applicant herein, authorizing operation as a common carrier, by rotocraft.

The Commission has now been advised by Applicant that it no longer desires to operate under said authority, and cancellation thereof is requested.

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

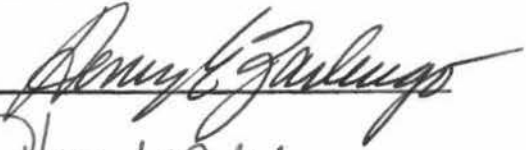
O R D E R

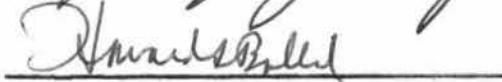
THE COMMISSION ORDERS:

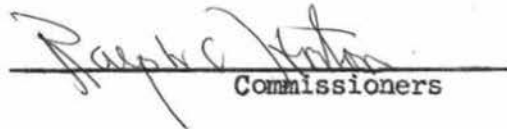
That operating rights granted to Rocky Mountain Helicopters, Inc., by Decision No. 58254, of date March 26, 1962, in the above-styled application, be, and the same hereby are, revoked, upon request of Applicant herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 24th day of August, 1964.

et.

Original

(Decision No. 63555)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ELWYN FOX AND VIVIAN FOX, 153 MC)
KINLEY, FORT LUPTON, COLORADO, FOR)
AUTHORITY TO EXTEND OPERATIONS UNDER)
PERMIT NO. B-6528.)

APPLICATION NO. 20602-PP-Extension

August 24, 1964

Appearances; Elwyn Fox, Fort Lupton,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicants herein are presently the owners and operators of Permit No. 6528, authorizing operation as a private carrier by motor vehicle for hire, for the transportation of:

hay and bulk feed, from point to point within a radius of fifty miles of Ione, Colorado, for Cannon Land Company Feed Lot, at Ione, Colorado, only.

By the above-styled application, said permit holders seek authority to extend operations under Permit No. B-6528, to include the right to transport farm produce, excluding livestock, from point to point within a radius of seventy-five miles of Ione, Colorado, excluding service south of Highway No. 36.

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

Report of the Examiner states that at the hearing, Elwyn Fox appeared and testified in support of said application, stating that if authority herein sought is granted, Applicants will enter into special carriage contracts to provide needed and specialized service for certain shippers who have requested Applicants' proposed extended service; that Applicants have ample and suitable equipment, sufficient net worth and operating experience with which to render said proposed extended service.

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

O R D E R
- - - - -

THE COMMISSION ORDERS:

That Elwyn Fox and Vivian Fox, Fort Lupton, Colorado, be, and hereby are, authorized to extend operations under Permit Bo. B-6528, to include the right to transport farm produce, excluding livestock, from point to point within a radius of seventy-five miles of Ione, Colorado, excluding service south of Highway No. 36; and this ORDER shall be deemed to be, and be, a PERMIT therefor.

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


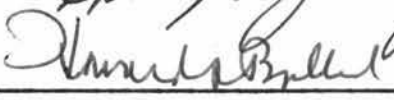

That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, copies of all special contracts or memoranda of their terms, the necessary tariffs, required insurance, and has secured authority sheets.

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

That Applicant shall not be required to file a C.O.D. bond with this Commission, as required by Rule 25 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle.

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 24th day of August, 1964

et

Original

IN THE MATTER OF THE APPLICATION OF)
HOME LIGHT AND POWER COMPANY,)
810 NINTH STREET, GREELEY, COLORADO,)
FOR AN ORDER AUTHORIZING IT TO ISSUE)
A MAXIMUM OF 6,908 SHARES OF ITS COM-)
MON STOCK TO BE PAID AS A 10% STOCK)
DIVIDEND)
-----)

APPLICATION NO. 20670
Securities

S T A T E M E N T

By the Commission:

Upon consideration of the application filed August 20, 1964,
by Home Light and 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 September 1, 1964,
at 11:00 o'clock A. M., 532 State Services Building, Denver, Colorado,
respecting matters involved and issues presented in the proceeding. Any
interested municipality or any representative of interested consumers or
security holders of applicant corporation, and any other person whose
participation herein is in the public interest, may intervene in said
proceeding. Intervention petitions should be filed with the Commission
on or before August 26, 1964, and should set forth the grounds of the pro-
posed intervention and the position and interest of the petitioners, in
the proceeding and must be subscribed by interveners.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

August Zarbano
Thomas Bell
Ralph C. Watson
Commissioners

Dated at Denver, Colorado,
this 21st day of August, 1964.

original

(Decision No. 63557)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DEAN RESLER, 121 EAST FLETCHER,)
HAXTUN, COLORADO, FOR AUTHORITY TO)
TRANSFER PERMIT NO. A-587 AND PER-) APPLICATION NO. 20344-PP-Transfer
MIT NO. A-587-I TO CURNOW TRANSPORT-)
ATION COMPANY, INC., 3445 FOX STREET,)
DENVER, COLORADO.)

August 24, 1964

Appearances: Martin A. Kane, Esq., Denver,
Colorado, for Dean Resler
and Curnow Transportation
Company, Inc.;
A. J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for North-
eastern Motor Freight, Inc.

STATEMENT AND FINDINGS

By the Commission:

By the above-styled application, filed with the Commission on February 20, 1964, Dean Resler, owner of Permit No. A-587 and Permit No. A-587-I (jointly referred to as Permit No. A-587 and I), seeks authority to transfer said operating rights to Curnow Transportation Company, Inc., said Permits Nos. 587 and I being the right to operate as a private carrier by motor vehicle for hire for:

transportation of freight, between Holyoke and Denver and intermediate points, via U. S. Highway No. 85 and via short-cut over Colorado Highway No. 81;

transportation of cement and plaster products and household furniture, between Haxtun, Colorado, on the one hand, and points and places in Fort Collins, Colorado, and a five-mile radius of Fort Collins, Colorado, and points and places in Loveland, Colorado, and a five-mile radius of Loveland, Colorado, on the other hand.

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;

and subject to the restriction that permittee shall have only one office for operation and solicitation of business under Permit No. A-587, said office to be in Haxtun, Colorado.

A protest to the transfer application was filed by Northeastern Motor Freight, Inc., on April 9, 1964.

Said application, pursuant to prior setting and after appropriate notice to all parties in interest, was heard at the hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, on August 7th and 12th, 1964, and at the conclusion thereof, the matter was taken under advisement.

At the hearing, Dean Resler and Edward Martin, President of Curnow Transportation Company, Inc., testified in support of the transfer and Bob Haase, General Manager of Northeastern Motor Freight, Inc., testified in support of the Protest. The transferor and transferee submitted in evidence three exhibits, No. 1 being a financial statement of Dean Resler, No. 2 being a copy of Commission Decision No. 54340, and No. 3 being a financial statement of Curnow Transportation Company, Inc. Protestant submitted in evidence ten exhibits, as follows:

- A. Decision of the Logan County District Court in Civil Action No. 9887.
- B. Order and Decision in Contempt of the Logan County District Court in Civil Action No. 9887.
- C. to G. Photographs.
- H. Resler Consignee Memo No. 4257, dated 3-16-64.
- I. Resler Consignee Memo No. 7653, dated 5-1-64.
- J. Resler Consignee Memo No. 120365, dated 6-17-63.

At the request of the transferor, the Commission took official notice of (1) the 1964 customer list filed by the transferee under temporary

authority to operate Permit No. A-587 and I, (2) the temporary authority issued to the transferee on February 20, 1964, and (3) the authority granted under Permit No. A-587 and I, all with the provision that in the event of an appeal, transferor would furnish copies for the record. At the request of Protestant, the Commission took official notice of the 1963 Customer List filed by Dean Resler under Permit No. A-587 and I, with the provision that in the event of appeal, protestant would furnish copies for the record. The Commission also took officieal notice, on its own motion, of its Decisions Nos. 54405 and 60792.

After all parties had concluded the introduction of evidence, Protestant moved the Commission to institute an investigation by the Commission Staff of the operations of Resler and Curnow, to issue a notice to show cause as to alleged violations to Resler and Curnow, and to stay the permit transfer proceeding pending determination of such matters. The motion was denied.

Permit No. A-587 was originally issued by the Commission without hearing over the counter to H. E. Robbins on January 2, 1934. The permit authorized the transportation of freight between Holyoke and Denver and intermediate points over U. S. 85 and via shortcut over Colorado 81. The permit was transferred to R. L. Scott November 15, 1934. On February 17, 1949, the Commission, in Decision No. 32184, authorized Scott "to extend operations under Permit No. 587 to include the right to transport cement and plaster products and household furniture, between Haxtun, Colorado, on the one hand, and points and places in Fort Collins, Colorado, and a five mile radius of Fort Collins, Colorado, and points and places in Loveland, Colorado, and a five mile radius of Loveland, Colorado, on the other hand." On January 24, 1956, in Decision No. 45233, the Commission authorized R. L. Scott to transfer Permit No. A-587 to Dean Resler. The consideration

for such transfer was \$3,000.00. Northeastern Motor Freight, Inc., appeared as a protestant in said transfer proceeding. The Commission said, inter alia:

"The record discloses that applicant acquired this permit in 1936, with his office located in Haxtun, Colorado. . . ."

"Protestants, by their cross-examination, seem to be fearful that this transfer would place a new competitor in the field. This might be possible with an aggressive operator who could establish an office in either Denver, Sterling, or other large towns on his route. The Commission feels that we should not alter or change the transportation service offered by transfer or by this transfer. A review of the records, files, and evidence discloses that this operation has been primarily a service for applicant's customers located on U. S. Highway No. 6 between Sterling and Holyoke, and with the majority of his customers located at Haxtun. This is clearly indicated by our Decision No. 32184, wherein he was confined to Haxtun. The Commission therefore finds that if this transfer is permitted, transferee should be restricted in this permit to an office for the solicitation of business to Haxtun, Colorado."

The Commission then authorized the transfer, subject, however, to the stated restriction "that transferee shall have only one office for operation and solicitation of business under the authority herein authorized to be transferred, said office to be in Haxtun, Colorado."

On April 3, 1961, the interstate authority provision was added to Permit No. A-587, and the joint authorities are now referred to as Permit No. A-587 and I.

The permit here in question is a permit issued by the Commission under the provisions of Article 11, Chapter 115 of the 1953 Colorado Revised Statutes, entitled Private Motor Carriers, and carriers operating under such permits are referred to as private carriers, or contract carriers. Common carriers serve, and are obligated to serve, the general public. Private or contract carriers serve only under contract and have no obligation to serve the general public. As the Colorado Supreme Court restated in the case of The Public Utilities Commis-

sion vs. Stanton Transportation Company, decided on November 4, 1963: "It is clear that the Legislature intended 'that the authorization of private carriers shall not be detrimental, within the limits of the law, to common carrier operators."

The Commission, in placing the Haxtun office restriction in the transfer order, obviously thought that such restriction would protect the common carrier, Northeastern, from aggressive competition from the private carrier. Resler, however, owned and operated other authorities from the Commission, which allowed him to maintain offices in other cities. The District Court in and for Logan County, On September 29, 1960, found, in Civil Order No. 9887 (Protestants Exhibit No. A), that Resler was operating Permit No. A-587 from his Sterling and Denver offices without any apparent reservation or restriction. The Court awarded damages to the Plaintiff, Northeastern, and entered an injunction against Resler. On December 22, 1961, the Court entered a contempt order (Protestant's Exhibit No. B) against Resler. The record is clear that Resler, after acquiring Permit No. A-587 in 1956, very effectively, and contrary to the intent of the Commission, converted operations under such permit from a small operation primarily serving the Haxtun area to a substantial motor carrier service, serving primarily the Denver-Fort Morgan-Brush-Sterling area, and entering into direct competition with the common carrier, Protestant herein, serving this area.

It is clear that the operations of Dean Resler under Permit No. A-587 have already substantially injured the protestant herein, as clearly shown by the decree of the Logan County District Court. It is equally clear that the approval of the proposed transfer to Curnow by this Commission would constitute an approval of the operation of such permit from Curnow's Denver office, and that the result of such operation would further affect the ability of the Protestant herein to render efficient service to the general public.

Curnow Transportation Company, Inc., is owned by Ed Martin, Ed Reilly and Mrs. Dean Resler. Mrs. Dean Resler is the wife of Dean Resler, the transferor herein, and she owns approximately 80% of the stock of Curnow. Curnow, in addition to operating Permit No. A-587 and I under temporary authority, also owns and operates Permit No. A-717, PUC No. 3439, and PUC No. 49. Curnow maintains its general office in Denver. Curnow leases a major portion of its carrier equipment from Dean Resler. As we have heretofore stated, this Commission, after receiving the application for the transfer of Permit No. A-587 and I from Dean Resler to Curnow, issued temporary authority on February 20, 1964, to Curnow, which temporary authority authorized Curnow, during the period of transfer, to operate under Permit No. A-587 and I.

The evidence was clear that Curnow was operating under Permit No. A-587 and I from its Denver office, and intended to continue so doing if the transfer were approved. The Haxtun office, as presently operated by Curnow, is a single room in a Texaco filling station, containing a desk and some files and staffed by a single employee. By no stretch of the imagination can such an installation be deemed to be the "one office for operation and solicitation of business" authorized by the Commission for the operation of Permit No. A-587 -- and to be specifically located by Commission order in Haxtun.

The effect of approving the transfer sought herein would be to remove the Haxtun office restriction placed in the order under which Permit No. A-587 was transferred to Dean Resler. Curnow is presently authorized under other Commission authorities to maintain an office in Denver. Such office is now being used for operation and solicitation of business under Permit No. A-587 and I, in violation of the previous Commission order.

In the Stanton case, hereinbefore referred to, the Colorado Supreme Court specifically held that the public interest is a matter properly to be considered by the Commission in transfer cases. We hold

that it is not in the public interest for the Commission to approve and authorize the application for transfer here under consideration. The application should be denied.


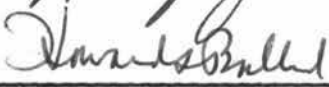

O R D E R

THE COMMISSION ORDERS:

That the application to transfer Permit No. A-587 and I from Dean Resler to the Curnow Transportation Company, Inc., 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 24th day of August, 1964.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE REDUCTION IN MINIMUM HOURLY
REQUIREMENTS FOR USE OF EQUIPMENT
AND RATES ON GRAIN AND/OR FEED,
ANIMAL OR POULTRY

CASE NO. 1585

August 20, 1964

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, on statutory notice, schedules stating new rates, rules and regulations and charges, scheduled to become effective August 26, 1964.

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.

The Colorado Motor Carriers' Association, Agent, Motor Freight Tariffs No. 13, Colorado PUC No. 12 (Heavy Hauling) and No. 14, Colorado PUC No. 13 (Farm Section) are being amended for the account of Orville Dunlap and Harold Ross Dunlap, d/b/a Orville Dunlap & Son.

In support of the changes Mr. Orville Dunlap states in a letter dated July 24, 1964, to the Association, - -

"There has become a great demand for moving tractors that move on their own power for short distances of sometimes less than one mile and a great many times not to exceed 5 miles. Charging these people a 2-hour minimum causes an excessive cost. By reducing the minimum to one hour reduces the cost to these people to where they can afford it and still gives us revenue of better than \$2.00 per mile."

By a letter dated August 10, 1964, Mr. Dunlap advises, --

"In our previous correspondence to Colorado Motor Carriers regarding the moving of tractors, we worded a part of this request wrong, instead of tractors that move on their own power this should read - that load on their own power."

Examples of the present rates are, --

Tractor and low-bed including driver - Min. 2 hours			
Lading not exceeding 15 tons	@ \$12 per hour		\$24.00
Lading exceeding 15 tons but not 20	@ \$15 " "		30.00
Lading exceeding 20 tons	@ \$20 " "		40.00

Item No. 1455, 5th Revised Page 102, Tariff 14, is amended to provide the following changes:

SECTION NO. 5			
Commodity Rates			
Rates are in cents per 100 pounds			
Commodity	From	To	Rates
Grain and/or feed, animal or poultry	Colorado Denver	Colorado Delta	
① In bulk, minimum weight 40,000 pounds	/ (R) Golden	Fruita / (A) (R) Grand Junction	① 50
② In bags, minimum weight 30,000 pounds (Orville Dunlap & Son)		Montrose Olathe	② 61

/ (R) Shipments may be stopped in transit, or the vehicle transporting such shipment may be respotted at destination or in transit to unload partially and the rate with such stop-off or respotting privileges shall be the rate applicable from point of origin to final destination, subject to the provisions of paragraphs "A" to "E" herein.

A. Stops will be made only at points directly intermediate between the point of origin and final destination, or at final destination.

B. In addition to the rate applicable, a charge of \$5.00 will be made for each delivery at destination or intermediate point (not including final delivery).

C. Freight must be from one shipper, or one bill of lading and move on one day.

D. Shippers must specify on the bill of lading the name of the consignee and the final destination of the shipment; also, intermediate point or points at which truck is to be stopped for partial unloading, a description of the quantities to be unloaded and the names and addresses of the parties to whom such partial deliveries are to be made.

E. Stopping in transit or respotting for partial unloading will not be permitted on shipments consigned "C.O.D.", "To Order", "Order Notify", or "Order Care of".

denotes addition
(R) denotes reduction
(A) denotes increase

With the addition of the towns, as noted, reductions will result except from Golden to Grand Junction, Colorado; an increase will result. The present distance commodity rate of 59¢ based on 10,000 pound minimum weight (30,000 lbs. x .59) produces \$177.00 as compared to \$183.00 at the proposed rate of 61¢ (30,000 lbs. x .61).

The original publication was adjusted by Investigation and Suspension Docket No. 466, Decision No. 57960 dated January 30, 1962, and the rates were not prescribed. The proposed rates will be prescribed by this decision.

As a comparison of rates to the various destination points from Golden and Denver, Colorado, the following was developed under Section 5 (Farm Products) minimum weight 10,000 pounds.

Rates are in cents per 100 pounds

<u>From Denver to:</u>		<u>From Golden to:</u>
Delta	68	66
Fruita	62	61
Gr. Junction	61	59
Montrose	69	68
Olathe	68	68

Mr. Dunlap, in support of these changes, in a letter dated July 24, 1964 and addressed to the Association, states:

"We need Golden as an origin point as that is where most of our bulk feed originates. When this rate was first filed we assumed Golden was part of the origin point. Since the filing of this tariff there has been a demand for destination at Fruita and Grand Junction. On part shipment loads at times it is impossible to get full tonnage without splitting loads. Due to the nature of feed and the low margin, the dealers have to know in advance what the freight is going to cost them, by using partial unloading we can come nearer serving them at a stable rate and still let us get the same amount of revenue per load."

F I N D I N G S

THE COMMISSION FINDS:

That the changes represented by the filing of 8th Revised Page No. 24 and 5th Revised Page No. 102, Colorado Motor Carriers' Association, Agent, Motor Freight Tariffs No. 13, Colorado PUC No. 12, and No. 14, Colorado PUC No. 13, represent just and reasonable rates and charges.

O R D E R

THE COMMISSION ORDERS, That:

1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. The rates, rules and regulations and provisions as set forth herein shall be the prescribed rates, rules, regulations and provisions of the Commission.
3. All motor vehicle common carriers who are affected by the change prescribed shall publish or cause to be published tariffs reflecting the changes prescribed herein.
4. All private carriers by motor vehicle to the extent they are affected by the changes involved herein shall publish, or cause to be published, rates, rules, regulations and provisions which shall not be less than those herein prescribed for motor vehicle common carriers.
5. On and after August 26, 1964, all affected motor vehicle common carriers shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein prescribed.
6. On and after August 26, 1964, 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.

Original

(Decision No.63559)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
EVELYN G. MOORE, DISTRIBUTE, UNDER)	
SMALL ESTATE OF F. S. WILSON, 940)	APPLICATION NO. 20541-Transfer
EAST 4TH STREET, LOVELAND, COLO-)	<u>SUPPLEMENTAL ORDER</u>
RADO, FOR AUTHORITY TO TRANSFER)	CASE NO. 16237-INS.
PUC NO. 4787 TO ERNEST C. STILLE,)	
DRAKE, COLORADO.)	

August 24, 1964

Appearances: Ernest C. Stille, Drake,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On August 14, 1964, the Commission issued its Decision No. 63494, authorizing transfer of PUC No. 4787 to Ernest C. Stille, Drake, Colorado,

It now appears that said PUC No. 4787, on June 25, 1964, in Case No. 16237-Ins. was revoked, for failure of said certificate-holder to have on file appropriate insurance covering operations under said certificate.

The Commission states and finds that PUC No. 4787 should be reinstated, for purpose of transfer, only.

O R D E R

THE COMMISSION ORDERS:

That PUC No. 4787 be, and the same hereby is, reinstated, for purpose of transfer authorized by Decision No.63494, of date August 14, 1964, only.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Signature]
[Signature]
[Signature]
Commissioners

Dated at Denver, Colorado,
this 24th day of August, 1964
et

Original

(Decision No. 63560)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES H. STEINBACH, 1426 4TH)
AVENUE, GREELEY, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY, AUTHORIZING OPERATION)
AS A COMMON CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 20597

August 24, 1964

Appearances; Charles H. Steinbach, Greeley,
Colorado, pro se;
Warren H. Price, Esq., Loveland,
Colorado, for Hubert McNeill.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, applicant herein sought authority to operate as a common carrier by motor vehicle for hire, for the transportation of rubbish and trash in the City of Loveland, Colorado.

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

Report of said Examiner states that at the hearing, Applicant moved to dismiss said application.

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

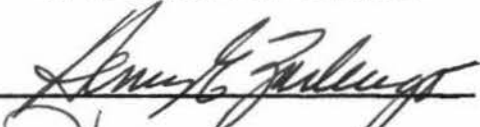
O R D E R

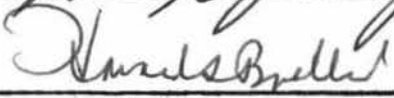
THE COMMISSION ORDERS:


That Application No. 20597 be, and the same hereby is dismissed, upon request of Applicant herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 24th day of August, 1.64.

et

Original

(Decision No.63561)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE)	
CLAUDE J. SCHMATJEN, CHEYENNE)	PUC NO. 1314
WELLS, COLORADO.)	<u>PUC NO. 1314-I</u>

August 24, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Claude J. Schmatjen, Cheyenne Wells, Colorado, owner and operator of PUC No. 1314 and PUC No. 1314-I, herein seeks authority to mortgage said operating rights to First National Bank, Burlington, Colorado, to secure payment of the sum of \$20,000.00, in accordance with the terms and conditions set forth in "Mortgage of Chattels," of date August 7, 1964, copy of which is on file with this Commission, executed by said Claude J. Schmatjen, payable to First National Bank, Burlington, Colorado, said Mortgage, by reference, being made a part hereof.

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

O R D E R

THE COMMISSION ORDERS:

That Claude J. Schmatjen, Cheyenne Wells, Colorado, be, and hereby is, authorized to mortgage all his right, title, and interest in and to PUC No. 1314 and PUC No. 1314-I to First National Bank, Burlington, Colorado, to secure paymeny of the sum of \$20,000, as set forth in the Statement preceding, which is made a part of this Order, by reference.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Ziegler
Handwritten
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 24th day of August, 1964.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
HAROLD F. EDDY AND GRACE M. EDDY)
DBA EDDY PLUMBING AND HEATING)
603 9th Street)
Fowler, Colorado)
-----)

AUTHORITY NO. M 12440
CASE NO. 63562

August 25, 1964

S T A T E M E N T

By the Commission:

On July 15, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Ziegler
Harold S. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 25th day of August, 1964

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

SANGRE DE CRISTO SCHOOL DISTRICT
RE-22-J, BOARD OF EDUCATION,
Hooper, Colorado,

Complainant,

vs.

SANGRE DE CRISTO TELEPHONE COMPANY,
Moffat, Colorado,

Defendant.

CASE NO. 5266

August 25, 1964

Appearances; J. E. Pound, Esq., Alamosa,
Colorado, for Complainant;
Elizabeth Conour, Esq., Del
Norte, Colorado, and
Arnold Kohn, Esq., Del Norte,
Colorado, for Respondent.

STATEMENT AND FINDINGS

By the Commission:

On January 14, 1964, the Board of Education of Sangre De Cristo School District RE-22-J, hereinafter referred to as Complainant, filed a complaint with the Commission against the Sangre De Cristo Telephone Company. The complaint contained a general allegation as to "failure to give adequate service to the patrons of our community," and specific allegations as to inadequate service to the school. On January 24, 1964, the Commission issued an order to satisfy or answer to the Sangre De Cristo Telephone Company. On February 11, 1964, Respondent filed a pleading denominated Motion to Dismiss and Defense, in which pleading Respondent also requested a bill of particulars. On August 4, 1964, the Commission entered an order setting the Complaint for hearing on Tuesday, August 18, 1964, in the City Hall at Alamosa, Colorado. Pursuant to such order, after appropriate

notice to all parties in interest, the hearing was held at such time and place, and at the conclusion of the evidence, the matter was taken under advisement.

As a preliminary matter, brief arguments were heard on the Motion to Dismiss and Defense, as well as the motion for bill of particulars contained therein, and said motions were denied. Respondent also filed at that time a written objection to the hearing which was also denied. Respondent then filed an answer to the Complaint and the matter proceeded to hearing.

A total of sixteen witnesses, namely, Walter Stahlecker, Quincy Cornelius, Arthur Spicer, Eugene Rogers, John Washington, Floyd Beiriger, Frank Orton, Edwin Booth, Clyde Whittier, Zoe Crawford, Eldred Alexander, Gary Stover, Art Nissen, Therma Brown, Sabrie Brown, and Alice Cooley, testified in support of the complaint. Nine other subscribers to the telephone service were present and stated that if called to testify, their testimony would generally be the same as the other witnesses. Complainant further introduced in evidence five exhibits, designated and marked as Exhibits A, B, C, D, and E. Two witnesses, namely, Edward F. Draves, the owner of the Sangre De Cristo Telephone Company, and his daughter, Louise Williams, testified on behalf of Respondent. Respondent introduced in evidence two exhibits, designated and marked as Exhibits 1 and 2. The Commission, on its own motion, took official notice of the annual reports of Respondent for the calendar years of 1961, 1962, and 1963, as filed with the Commission by Respondent, and also of its own Decision No. 57573.

In view of the disposition of this matter to be made by the Commission, no useful purpose would be served by detailing at length the testimony of the witnesses supporting the complaint. Suffice it to say that all were dissatisfied with the telephone service rendered by Respondent herein. The entire record indicates that the telephone Utility plant of the Respondent is inadequate and in poor condition,

that the service rendered from such plant by Respondent is inadequate, and that Respondent is financially unable to render proper utility service. On the record before us, however, it is impossible to make specific findings in these matters.

The specific allegations of the complaint herein deal with telephone service to the Sangre De Cristo School District. On August 12, 1964, Complainant, and Respondent, herein, entered into an agreement under which Respondent would render a more adequate telephone service to Complainant herein at a substantial rate increase (Exhibits Nos. 1 and 2). Such proposed new service should correct the specific service deficiencies herein complained of by the School District.

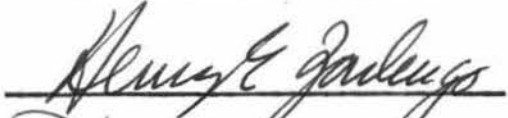
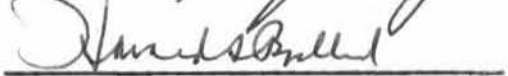
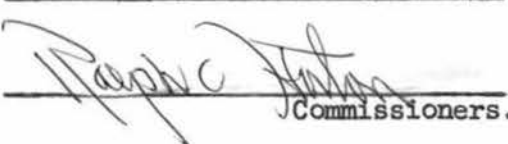
Considering the foregoing circumstances, the Complaint should be dismissed. However, in view of the apparent inadequacy of the service rendered by Respondent, an investigation will be made by the Staff of the Commission concerning the entire telephone utility operations of the Respondent, in order that the Commission may determine what further action may be necessary to insure adequate telephone service to the area served by Respondent.

O R D E R

THE COMMISSION ORDERS:

That Case No. 5266 herein be, and the same hereby is, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 25th day of August, 1964.

et.

ing copy

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
LEADVILLE TRANSIT COMPANY INC.)
P.O. Box 375)
Leadville, Colorado 80461)
-----)

AUTHORITY NO. PUC 5348
CASE NO. 16924 Ins.

August 25, 1964

S T A T E M E N T

By the Commission:

On August 19, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry B. Zeckler
Howard J. Bjelland
Ralph C. Horton
Commissioners

Dated at Denver, Colorado,
this 25th day of August, 1964

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MARGARET L. CASTNER, DOING BUSINESS)
AS "C-D DELIVERY SERVICE," 2842)
ILLINOIS AVENUE, COLORADO SPRINGS,)
COLORADO, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 20590-PP-Transfer
PERMIT NO. B-2355 TO NICOLL INVEST-)
MENT AND DEVELOPMENTS, LTD., 422)
EAST VERMIJO STREET, COLORADO)
SPRINGS, COLORADO.)

August 25, 1964

Appearances: Robert M. Johnson, Esq., Colorado
Springs, Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Margaret L. Castner, doing business as
"C-D Delivery Service," Colorado Springs, Colorado, was authorized
to operate as a Class "B" private carrier by motor vehicle for hire
(Permit No. B-2355), authorizing operation as a private carrier by
motor vehicle for hire, for the transportation of:

"Packages, not exceeding fifty pounds in weight from
points within Colorado Springs, Colorado, to Broadmoor,
Manitou and other points within a radius of five miles
of Colorado Springs, also the delivery of parcels or
other goods sold at retail, without regard to weight,
from point to point within the City of Colorado Springs,
Colorado, and a radius of twenty-five (25) miles thereof,
for the Colorado Springs stores of Hibbard & Company
and Sears Roebuck & Company, only."

By the above-styled application, said permit-holder seeks
authority to transfer Permit No. B-2355 to Nicoll Investment and
Developments, Ltd., Colorado Springs, Colorado.

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

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

Report of the Examiner states that at the hearing, Transferor herein appeared and testified in support of the application, stating she had continuously operated said permit since granted by the Commission; that the consideration for transfer of said permit and certain equipment is the sum of \$17,500; that there are no outstanding unpaid operating obligations against said permit

Malcolm E. Nicoll, Secretary of Transferee corporation herein, also appeared and testified, stating Articles of Incorporation of Nicoll Investment and Developments, Ltd., are on file with the Commission; that Transferee has ample and suitable equipment, sufficient net worth and operating experience with which to continue operations under said permit.

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

ORDER

THE COMMISSION ORDERS:

That Margaret L. Castner, doing business as "C-D Delivery Service," Colorado Springs, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to Permit No. B-2355 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Nicoll Investment

and Developments, Ltd., Colorado Springs, Colorado, subject to encumbrances, if any, against said operation approved by this Commission.

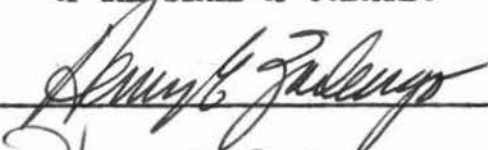
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said permit has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of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

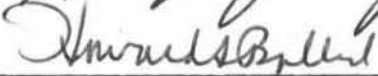
The right of Transferee to operate under this Order shall depend upon this compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by Transferor of delinquent reports, if any, covering operations under said permit up to the time of transfer of said 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 25th day of August, 1964.

et

Original

(Decision No. 63566)

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

IN THE MATTER OF THE APPLICATION OF)
THOMAS DUFFY, DOING BUSINESS AS)
"DUFFY BROS." BOX 86, COLUMBUS,)
WISCONSIN, FOR AUTHORITY TO TRANSFER)
INTERSTATE OPERATING RIGHTS TO)
DUFFY BROS., INC., BOX 86, COLUMBUS,)
WISCONSIN.)

PUC NO. 2410-I-Transfer

August 25, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Thomas Duffy, doing business as "Duffy Bros.," Columbus, Wisconsin, was granted a certificate of public convenience and necessity (PUC No. 2410-I), authorizing operation as a common carrier by motor vehicle for hire:

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

Said certificate-holder now seeks authority to transfer PUC No. 2410-I to Duffy Bros., Inc., Columbus, Wisconsin.

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

O R D E R

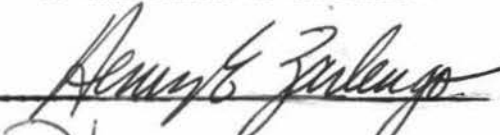
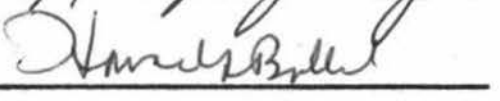
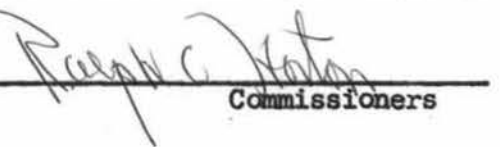
THE COMMISSION ORDERS:

That Thomas Duffy, doing business as "Duffy Bros., Columbus, Wisconsin, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 2410-I -- with authority as set forth

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 25th day of August, 1964

et

original

(Decision No. 63567)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM B. SCHUMANN AND JOHN KESTER,)
DOING BUSINESS AS "COLORADO CANYON)
CRUISES," P. O. BOX 125, FRUITA,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PUC NO. 6047 TO RECREATION ENTER-)
PRISES, INC., DOING BUSINESS AS)
"COLORADO CANYON CRUISES," SUITE 30,)
UNITED STATES BANK BUILDING, GRAND)
JUNCTION, COLORADO.)

APPLICATION NO. 20660-Transfer

August 25, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, William B. Schumann and John Kester, doing business as "Colorado Canyon Cruises," were granted a certificate of public convenience and necessity (PUC No. 6047), authorizing transportation of:

passengers and their baggage, by motorboat, on call and demand, to and from all points on the Colorado River between the Highway No. 340 Bridge, situate south of the Town of Fruita, Colorado, and the Western Boundary of the State of Colorado.

By the above-styled application, said certificate-holder seeks authority to transfer said operating rights to Recreation Enterprises, Inc., doing business as "Colorado Canyon Cruises," Grand Junction, Colorado.

Inasmuch as the files of the Commission and the application herein show that said certificate is in good standing; that there are no outstanding unpaid operating obligations against said operating rights; that transferee, pecuniarily and otherwise, is qualified to carry on said operation, and it does not appear that any useful purpose would be served by setting said matter for formal hearing, there being no one,

insofar as the files disclose, who would desire to be heard in opposition to transfer of said certificate, the Commission determined to hear, and has heard, said matter, forthwith, without formal notice, upon the records and files herein.

The Commission states and finds that the proposed transfer is compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That William B. Schumann and John Kester, doing business as "Colorado Canyon Cruises," Fruita, Colorado, be, and hereby are, authorized to transfer all their right, title, and interest in and to PUC No. 6047 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Recreation Enterprises, Inc., doing business as "Colorado Canyon Cruises," Grand Junction, Colorado, subject to encumbrances, if any, against said operating rights approved by this Commission.

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


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

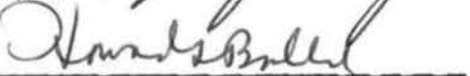
this Commission.

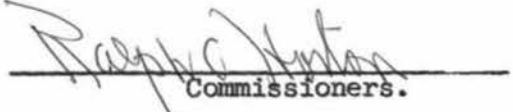
The right of transferee to operate under this Order shall depend upon the prior filing by transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

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 25th day of August, 1964.

mls

original

(Decision No. 63568)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JAMES R. LOVELL, EDDIE BRAMLETT, AND)
JOHN CARAWAY, DOING BUSINESS AS)
"TRIPLETT TRUCKING COMPANY," BOX)
1392, PLAINVIEW, TEXAS, FOR AUTHOR-)
ITY TO TRANSFER INTERSTATE OPERATING)
RIGHTS TO ANDY TAYLOR, 1400 BORGER)
STREET, PLAINVIEW, TEXAS.)

PUC NO. 5364-I-Transfer

August 25, 1964

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, James R. Lovell, Eddie Bramlett, and John Caraway, doing business as "Triplet Trucking Company," Plainview, Texas, were granted a certificate of public convenience and necessity (PUC No. 5364-I), authorizing operation as a common carrier by motor vehicle for hire;

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

Said certificate-holder now seeks authority to transfer PUC No. 5364-I to Andy Taylor, Plainview, Texas.

Inasmuch as the records and files of the Commission fail to disclose any reason why said transfer should not be authorized, the Commission states and finds that transfer of said operating rights is in the public interest, and should be authorized, as set forth in the Order following.

O R D E R

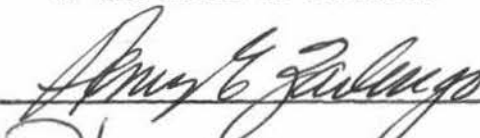
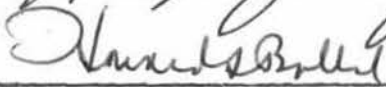

THE COMMISSION ORDERS:

That James R. Lovell, Eddie Bramlett and John Caraway, doing

business as "Triplett Trucking Company," Plainview, Texas, be, and hereby are, authorized to transfer all right, title, and interest in and to PUC No. 5364-I -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Andy Taylor, Plainview, Texas, subject to encumbrances, if any, against said certificate approved by this Commission, and subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 25th day of August, 1964.

mls

original

(Decision No. 63569)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RALPH D. FOOSE AND ROBERT L. FOOSE,)
DOING BUSINESS AS "FOOSE COMPANY,")
1918 27TH STREET, GREELEY, COLO-)
RADO, FOR AUTHORITY TO TRANSFER PER-)
MIT NO. B-6262 TO RALPH D. FOOSE,)
1918 27TH STREET, GREELEY, COLORADO.)

APPLICATION NO. 20601-PP-Transfer

August 25, 1964

Appearances: Ralph D. Foose, Greeley,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Ralph C. Foose and Robert L. Foose, doing business as "Foose Company," Greeley, Colorado, seek authority to transfer Permit No. B-6262 to Ralph D. Foose, said Robert L. Foose being desirous of withdrawing from said partnership. Said Permit No. B-6262 is the right to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of:

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

Said application was regularly set for hearing before the Commission, and was heard by an Examiner duly designated and to whom the hearing was assigned by the Commission. At the conclusion of the hearing, the matter was taken under advisement, and said Examiner trans-

mitted to the Commission the record and exhibits of said proceeding, together with a written statement of his findings of fact and conclusions.

Report of the Examiner states that at the hearing, Transferor herein appeared and testified in support of said application, stating there is no monetary consideration for transfer of said operating rights; that he will have ample and suitable equipment, sufficient net worth and operating experience with which to continue operations under said permit.

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

ORDER

THE COMMISSION ORDERS:

That Ralph D. Foose and Robert L. Foose, doing business as "Foose Company," Greeley, Colorado, be, and hereby are, authorized to transfer all right, title, and interest in and to Permit No. B-6262 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Ralph D. Foose, said Robert L. Foose, being herewith authorized to withdraw from said partnership.

That transfer of operating rights herein authorized is subject to encumbrances, if any, against permit approved by this Commission.

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said permit has been formally assigned, and

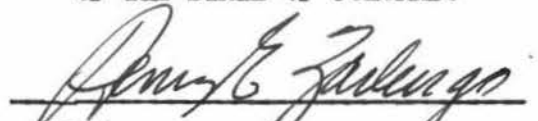
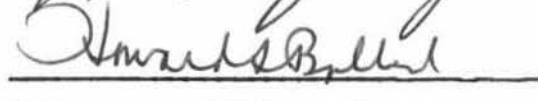
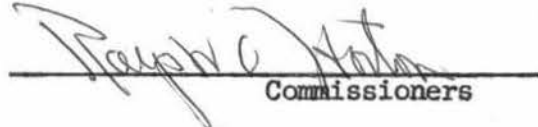
that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 25th day of August, 1964

et

Original

(Decision No. 63570)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
OLIVER F. CLYNCKE AND OLIVER J.)
CLYNCKE, DOING BUSINESS AS "OLIVER)
CLYNCKE," ROUTE 1, BOULDER, COLO-)
RADO, FOR AUTHORITY TO TRANSFER PUC)
NO. 2149 TO MICHAEL A. FRITTS, 3191)
SEVENTH STREET, BOULDER, COLORADO.)

APPLICATION NO. 20616-Transfer

August 25, 1964

Appearances: Stanley A. Black, Esq., Boulder,
Colorado, for Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Oliver F. Clyncke and Oliver J. Clyncke,
Boulder, Colorado, were granted a certificate of public convenience
and necessity (PUC No. 2149), authorizing operation as a common
carrier by motor vehicle for hire, for the transportation of:

hay, grain, and livestock over irregular routes be-
tween points in the following described area: That part
of Boulder County lying south of a line commencing at a
point on the east Boulder County line which is inter-
sected by the Union Pacific Railroad tracks; thence west
to the Davidson School road; thence north 2 miles; thence
west to the oil refinery road; thence north to Left Hand
Creek; thence west along the Left Hand Creek to Left Hand
Canyon; thence following Left Hand Canyon to the West
Boulder County Line, and including a strip one-half mile
in width south of and adjacent to the south Boulder County
Line in Jefferson County, and from and to points in said
area, to and from points in the State of Colorado.

The line of Division shall be a line beginning at a point
where a county road commonly known as the "Old Cannon Ball
Road," located one mile east of East Lake, Colorado, and
running North and South intersects the southern boundary
of the 20-mile radius from Longmont, Colorado; thence
northerly to a point where such road intersects county
road No. 28, which point of intersection is located ap-
proximately one mile south of Dacona, Colorado; thence
west along said county road No. 38, to a point where said
county road No. 38 intersects with county road No. 19;
thence northwesterly to a point known as the "Batchelder

School Corner," located one-half mile south and two miles west of Niwot, Colorado; thence north on county road No. 39 a distance of one-and-one-half miles to a point of intersection with county road No. 26; thence west on county road No. 26 one and one-half miles; thence northwesterly to a point where county road No. 59 intersects county road No. 20; thence west on county road No. 20; one mile; thence northwesterly on a straight line through the town of Riverside, Colorado, on county road No. 84 to a point, where this straight line extended, intersects said twenty-mile radius line, which is the dividing line between the territories to be transferred herein; that all of that territory lying north of said described line of division shall be transferred to Sorenson Truck Service, Inc., Longmont, Colorado, and all that territory lying south of said line of division shall be transferred to Oliver F. Clyncke and Oliver J. Clyncke, doing business as "Oliver Clyncke," Boulder, Colorado; and provided that each of them may transport from said authority livestock, feeders supplies, and farm products from point to point within the said described area, and from points in said area, to points outside thereof, and for customers residing within said area, and for such additional customers residing outside thereof as may maintain feeder lots within said described area; both areas are contained within a twenty-mile radius of Longmont, Colorado.

By the above-styled application, said certificate-holders seek authority to transfer PUC No. 2149 to Michael A. Fritts, Boulder, Colorado.

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

Report of the Examiner states that at the hearing, Oliver F. Clyncke, one of Transferors herein, appeared and testified in support of the application, stating there are no outstanding unpaid operating obligations against said certificate; that the consideration for transfer of said operating rights and certain equipment is the sum of \$16,500.

Michael A. Fritts, Transferee herein, also appeared and testified in support of the application, stating he has ample and suitable equipment, sufficient net worth and operating experience with which to conduct operations under said certificate.

Transferors herein are also the owners and operators of PUC No. 2149-I, which operating rights will be retained by them.

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

O R D E R

THE COMMISSION ORDERS:

That Oliver F. Clyncke and Oliver J. Clyncke, doing business as "Oliver Clyncke," Boulder, Colorado, be, and they hereby are, authorized to transfer all right, title, and interest in and to PUC No. 2149 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Michael A. Fritts, Boulder, Colorado, subject to encumbrances, if any, against said certificate approved by this Commission.

That operating rights herein authorized to be transferred shall be assigned a new number.

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 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

Alvin E. Fuleger
Amos B. B. B.
Ralph C. H. H.
Commissioners

Dated at Denver, Colorado,
this 25th day of August, 1964.

original

(Decision No. 63571)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
PUBLIC SERVICE COMPANY OF COLORADO,
550 - 15TH STREET, DENVER, COLORADO,
FOR AN ORDER GRANTING TO IT A CER-
TIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY TO EXERCISE FRANCHISE
RIGHTS FOR THE PURCHASE, MANUFACTURE,
GENERATION, TRANSMISSION AND DISTRI-
BUTION OF ELECTRICAL ENERGY AND GAS,
EITHER NATURAL, ARTIFICIAL OR MIXED,
IN THE CITY OF ALAMOSA, ALAMOSA
COUNTY, COLORADO; AND TO DISTRIBUTE
AND SELL GAS IN THE AREA CONTIGUOUS
TO THE CITY.

APPLICATION NO. 20594

August 26, 1964

Appearances: Lee, Bryans, Kelly & Stansfield,
Esqs., Denver, Colorado, by
Donald D. Cawelti, Esq., for
Applicant;
J. M. McNulty, Denver, Colorado,
for the Staff of the Commis-
sion.

S T A T E M E N T

By the Commission:

Public Service Company of Colorado filed an application with this Commission, seeking a certificate of public convenience and necessity authorizing the exercise of franchise rights granted by the City of Alamosa, County of Alamosa, Colorado, for the purchase, manufacture, generation, transmission, distribution and sale of electricity, and gas, either natural, artificial or mixed, in said City.

The matter was set for hearing after due notice to all interested parties, on August 13, 1964, at 10:00 o'clock A. M., in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. No one appeared at the hearing in opposition to the grant-

ing of this application.

Applicant is a corporation, organized and existing under and by virtue of the laws of the State of Colorado, and is a public utility operating company subject to the jurisdiction of this Commission, engaged primarily in the purchase, generation, transmission, distribution and sale of electric energy, and in the purchase, distribution and sale of natural gas at various points within the State of Colorado. A certified copy of Applicant's Composite Certificate of Incorporation, together with all amendments thereto, has heretofore been filed with this Commission.

The Applicant showed that on May 6, 1964, the City Council of the City of Alamosa duly passed and adopted Ordinance No. 10-1964 of the City of Alamosa and submitted said ordinance to a vote of the qualified tax paying electors of the City at a special election to be held June 2, 1964, at which election the franchise was approved by a vote of 784 to 17. Said franchise ordinance was introduced in evidence as Exhibit No. A and is entitled as follows:

AN ORDINANCE GRANTING A FRANCHISE BY THE CITY OF ALAMOSA, ALAMOSA COUNTY, COLORADO, TO PUBLIC SERVICE COMPANY OF COLORADO, ITS SUCCESSORS AND ASSIGNS, TO LOCATE, BUILD, CONSTRUCT, ACQUIRE, PURCHASE, EXTEND, MAINTAIN AND OPERATE INTO, WITHIN AND THROUGH THE CITY OF ALAMOSA, A PLANT OR PLANTS, SUBSTATIONS, AND WORKS, FOR THE PURCHASE, MANUFACTURE, GENERATION, TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY AND GAS, EITHER NATURAL, ARTIFICIAL OR MIXED, AND TO FURNISH, SELL AND DISTRIBUTE SAID ELECTRICAL ENERGY AND GAS TO THE CITY OF ALAMOSA AND THE INHABITANTS THEREOF, FOR LIGHT, HEAT AND POWER, OR OTHER PURPOSES, BY MEANS OF PIPES, MAINS, CONDUITS, CABLES, POLES AND WIRES STRUNG THEREON, OR OTHERWISE, ON, OVER, UNDER, ALONG, ACROSS AND THROUGH ALL STREETS, ALLEYS, VIADUCTS, BRIDGES, ROADS, LANES, AND OTHER PUBLIC WAYS AND PLACES IN SAID CITY OF ALAMOSA, AND FIXING THE TERMS AND CONDITIONS THEREOF, SUBJECT TO THE APPROVAL OF THE QUALIFIED TAX-PAYING ELECTORS OF THE CITY.

The term of said franchise is for a period of twenty-five years.

Attached to the franchise introduced in evidence is a copy of the Certificate of Determination of the Results of said election and a

copy of the acceptance of the franchise by Applicant. Exhibits B and C introduced at the hearing were maps of the electric and gas distribution system in the City of Alamosa. These exhibits, by reference, are made a part hereof.

Witness for Applicant, Mr. D. E. Lichtenwalter, testified that Applicant obtains its natural gas for distribution and sale in Alamosa from the Western Slope Gas Company, and its electric energy from the interconnected electric central system of Applicant.

The application also requested authority to serve natural gas in the area contiguous to the city.

The existing facilities will be utilized in continuing said gas and electric service. There is no other public utility in the business of distributing gas and electricity in said City of Alamosa. Applicant is serving 767 residential gas customers, and 2,302 residential electric customers. The population of Alamosa was 6,205 at the time of the 1960 U. S. Census.

Witness estimated that \$890,000 additional capital investment in the combined gas and electric distribution systems in the City of Alamosa during the term of the franchise will be necessary.

The Commission has reviewed the instant application and the evidence presented by Applicant in support thereof. The Commission is of the opinion that the authority sought herein should be granted.

F I N D I N G S

THE COMMISSION FINDS:

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

That the Commission has jurisdiction of Applicant herein, Public Service Company of Colorado, and of the subject matter involved in the instant application.

That the Commission is fully advised in the premises.

That the public convenience and necessity require, and will require, the exercise by Public Service Company of Colorado, of the franchise rights granted in and by Ordinance No. 10-1964 of the City of Alamosa, for the purchase, manufacture, generation, transmission, distribution and sale of gas and electricity by Public Service Company of Colorado in said City, and to distribute and sell gas in the area contiguous thereto.

O R D E R

THE COMMISSION ORDERS:


That public convenience and necessity require, and will require, the exercise by Public Service Company of Colorado, of the franchise rights granted in and by Ordinance No. 10-1964 of the City of Alamosa marked Exhibit A herein, which by reference is made a part hereof, for the purchase, manufacture, generation, transmission, distribution and sale of electricity, and gas, either natural, manufactured or mixed, by Public Service Company of Colorado in said City and to distribute and sell natural gas in the area contiguous thereto, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

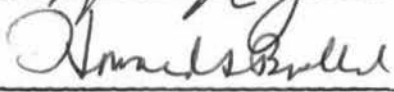
That Public Service Company of Colorado shall install, operate and maintain its electric and gas systems and supply service in the area heretofore designated in accordance with its schedules of electric and gas rates, classifications, rules and regulations now on file with this Commission, or as the same may be changed according to law and the rules and regulations of this Commission.


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

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 26th day of August, 1964.

mls

original

(Decision No. 63572)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PUBLIC SERVICE COMPANY OF COLORADO,)
550 - 15TH STREET, DENVER, COLORADO)
FOR AN ORDER GRANTING TO IT A CERTI-)
FICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO EXERCISE FRANCHISE)
RIGHTS FOR THE PURCHASE, MANUFACTURE,)
GENERATION, TRANSMISSION AND DISTRI-)
BUTION OF ELECTRICAL ENERGY AND GAS,)
EITHER NATURAL, ARTIFICIAL OR MIXED)
IN THE TOWN OF ANTONITO, CONEJOS)
COUNTY, COLORADO: TO DISTRIBUTE AND)
SELL GAS IN THE AREA CONTIGUOUS TO)
THE TOWN AND TO DISTRIBUTE AND SELL)
NATURAL GAS ALONG THE GAS TRANSMIS-)
SION LINE FROM WHICH THE TOWN IS)
SERVED AND ALONG THE LATERALS FROM)
SAID LINE.)

APPLICATION NO. 20595

August 26, 1964

Appearances: Lee, Bryans, Kelly and Stansfield,
Esqs., Denver, Colorado, by
Donald D. Cawelti, Esq., Denver,
Colorado, for Applicant;
J. M. McNulty, Denver, Colorado,
for the Staff of the Commission.

S T A T E M E N T

By the Commission:

Public Service Company of Colorado filed an application with this Commission, seeking a certificate of public convenience and necessity wuthorizing the exercise of franchise rights granted by the Town of Antonito, County of Conejos, Colorado, for the purchase, manufacture, generation, transmission, distribution and sale of electricity, and gas, either natural, artificial or mixed, in said Town.

The matter was set for hearing, after due notice to all interested parties, on August 13, 1964, at 10:00 o'clock A.M., in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. No one appeared at the hearing in opposition to the granting of this application.

Applicant is a corporation, organized and existing under and by virtue of the laws of the State of Colorado, and is a public utility operating company subject to the jurisdiction of this Commission, engaged primarily in the purchase, generation, transmission, distribution and sale of electric energy, and in the purchase, distribution and sale of natural gas at various points within the State of Colorado. A certified copy of Applicant's Composite Certificate of Incorporation, together with all amendments thereto, has heretofore been filed with this Commission.

Applicant showed that on March 18, 1964, the Board of Trustees of the Town of Antonito duly passed and adopted Ordinance No. 93 of the Town of Antonito, which franchise ordinance was introduced in evidence as Exhibit No. A and is entitled as follows:

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

The terms of said franchise is for a period of twenty-five years. Attached to the franchise introduced in evidence is a Certificate of Introduction, passage and signature by the Mayor, and a certificate of the recording by the Town Clerk and of the acceptance of the franchise by Applicant. Exhibits B and C are maps of the electric and gas distribution system in the Town of Antonito. These exhibits, by reference, are made a part hereof.

Witness for Applicant, Mr. D. E. Lichtenwalter, testified that Applicant obtains its natural gas for distribution and sale in Antonito from the pipelines of the Western Slope Gas Company, a wholly owned subsidiary, and its electric energy from the interconnected electric central system of Applicant.

The application also requested authority to serve gas in the area contiguous to Antonito and along the gas transmission pipeline of the Western Slope Gas Company from which the town is served and along the laterals from said line. Exhibit D, which was a map of the transmission line and laterals was introduced in evidence and is made a part hereof by reference.

The existing facilities will be utilized in continuing said gas and electric service. There is no other public utility in the business of distributing gas and electricity in said Town of Antonito. Applicant is serving 74 residential gas customers and 200 residential electric customers in the Town. The population of Antonito was 1045 at the time of the 1960 U. S. Census.

Witness estimated that \$71,500.00 additional capital investment in the combined gas and electric distribution systems in the Town of Antonito during the term of the franchise will be necessary. This amount will be used in determining the issuance fee, but will not be binding on the Commission at any time when valuation may be an issue.

The Commission has reviewed the instant application and the evidence presented by Applicant in support thereof. The Commission is of the opinion that the authority sought herein should be granted.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission has jurisdiction of Applicant herein, Public Service Company of Colorado, and of the subject matter involved in the instant application.

That the Commission is fully advised in the premises.

That the public convenience and necessity require, and will require the exercise by the Public Service Company of Colorado, of the franchise rights granted in and by the Ordinance No. 93 of the Town of Antonito, dated March 18, 1964, for the purchase, manufacture, generation, transmission, distribution and sale of gas and electricity by Public Service Company of Colorado in said Town, and further require the distribution of natural gas in the area contiguous to the town and along the gas transmission pipeline of the Western Slope Gas Company from which the Town is served, and along the laterals from said pipeline.

O R D E R

THE COMMISSION ORDERS:


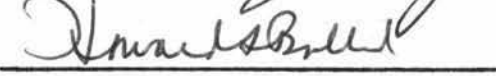

That public convenience and necessity require, and will require the exercise by Public Service Company of Colorado, of the franchise rights granted in and by Ordinance No. 93 of the Town of Antonito dated March 18, 1964, marked Exhibit A herein, which by reference is made a part hereof for the purchase, manufacture, generation, transmission, distribution and sale of electricity, and gas, either natural, manufactured or mixed, by Public Service Company of Colorado in said Town, and further require the distribution of natural gas in the area contiguous to the Town and along the gas transmission pipeline of the Western Slope Gas Company from which the Town is served, and laterals therefrom, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That Public Service Company of Colorado shall install, operate and maintain its electric and gas systems and supply service in the area heretofore designated in accordance with its schedules of electric and gas rates, classifications, rules and regulations now on file with this Commission, or as the same may be changed according to law and the rules and regulations of this Commission.

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

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado
this 26th day of August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE DEPARTMENT OF HIGHWAYS OF THE)
STATE OF COLORADO FOR AUTHORITY TO)
REBUILD EXISTING GRADE CROSSINGS AND)
TO INSTALL TWO (2) AUTOMATIC FLASH-)
ING LIGHT SIGNALS AT THE EXISTING)
GRADE CROSSINGS OF STATE HIGHWAY)
NO. 7 AND CHICAGO, BURLINGTON &)
QUINCY RAILROAD COMPANY AT MILEPOST)
22.048 WITHIN THE CORPORATE LIMITS)
OF THE CITY OF LAFAYETTE, BOULDER)
COUNTY, COLORADO.)

APPLICATION NO. 20367

August 26, 1964

S T A T E M E N T

By the Commission:

On April 8, 1964, The Department of Highways of the State of Colorado (Department) filed its application in accordance with the rules of this Commission seeking approval for highway crossing improvement and flashing signal installation at the highway-railroad grade crossing as noted above.

Other explanatory material as submitted with the instant application includes:

Exhibit A: Copy of Project Plan Sheet No. 5 showing roadway locations, typical cross-section of proposed highway improvement, location plan of track and street layout with profile of roadway grade.

With reference to the instant application and other investigation data, State Highway No. 7 (Base Line Road) is an important connecting highway from Boulder area via Lafayette to north-south Freeway Interstate No. 25; thence, through Brighton to Interstate Route No. 80 South. At the easterly side of the Town of Lafayette, crossing is made at grade over and industry track and the Denver-

Longmont Branch Line of C. B. & Q. Railroad. Present vehicular traffic on Highway No. 7 now amounts to approximately 1350 vehicles per day. City speed limit on the highway is 35 miles per hour.

Rail traffic is limited to movements of the single freight train operating on the branch line, maximum speed is 25 miles per hour. During seasonal movements of sugar beets there are two train movements per day over the crossing at variable times. Other movements average two switch trains per day three times per week during daylight hours. Existing protection consists of two reflectorized crossbuck signs and two automatic flood light units for night-time illumination. Visibility is restricted due to vegetation, nearby residences and industry warehouse.

Proposed street improvements and widening of the state highway will require installation of new crossings at 46 feet wide over the two tracks and removal of the 30 feet wide existing units. Work will include replacements of rail, ties and ballast to assure minimum maintenance expense at the new roadway. The flood lighting protection will be replaced by more effective automatic flashing light signals, one unit to also include a bell.

The Commission has also received for its files a copy of the fully executed agreement in this matter, dated March 24, 1964, between Department of Highways and Burlington Railroad. Said agreement provides that the Railway will be reimbursed for Ninety (90) per cent of all expenses it incurs incidental to installation of protection devices, paid in accordance with the current Federal and State rules and regulations applicable thereto. The Chicago, Burlington and Quincy Railroad Company is participating to the extent of ten (10) per cent. Copies of other correspondence dated July 8, 1964, and Burlington acceptance dated July 13, 1964, relate to termination of floodlighting protection. Maintenance, repair and operation of the protection devices at said grade crossing

shall be and remain the responsibility of Chicago, Burlington & Quincy Railroad Company.

Estimated Costs of proposed work are as follows:

	<u>Federal & State Funds,</u>	<u>Railroad Funds</u>
Improve Crossings	\$ 2,079	-
Advance Warning Signs	102	-
2-Flasher signals	8,796	\$ 880
Remove old Flood lights	212	-
Sub-Totals	\$11,189	\$ 880
Add 10% Contingencies	1,119	88
Totals	\$12,308	\$ 968

In further review of the proposal, the Commission forwarded a copy of the application, together with a Notice, to interested parties, including also the board of Boulder County Commissioners and the Town of Lafayette, to ascertain if any other action was desired within the period of twenty (20) days as designated in said Notice. No adverse reply has been received by the Commission.

After consideration of the instant proposal, it is the belief of the Commission that effectiveness of automatic signal protection is accepted by the utility and the public agencies involved herein. The signal installation will upgrade the crossing protection to meet the road improvements and increased vehicular use. Hence, it is apparent the safety devices as sought here would be in the public interest and protect traffic on both the highway and the railroad.

It is, therefore, the belief of the Commission that the proposed change is compatible with the public interest, and the Commission determined to hear, and has heard, said matter forthwith, without further notice, upon the records and files herein.

F I N D I N G S

THE COMMISSION FINDS:

That it is informed in the instant matter, and the foregoing Statement, by reference, is made a part hereof.

That public safety, convenience and necessity require the installation and approval of standard flashing type automatic crossing

signals at the grade crossing of State Highway No. 7 over two tracks of Chicago, Burlington & Quincy Railroad, Denver-Longmont Branch Line at Mile Post 22.05 and located on Base Line Road in Lafayette, Boulder County, Colorado.

That the authority sought in the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

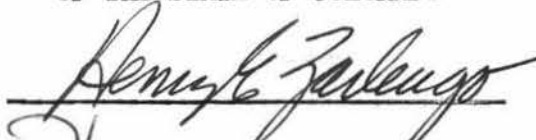
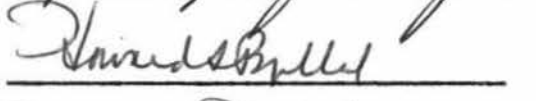
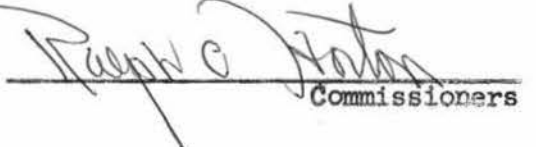
That Applicant, Department of Highways of the State of Colorado, Denver, Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to authorize and approve the installation, operation and maintenance of standard automatic flashing-light grade crossing signals at the grade crossing of State Highway No. 7, over Chicago, Burlington & Quincy Railroad, Denver-Longmont Branch main-line and industry tracks at Mile Post 22.05, located on Base Line Road at Lafayette, Boulder County, Colorado.

That the work to be done, costs, installation and maintenance of the protection devices, shall be as indicated in the preceding Statement. Said Statement, Agreement, and Location Exhibits are, by reference, made a part hereof.

That the signal devices and installation shall all be in conformance with the current Bulletin of the Association of American Railroads' Joint Committee on Railroad Protection.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 26th day of August, 1964.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

INCREASED HOURLY RATES FOR THE
TRANSPORTATION OF HOUSEHOLD GOODS
BETWEEN POINTS WITHIN THE CITY AND
COUNTY OF DENVER, COLORADO

INVESTIGATION and SUSPENSION
Docket No. 531

August 25, 1964

Appearances:

R. L. Bowers, 2030 Blake Street
Denver, Colorado 80205, for
R. L. Bowers, R. E. Robinson
and L. S. Bowers, d/b/a Bowers
and Son

A. J. Meiklejohn, Jr., Esq.
526 Denham Building
Denver, Colorado 80202

A. J. Tait
1525 Sherman Street
Denver, Colorado 80203, a member
of the Staff of the Commission

STATEMENT and FINDINGS

BY THE COMMISSION:

By Decision No. 63411, dated July 31, 1964, as supplemented and corrected by Decision No. 63521, dated August 11, 1964, the Commission required respondent to cancel, on or before August 21, 1964, the suspended matter referred to in the Statement and Findings, upon notice to this Commission and the general public by one day's filing and posting in the manner prescribed by law and the rules and regulations of the Commission, and that the proceeding be discontinued.

On August 19, 1964, Application for Rehearing was filed in said matter by the Attorney for respondent.

Respondent states in its application that if rehearing is granted, the profit and loss and the balance sheet for Robo, Inc., will be shown at such hearing. A rehearing will be granted and respondent ordered to submit evidence and supporting data which shall include the actual cost and revenue data and operating ratios specifically related to the traffic involved in this proceeding and detailed data to disclose carrier affiliate financial and operating relationships and transactions, including income statements and balance sheets, for the years 1962, 1963 and the first half of 1964.

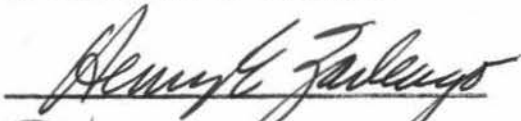

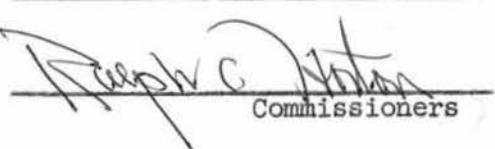
The application for rehearing filed herein has been carefully considered, and we find that it should be granted.

O R D E R

THE COMMISSION ORDERS, That:

1. The Statement and Findings herein be, and they are hereby, made a part hereof.
2. Respondent be, and it is hereby, notified and required to submit evidence and supporting data which shall include the actual cost and revenue data and operating ratios specifically related to the traffic involved in this proceeding and detailed data to disclose carrier affiliate financial and operating relationships and transactions, including income statements and balance sheets, for the years 1962, 1963 and the first half of 1964.
3. A rehearing should be, and the same is hereby, granted and the matter set for hearing before the Commission on the 25th day of September, 1964, at 10:00 a.m., in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado 80203.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado this
25th day of August, 1964

original

(Decision No. 63575)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
SAMPSON BROS. TRANSPORTATION CO.,)
INC., 2345 LAKE DRIVE, LOVELAND,)
COLORADO, FOR REINSTATEMENT OF PUC)
NO. 538, AND FOR AUTHORITY TO TRANS-) APPLICATION NO. 20312-Transfer
FER SAID OPERATING RIGHTS TO ERNEST)
D. ALLEN, 127 SOUTH CLEVELAND, LOVE-)
LAND, COLORADO.)

August 25, 1964

Appearances: Ernest Hartwell, Esq., Love-
land, Colorado, for Trans-
feror;
Billy Wyatt, Esq., Fort
Collins, Colorado, for
Transferee;
Warren H. Price, Esq., Love-
land, Colorado, for D & L
Transportation Company.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, Sampson Bros. Transporta-
tion Company, Inc., Loveland, Colorado, seeks reinstatement of PUC No.
538, and authority to transfer said operating rights to Ernest D. Allen,
Loveland, Colorado, said PUC No. 538 being the right to operate as a
common carrier by motor vehicle for hire, for the transportation of:

freight, generally, from point to point within
the territory extending ten miles north of Love-
land, fifteen miles east, ten miles south, and
to the Larimer County line on the west, and be-
tween points within said territory and other
points within the State of Colorado, subject to
the following conditions: (a) For the trans-
portation of commodities other than household
goods between points served singly or in combi-
nation by scheduled carriers, applicant shall
charge rates which, in all cases, shall be at
least twenty per cent in excess of 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 any agent employed in any other town or city than Loveland for the purpose of developing business.

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

Report of the Examiner states that at the hearing, Jack L. Hennig, President of Transferor herein, appeared and testified in support of the application, stating on November 25, 1963, PUC No. 538 was suspended by the Commission, and that on May 25, 1964, the same was reinstated by the Commission; that except when said operating rights were under suspension, Transferor has continuously operated said certificate since granted by this Commission; that there is no outstanding indebtedness against said certificate; that the consideration for transfer is cancellation of Chattel Mortgage and Note in the principal sum of \$15,000, executed by said corporation when it purchased said certificate from Transferee herein on or about July, 1961.

Transferee herein also appeared at the hearing and testified in support of the application, stating he has ample and suitable equipment, sufficient net worth and operating experience with which to continue operations under PUC No. 538.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that transferee will have sufficient equipment and experience to properly carry on the operations; that transferee's financial standing is established to the satisfaction of the Commission; that the proposed

transfer is compatible with the public interest, and should be authorized, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Sampson Bros. Transportation Co., Inc., Loveland, Colorado, be, and hereby is, authorized to transfer all right, title, and interest in and to PUC No. 538 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Ernest D. Allen, Loveland, Colorado, subject to encumbrances, if any, against said certificate approved by this Commission.

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

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

The right of transferee to operate under this Order shall depend upon 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

Alvin E. Zuleygo
David B. Reed
Ralph C. Hutton
Commissioners.

Dated at Denver, Colorado,
this 25th day of August, 1964.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RED BALL MOTOR FREIGHT, INC., 3505)
RINGSBY COURT, DENVER, COLORADO,)
FOR A DECLARATORY ORDER OR A WAIVER)
OF COMMISSION'S RULES AND REGULA-)
TIONS GOVERNING COMMON CARRIERS BY)
MOTOR VEHICLE, TO PERMIT EMPLOYMENT)
OF A CONTRACT AGENT AT WALSENBURG,)
COLORADO IN OPERATIONS UNDER PUC)
NO. 8.)

APPLICATION NO. 20430-Waiver

August 26, 1964

Appearances: Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, and
Richard D. Lamm, Esq., Denver,
Colorado, for Applicant;
Royce D. Sickler, Esq., Denver,
Colorado, for Rio Grande Motor
Way, Inc., Larson Transportation
Company.

STATEMENT AND FINDINGS OF FACT

By the Commission:

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

Report of the Examiner states that at the hearing, the testimony disclosed that Applicant herein is proposing to engage the services of a contract agent (Thomas Zellar), to handle pick-up and delivery service, and its services of platforming, filling, and collecting at Walsenburg, Colorado; that such an agent is being requested at this time because of the fact that a certain general cartage company in Walsenburg recently decided to discontinue its arrangement with

Applicant herein to render said services. Applicant seeks a determination as to whether or not said proposal would be in violation of Commission's Rules and Regulations Governing Common Carriers by Motor Vehicle for hire, specifically because said proposal appears to be consistent with provisions of Rule 30, but at the same time, appears to be inconsistent with and in violation of the provisions of Rule 14(b). If such proposal is in violation of the provision of Rule 14(b), then relief is sought from said Rule, under provisions of Rule 41.

W. C. Perry, Vice-President of Applicant, appeared and testified in support of said application, stating his company is a motor vehicle common carrier of property, operating on schedule, over regular routes, between Denver, Colorado and the New Mexico-Colorado State Line, over U. S. Highways 85 and 87, serving intermediate points, among others, of Colorado Springs, Pueblo, Walsenburg, and Trinidad, Colorado; that his company maintains facilities at Denver, Colorado Springs, and Pueblo, Colorado, in addition to other places; that it also provides service in interstate commerce; that said company's personnel and facilities are used interchangeably in interstate and intrastate service; that said company would compensate said agent for service on the basis of amount of freight handled; that said agent will lease to Applicant a city truck to render said pick-up and delivery service; that said truck, at all times, will be marked and identified as being Applicant's, and will be subject to Applicant's insurance; that his company maintains a building from which it conducts operations at Walsenburg; that complete responsibility to the public for said operation will be that of his company; that said company is not intending to give up any of its common carrier duties to the public with regard to safety, adequacy, dependability and efficiency of service; that said service has heretofore been performed by a local general cartage company in Walsenburg; that said company discontinued said service;

that due to said discontinuance of service it became mandatory for his company to rearrange its facilities at Walsenburg; that his company desires to provide the most expeditious and economical service to its patrons, but that the amount of freight in and out of Walsenburg does not justify the expense of a company facility and use of company employees.

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

ORDER

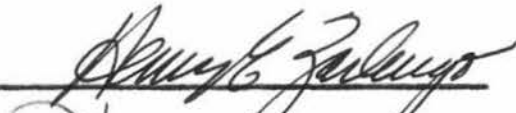
THE COMMISSION ORDERS:

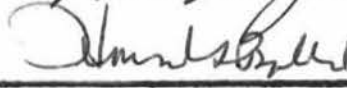
That employment of a contract agent at Walsenburg, Colorado, in operations under PUC No. 8 by Red Ball Motor Freight, Inc., be, and the same hereby is, authorized and approved.

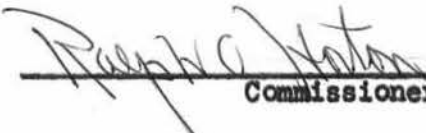
That Applicant herein be, and hereby is, relieved from provisions of Rule 14(b) of the Commission's Rules and Regulations Governing Common Carriers by Motor Vehicle for Hire in the conduct of said operation at Walsenburg, Colorado, only.

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 26th day of August, 1964.

et

Original

(Decision No. 63577)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE SANTA FE TRAIL TRANSPORTATION)
COMPANY, 433 EAST WATERMAN STREET)
WICHITA, KANSAS, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY,)
AUTHORIZING EXTENSION OF OPERATIONS)
UNDER PUC NO. 1869.)

APPLICATION NO. 20550-Extension

August 26, 1964

Appearances: Grant, Shafroth, Toll & McHendrie,
Esq., Denver, Colorado, for
Applicant;
Joseph F. Nigro, Esq., Denver,
Colorado for Goldstein Trans-
portation & Storage, Inc.,;
Robert L. Harris, Las Animas,
Colorado, for Las Animas
Transfer Company;
Carl Feather, Salida, Colorado,
for Brotherhood of Railway
Trainmen;
Ed Hamilton, Arvada, Colorado,
for Brotherhood of Locomotive
Firemen & Enginemen.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Applicant herein seeks authority to extend operations under PUC No. 1869, to include the right to transport freight and general commodities in substituted and supplemental rail service, on rail billing, along the Arkansas Valley District Line of The Atchison, Topeka, and Santa Fe Railway Company, serving as off-route points the following: Cheraw, Fort Lyon, McClave, Wiley, Bristol, and Hartman, as points served by said Arkansas Valley District Line.

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

Report of the Examiner states that at the hearing, Applicant amended said application by the following restrictive conditions, to-wit:

1. That service by motor vehicle to be performed shall be limited to service which is auxiliary to, or supplemental of, railroad service.
2. That Applicant shall not serve, or interchange traffic at any point not a station on a rail line of The Atchison, Topeka and Santa Fe Railway Company or a rail subsidiary thereof, "station" being any station or depot facility adjacent to or reasonably near railroad tracks where less-than-carload freight normally is unloaded from, or loaded on or into freight cars, or where such freight ordinarily is received from consignees or made available to consignees within depot grounds.
3. That shipments transported shall be limited to those which it receives from, or delivers to, the railway under a through bill of lading.
4. That all contracts between the rail carrier shall be reported to the Commission, and shall be subject to revision if and as the Commission finds it to be necessary in order that such arrangements shall be fair and equitable to the parties.
5. That such further specific conditions as the Commission, in the future, may find it necessary to impose in order to insure that service shall be auxiliary to, or supplemental of, train service.

Report of the Examiner further states that Clyde L. Fox, District Freight Agent for Applicant herein, appeared and testified in support of the application, stating Applicant is a wholly-owned subsidiary of The Atchison, Topeka and Santa Fe Railway Company; that it is the owner and operator of PUC No. 1869, and is presently conducting operations thereunder in substituted and supplemental rail service; that said company also possesses certain interstate authority from the Interstate Commerce Commission to conduct the same type of service herein sought; that his company will have sufficient equipment, net worth and operating experience with which to conduct said operation; that if authority herein sought is granted, Cheraw will be served by a pickup truck based at La Junta; that over-the-road trailers

will serve all other points; that freight herein involved is l.t.l. freight, the volume thereof being small; that rates to be assessed will be the same as authorized for the railroad; that three-day-per-week service is proposed; that said company will merely be substituting its trucks for railroad cars in rendering said proposed service; that there is a need for said proposed service.

Paul R. Buchanan, Trainmaster at La Junta, Colorado, also appeared and testified he is employed by The Atchison, Topeka and Santa Fe Railway Company; that he is well acquainted with the area herein sought to be served; that the Santa Fe Railroad supports the instant application with the restrictive conditions set forth above; that all towns proposed to be served are stations on the railroad; that there is a need for said proposed service; that if authority herein sought is granted, the advantages of car utilization, avoidance of train delays and economy of operation will accrue to his railroad.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that no one protests the granting of the instant application; that applicant will have sufficient equipment and experience with which to properly carry on said proposed extended operation; that applicant's financial standing is established to the satisfaction of the Commission; that public convenience and necessity require applicant's proposed extended motor vehicle common carrier transportation service, as set forth in the Order following:

O R D E R

THE COMMISSION ORDERS:

That The Santa Fe Trail Transportation Company, Wichita, Kansas, be, and hereby is, authorized to extend operations under PUC No. 1869, to include the right to transport freight and general commodities, in constituted and supplemental rail service, on rail

billing, along the Arkansas Valley District Line of The Atchison, Topeka and Santa Fe Railway Company, serving as off-route points, the following: Cheraw, Fort Lyon, McClave, Wiley, Bristol, and Hartman, as points served by said Arkansas Valley District Line, subject, however, to the following restrictions:

1. Service by motor vehicle to be performed shall be limited to service which is auxiliary to, or supplemental of, railroad service;
2. Applicant shall not serve, or interchange traffic at any point not a station on a rail line of The Atchison, Topeka and Santa Fe Railway Company or a rail subsidiary thereof, a "station" being any station or depot facility adjacent to or reasonably near railroad tracks where less-than-carload freight normally is unloaded from or loaded on or into freight cars, or where such freight ordinarily is received from consignees or made available to consignees within depot grounds;
3. Shipments transported by Applicant shall be limited to those which it receives from, or delivers to, the railroad under a through bill of lading.
4. All contracts between the rail carrier shall be reported to the Commission and shall be subject to revision if and as the Commission finds it to be necessary in order that such arrangements shall be fair and equitable to the parties, and
5. Such further specific conditions as the Commission, in the future, may find it necessary to impose in order to insure that service shall be auxiliary to, or supplemental of, train service;

and this ORDER shall be deemed to be, and be, a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY THEREFOR.

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

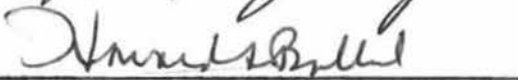
That Applicant shall operate its carrier system in accordance with the Order of the Commission except when prevented by Act of God, the public enemy, or extreme conditions.

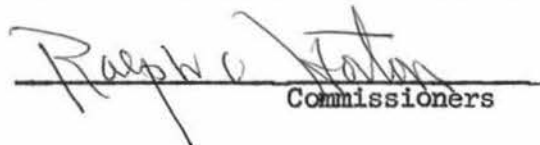
That this Order is subject to compliance by Applicant
with all present and future laws and rules and regulations of the
Commission.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






_____ Commissioners

Dated at Denver, Colorado,
this 26th day of August, 1964.

et.

ring copy

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RUSSELL D. HITCHCOCK DBA)
HITCHCOCK TRUCK COMPANY)
Route 2)
Tahlequah, Oklahoma)
-----)

AUTHORITY NO. M 15856
CASE NO. 16255 Ins.

August 26, 1964

S T A T E M E N T

By the Commission:

On June 25, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry C. Ziehl
Edward S. Bjelland
Ralph C. Jordan
Commissioners

Dated at Denver, Colorado,
this 26th day of August, 1964

Original

(Decision No. 63579)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEORGE D. HOLLADAY AND PEARL D.)
HOLLADAY, 151 SOUTH OGDEN STREET,)
DENVER, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 20633-PP

August 26, 1964

Appearances: Herbert M. Boyle, Esq., Denver,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

By the Commission:

By the above-styled application, George D. Holladay and Pearl D. Holladay, Denver, Colorado, sought authority to operate as a Class "B" private carrier by motor vehicle for hire, for the transportation of waste paper, between points within the Counties of Denver, Arapahoe, and Jefferson, Colorado.

Said application was regularly set for hearing before the Commission, at the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, August 28, 1964, at two o'clock P.M., due notice thereof being forwarded to all parties in interest.

The Commission has now been advised by Attorney for Applicants herein that said Applicants no longer desire to prosecute said application, and request for dismissal thereof was made.

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

O R D E R

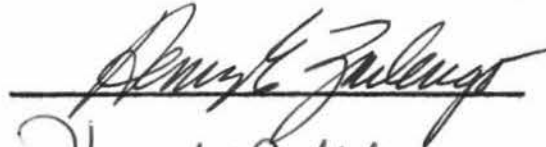
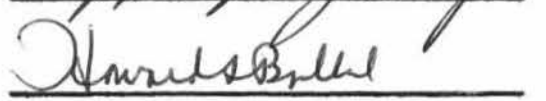
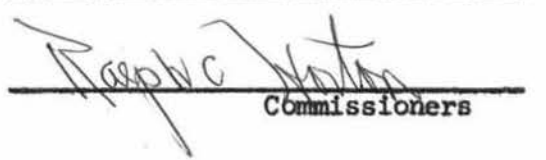
THE COMMISSION ORDERS:

That hearing of Application No. 20633-PP set for two o'clock P.M., August 28, 1964, at Denver, Colorado, be, and the same hereby is, vacated.

That said Application No. 20633-PP be, and the same hereby is, dismissed, upon request of Attorney for Applicants herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado
this 26th day of August, 1964.

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BERNARD B. DAVIS, 3143 FERN PLACE,)
BOULDER, COLORADO, AND NEIL B.)
SILLARS, 300 FOREST, BOULDER, COLO-)
RADO, DOING BUSINESS AS "A-1 TRASH)
REMOVAL," FOR AUTHORITY TO TRANSFER)
PUC NO. 3953 TO BERNARD B. DAVIS,)
DOING BUSINESS AS "A-1 TRASH RE-)
MOVAL," 3143 FERN PLACE, BOULDER,)
COLORADO.)

APPLICATION NO. 20619-Transfer

August 27, 1964

Appearances: Kenneth E. Barnhill, Esq.,
Denver, Colorado, for
Applicants.

STATEMENT AND FINDINGS OF FACT

By the Commission:

Heretofore, Bernard B. Davis, and Neil B. Sillars, doing business as "A-1 Trash Removal," Boulder, Colorado, were granted a certificate of public convenience and necessity (PUC No. 3953), authorizing operation as a common carrier by motor vehicle for hire, for the transportation of:

ashes, trash, and other waste materials, between points within the City of Boulder, and from said City of Boulder to regularly-designated and approved dumps and disposal places within Boulder County, State of Colorado; extended to the transportation of ashes, trash, and other waste materials, between points within a five-mile radius of the City of Boulder, and from points within said five-mile radius of Boulder to regularly-designated and approved dumps and disposal places within Boulder County, Colorado.

By the above-styled application, said certificate-holders seek authority to transfer PUC No. 3953 to Bernard B. Davis, doing business as "A-1 Trash Removal," Boulder, Colorado, said Neil B. Sillars being desirous of withdrawing from said partnership.

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

Report of the Examiner states that at the hearing, the evidence adduced disclosed that Transferors have continuously operated said PUC No. 3953 since granted by this Commission; that there are no outstanding unpaid operating obligations against said operating rights; that the consideration for said transfer is the sum of \$1,000; that Transferee will have ample and suitable equipment, sufficient net worth and operating experience with which to continue said operations.

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

O R D E R

THE COMMISSION ORDERS:

That Bernard B. Davis and Neil B. Sillars, Boulder, Colorado, be, and hereby are, authorized to transfer all right, title, and interest in and to puc No. 3953 -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to said Bernard B. Davis, doing business as "A-1 Trash Removal," Boulder, Colorado, Neil B. Sillars being hereby authorized to withdraw from said partnership.

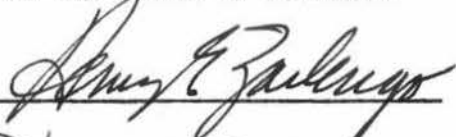
That transfer herein authorized is subject to encumbrances, if any, against PUC No. 3953 approved by this Commission.

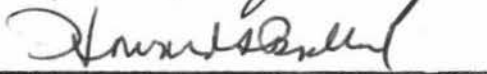
That said transfer shall become effective only if and when, but not before, said Transferor and Transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements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

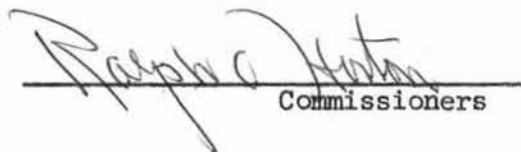
The right of Transferee to operate under this Order shall depend upon the prior filing by Transferor of delinquent reports, if any, covering operations under said certificate up to the time of transfer of said certificate.

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 27th day of August, 1964.

et.

Original

(Decision No. 63581)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHICAGO, BURLINGTON & QUINCY RAILROAD)
COMPANY FOR AUTHORITY TO CONSTRUCT A)
SPUR TRACK ACROSS STATE HIGHWAY NO. 51)
AT MILE POST 377.749, SITUATED AT)
WRAY, YUMA COUNTY, STATE OF COLORADO,)
AND TO MODIFY EXISTING AUTOMATIC)
SIGNALS TO PROTECT SAME.)

APPLICATION NO. 20596

August 27, 1964

S T A T E M E N T

By the Commission:

On July 20, 1964, Chicago, Burlington & Quincy Railroad Company, by its attorneys, filed application in accordance with the rules of this Commission, seeking approval for new spur track crossing construction and adjustment of automatic flashing signal protection as noted above.

Other explanatory material as submitted with the instant application includes:

- Exhibit A: Railroad station map to show location of Colorado Highway No. 51 in respect to existing main line crossing and proposed new track and crossing.
- Exhibit B: Profile of highway approaches to rail line.
- Exhibit C: Copy of approval as granted by Colorado Department of Highways for plans of proposed new spur track crossing over Colorado Highway No. 51 at Wray, Colorado.

With reference to the instant application and other investigation of the Commission, it appears that during 1953, Highway No. 51 was relocated to its present location to avoid congestion of highway and local traffic within the industrial area at the rail line along Main Street. The new location at 0.2 mile to the west also offered advantage of greater visibility at the crossing due to absence of

buildings and gentle downward approach grades on the new road. Automatic flasher signals were installed to protect the single main-line track. (Application No. 12296, Decision No. 40839, July 9, 1953).

More recently there has been increased plantings of sugar beets in the Wray area and there is now need for a convenient and readily accessible location for beet harvest storage and rail car loading. After extensive local investigation there was agreement among officials of Great Western Sugar Co., Yuma County, Town of Wray and the railroad that a new piling yard be established near Wray, along the rail line and west of Highway No. 51. In this location there has been no other development following re-location of the highway; extension of a yard siding track some 3500 feet long will be required to serve the new beet dump which will be 2000 feet long and 1200 feet west from the highway. New spur track is proposed to be located 18.5 feet north and parallel with the main line. Application is therefore made for approval of a grade crossing over the highway; involved also will be moving of the north side flasher signal to a new location for continued protection of both the main line and spur track crossings, no other signal change will be required.

It is to be noted that estimated traffic volumes have shown a small increase from 400 vehicles per day in 1953 to approximately 600 per day in 1964. Protection of flasher signals has been effective. Relative to addition of the spur track, operating inquiry was made as follows:

- a. Vision - Under normal operations no cars will be spotted closer than 500 feet from the crossing on east side (track layout) and no closer than 100 feet on the west (derail stop).
- b. Use - Will be occasional and generally limited to seasonal switch movement of beet gondolas -- October, November, December, possibly January.

- c. Operations - Spur track does not connect with main line so that fast multiple track operation is not possible for two trains.

Applicant also states that the proposed spur track crossing and existing main track will be protected by the same automatic flashing light signals, the present north signal being moved to a point north of the proposed spur track to permit construction of the new track. Protection to be afforded to Applicant's main line by the crossing signals will remain essentially the same as at the present time.

According to Department of Highways approval, as granted in Exhibit C, all costs of the new crossing work are to be borne by the railroad in accordance with former crossing agreement of February 5, 1953. With reference to the application, estimated costs are \$1,034.00 and will be borne by Applicant.

In further review of this proposal, the Commission forwarded a copy of the application, together with a Notice, to interested parties, including also the Board of Yuma County Commissioners, the City of Wray, and Colorado Department of Highways, to ascertain if any other action was desired within the period of twenty (20) days as designated in said Notice. No adverse reply has been received by the Commission.

After investigation and consideration of the instant proposal, it is the belief of the Commission there is justification for the new grade crossing from the standpoint of agricultural need in the region, and as further shown in the expenditures being made by private industry for additional track and related construction to meet that public need.

In the matter of public safety, the Commission's attention has also been directed to the possible addition of short-arm gates. This would be in the case of two trains operating through the crossing at the same time or if cars are spotted to restrict a motorist's

view of the crossing. The limited switching and seasonal use for which the new track is proposed offers only a remote possibility of simultaneous track use; as noted above, the track layout and derail installation offer control of car spotting to maintain crossing vision. In addition, there has been no other track-side development to limit open visibility characteristic of the whole area; further, careful public observation and compliance with the warning of the flasher signals must be anticipated as a part of the safety installation.

It is therefore the belief of the Commission that the proposed crossing installation and signal change is compatible with the public interest, and the Commission determined to hear, and has heard, said matter forthwith, without further notice, upon the records and files herein.

F I N D I N G S

THE COMMISSION FINDS:

That it is informed in the instant matter, and the foregoing Statement, by reference, is made a part hereof.

That public safety, convenience and necessity require the construction and approval of proposed new spur track grade crossing over State Highway No. 51, together with related flasher signal relocation at the grade crossing of State Highway No. 51 over Chicago, Burlington & Quincy Railroad at Mile Post 377.749, Wray, Yuma County, Colorado.

That the authority sought in the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

That Applicant, Chicago, Burlington & Quincy Railroad Company, Chicago, Illinois, be, and it hereby is, granted a certificate of public convenience and necessity to authorize and approve construction of a spur track grade crossing over State Highway No.

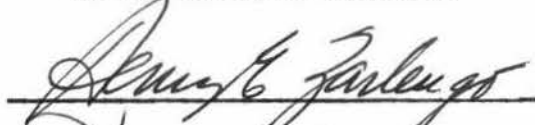
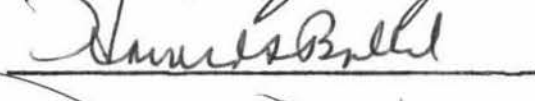
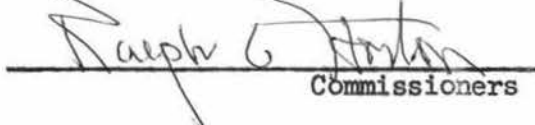
51 and related flasher signal relocation at Mile Post 377.749,
Wray, Yuma County, Colorado.

That the work to be done, costs, installation and maintenance of the protection devices, shall be as indicated in the preceding Statement. Said Statement, Highway approval, and Location Exhibits are, by reference, made a part hereof.

That the protection signs and installation shall all be in conformance with the current Bulletin of the Association of American Railroads' Joint Committee on Railroad Protection.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of August, 1964.

et

original

(Decision No. 63582)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GREELEY GAS COMPANY, A COLORADO COR-)
PORATION, FOR AN ORDER GRANTING TO)
IT A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY TO EXERCISE)
FRANCHISE RIGHTS FOR THE PURCHASE,)
DISTRIBUTION AND SALE OF NATURAL)
GAS IN THE TOWN OF KERSEY, WELD)
COUNTY, COLORADO; AND TO DISTRIBUTE)
AND SELL GAS IN AN AREA CONTIGUOUS)
TO THE SAID TOWN AND ALONG THE GAS)
TRANSMISSION LINE FROM WHICH THE)
TOWN IS SERVED.)

APPLICATION NO. 20628

August 28, 1964

Appearances: Lee, Bryans, Kelly & Stansfield,
Esq., Denver, Colorado, by
Donald D. Cawelti, Esq., for
Applicant;
J. M. McNulty, Denver, Colorado,
and
Everett Thompson, Denver, Colo-
rado, for the Staff of the Com-
mission.

S T A T E M E N T

By the Commission:

Greeley Gas Company filed an application with this Commis-
sion seeking a certificate of public convenience and necessity au-
thorizing the exercise of franchise rights in the Town of Kersey,
County of Weld, Colorado, and for the purchase, distribution and sale
of natural gas in said Town and in areas contiguous thereto and along
the gas transmission line from which the Town is to be served.

The matter was set for hearing after due notice to all in-
terested parties, on August 20, 1964, at 11:00 o'clock A. M., in the
Hearing Room of the Commission, 532 State Services Building, Denver,
Colorado. No one appeared at the hearing in opposition to the grant-

ing of this application.

Applicant is a corporation, organized and existing under and by virtue of the laws of the State of Colorado, and is a public utility company subject to the jurisdiction of this Commission, engaged in the purchase, distribution and sale of natural gas at various points within the State of Colorado and in other states. A certified copy of the Applicant's Articles of Incorporation, together with all amendments thereto, has heretofore been filed with this Commission.

Applicant showed that on August 3, 1964, there had been introduced in the Board of Trustees in the Town of Kersey, Ordinance No. 70 of the town, which ordinance grants a franchise to the Applicant to distribute and sell natural gas within the town. Ordinance No. 70 was introduced in evidence as Exhibit A and is entitled as follows:

"ORDINANCE NO. 70 GRANTING TO GREELEY GAS COMPANY, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO CONSTRUCT, MAINTAIN AND OPERATE A PLANT OR PLANTS AND WORKS FOR THE PURCHASE, MANUFACTURE, GENERATION, TRANSMISSION, DISTRIBUTION AND SALE OF ARTIFICIAL AND NATURAL GAS, OR EITHER THEREOF, WITHIN THE CORPORATE LIMITS OF THE TOWN OF KERSEY, COLORADO."

The term of the franchise contained in said ordinance is for a period of twenty-five years, and in consideration of the granting of the franchise the Applicant agrees to pay 1% of its annual gross revenue derived from the sale of gas within the Town exclusive of surcharges made, or revenues derived from the sale of gas to the Town itself or to industrial customers.

Witness for Applicant, Mr. Homer S. Lanning, testified that the next meeting of the Board of Trustees was on September 8, 1964, at which time it was expected that the franchise ordinance would be passed.

The Applicant's witness further testified that the Applicant expected to purchase its gas from Colorado-Wyoming Gas Company through

a lateral to be constructed by that company. Exhibit C introduced into evidence was a map of the transmission lateral to be constructed to serve the Town of Kersey, which exhibit by reference is made a part hereof. The Applicant also requested authority to serve gas in the area contiguous to Kersey and along the gas transmission line shown on Exhibit C. Exhibit B introduced into evidence was a map of the gas distribution system to be installed inside the town limits.

There is no other public utility in the business of distributing natural gas in the Town of Kersey, the area contiguous thereto or along the transmission line to serve the Town.

Under the terms of the agreement between Applicant and Colorado-Wyoming Gas Company, the Applicant is required to make a contribution in aid of the construction of the lateral transmission line to serve the Town, which contribution is estimated to be in the sum of \$18,000. Applicant proposes to recover the cost of such contribution in aid of construction by the addition of a surcharge of \$1.20 to each monthly gas service bill, which surcharge is to continue until Applicant has recovered its contribution in aid of construction, but not longer than 12 years. Sixty-five per cent of the amount of such monthly surcharge is to be used to write off the Applicant's investment in said transmission line with the remaining 35% to be treated as interest income by the Applicant. By this method of accounting, Applicant seeks to pass on to its gas customers in the Kersey vicinity the cost of the contribution in aid of the construction which Applicant must make in order to bring gas service to them.

The 1960 population of the Town of Kersey was 378. Applicant anticipates that it will be able to connect 118 domestic customers and 24 commercial customers to its initial gas distribution system. Applicant proposes to charge the same rates for its gas ser-

vices as are presently in effect in Weld County or as will be in effect in Weld County as a result of its application for a rate change currently pending before this Commission. Applicant estimates that its initial investment to provide a gas distribution system in the Town of Kersey will be in the amount of \$18,480. Based upon such investment, the anticipated customers to be connected, and the revenues to be derived therefrom, Applicant prepared Exhibit E showing the economic feasibility of its service to the Town of Kersey.

Applicant's witness further testified that the estimated total investment during the term of the franchise to be granted would be in the amount of \$25,000. This amount will be used in determining the issuance fee but will not be binding on the Commission at any time when valuation may be in issue.

The Commission has reviewed the instant application and the evidence presented by Applicant in support thereof. The Commission is of the opinion that the authority sought herein should be granted and that a preliminary order should be entered declaring that a certificate of public convenience and necessity will issue to Applicant after the contemplated franchise has been obtained.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission has jurisdiction of the Applicant herein, Greeley Gas Company, and of the subject matter involved in the instant application.

That the Commission is fully advised in the premises.

That the foregoing Statement is hereby adopted as a part of these Findings.

That the public convenience and necessity require and will require, the exercise by Greeley Gas Company of the franchise rights which will be granted to the Company by Ordinance No. 70 of the Town

of Kersey to purchase, distribute and sell natural gas in the Town of Kersey, in the area contiguous to the Town and along the gas transmission line from which the Town is to be served.

O R D E R

THE COMMISSION ORDERS:

That the public convenience and necessity require, and will require, the exercise by Greeley Gas Company of the franchise rights to be granted in Ordinance No. 70 of the Town of Kersey, marked Exhibit A in this proceeding, which by reference is made a part hereof, which franchise is for the purchase, distribution, and sale of natural gas by Greeley Gas Company in said Town; and the public convenience and necessity further require, and will require, the purchase, distribution and sale of natural gas in the area contiguous to the said Town of Kersey and along the said gas transmission line of Colorado-Wyoming Gas Company from which the town is served.

That this Commission will, upon supplemental application herein, issue to Applicant an order constituting a certificate of public convenience and necessity as aforesaid, which supplemental application shall be accompanied by a copy of said Ordinance No. 70 of the Town of Kersey certified to be true and correct by the Town Clerk, and that the same has been duly adopted by the Board of Trustees, is in effect, and has been accepted by Greeley Gas Company.

That the Commission retain jurisdiction of this matter to make such further Order or Orders as may be necessary upon receipt of the supplemental application of Greeley Gas Company as aforesaid.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Samuel E. Zullinger
James B. Belland
Ralph C. Johnson
Commissioners

Dated at Denver, Colorado,
this 28th day of August, 1964.
mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
DENVER-CLIMAX TRUCK LINE, INC.,
1380 UMATILLA STREET, DENVER, COLO-
RADO, FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY, AUTHORIZ-
ING EXTENSION OF OPERATIONS UNDER
PUC NO. 1195 AND PUC NO. 1195-I,
FOR TRANSPORTATION IN INTRASTATE,
AND IN INTERSTATE AND FOREIGN
COMMERCE.

APPLICATION NO. 20424--Extension

August 28, 1964

Appearances: John P. Thompson, Esq., Den-
ver, Colorado, for Applicant;

John H. Lewis, Esq., Denver,
Colorado, for Colorado
Freightways, Inc;

E. A. Stansfield, Esq., Den-
ver, Colorado, for Public
Service Co. of Colo;

Edward F. Martin, Idaho
Springs, Colorado, for
Curnow Transportation Co.,
Inc.

S T A T E M E N T

By the Commission:

Denver-Climax Truck Line, Inc., is the owner of Certificate
No. 1195 and I, with the following authority as disclosed by the cab
card given to applicant to carry in his truck for the purpose of in-
forming officers enforcing transportation. Said authority is as
follows:

Transportation of freight: 1. Between Denver and five miles
thereof, and Climax and points intermediate between and in-
cluding Idaho Springs and Climax, with off-route points of
Empire, Breckenridge, Montezuma and points within a four-
mile radius of Kokomo, and the points between the foot of
Mt. Vernon Canyon and Idaho Springs, via Highways Nos. 6
and 40; also serving points within one mile on each side
of Loveland Pass as far west as Dillon, and from, to and
between all of said points; 2. Between Leadville and the
Arkansas Smelter, on the one hand, and Wheeler, Frisco,
Dillon, Breckenridge, Montezuma, Loveland Pass, Kokomo,
and a four-mile radius of Kokomo, on the other hand; 3.
Between Idaho Springs and Echo Lake and intermediate points;
4. Between all points in Colorado and the Colorado State
boundary lines, where all highways cross the same, in in-
terstate commerce, only, subject to the provisions of

the Federal Motor Carrier Act of 1935, as amended; Subject to the following conditions: (a) Provided, however, that no transportation shall be rendered between Denver and Dillon, Breckenridge, Frisco and Wheeler, requiring special equipment; (b) Provided that any and all highways necessary to effect an adequate transportation service hereunder may be used. Dec#58570 EXTENDED TO include scheduled service between Climax, Colorado, on the onehand, and on the other, the Urad Mine, which is located in Clear Creek County, Colorado, approximately one and one-half miles south of U. S. Highway No. 40 at the foot of Berthoud Pass, by the shortest route already authorized under said Certificate, without authority to serve intermediate points and without authority to combine or tack this authority with any other held by the applicant so as to provide any additional through service.

On April 3, 1958, applicant asked to extend the authority granted in PUC 1195 to include the followinh:

transportation of freight serving the construction site of Public Service Company of Colorado on Cabin Creek, approximately four mile southwest of Georgetown, Colorado, as an off-route point in conjunction with scheduled regular route service conducted by the applicant under its PUC 1195 and 1195-I between Denver and Climax, Colorado, and intermediate points.

In paragraph 6 of the application, Applicant further stated "That the applicant desires to engage in interstate and foreign commerce in the State of Colorado within the limits of the application herein," and Applicant files a purported notice of hearing which we, for the purpose of this Order, are assuming is a notice to all interested parties as disc,osed by Exhibit No. 1.

Application No. 20424 was regularly set for hearing and heard at 532 State Services Building, Denver, Colorado, on July 1, 1964, at which time evidence was introduced in support of the within application and at the conclusion of the hearing, the application was taken under advisement.

This application can best be described by using the language of the Attorney of Applicant:

"MR. THOMPSON: I understand, Mr. Commissioner, that this is the first case which has actually come to a hearing before this Commission under the change in the Interstate Commerce Act, which took place in October 1962 concerning the registration of Intrastate operations so as to permit their performance in Interstate

Commerce to the same extent as was permitted Intrastate. This change is now Section 206 (a) (6) of the Interstate Commerce Act and establishes a procedure whereby an applicant to the regulatory authority of the State may when filing an application for common carrier authority with the State Agency, apply at the same time for authority to perform the same service Interstate. It provides for notice to be given to the Interstate Commerce Commission and published in the Federal Registry prior to the hearing, and I have this morning a copy of it which my girl has cut out of the Federal Registry, the notice which was published showing that the notice in this case was published on Wednesday, June 10, 1964, involving 29, page 7499 of the Registry which I would ask leave to offer into evidence as Applicant's Exhibit No. 1. "(Applicant's Exhibit No. 1 was marked for identification.)"

"MR. LEWIS: I have no objection.

"COMMISSIONER HORTON: It will be received into evidence. "(Applicant's Exhibit No. 1 was received into evidence.)"

"MR. THOMPSON: I understand from a copy of the letter from the ICC, that this Commission was independently notified of this publication by letter. The amendment to the Interstate Commerce Act to which I have been discussing has the effect, that, of course, any carrier who has Interstate authority which may conflict with the Interstate which might result from an application of this kind is entitled to appear here and protest the Interstate portion, and when it comes time to register the order with the Commission and the ICC, to pursue its protest before the ICC, since this is the first one of its kind for me and I presume for counsel, and I understand for the Commission, we thought that we would try to pursue a slow and steady course and see if we could make a record in conformance with the statute, and if it does go through the ICC, we might know what difficulties we might be confronted with, so this might be a test application providing we can establish a need for the Intrastate portion."

A disturbing factor in the record is a letter addressed to Attorney for Applicant from Sheldon Silverman, Assistant Director, Bureau of Operating Rights of the Interstate Commerce Commission, where he states:

"In the Notice it is indicated that the carrier seeks to serve the construction site of the Public Service Company of Colorado on Cabin Creek, as an off-route point in connection with previously authorized intrastate authority between Denver, Colorado, and Climax, Colorado. A diligent search of our records fails to disclose that either P.U.C. 1195-I, or P.U.C. 1195, the referred Colorado Certificates, are registered

with the Interstate Commerce Commission. Thus, it does not appear the carrier has any right to engage in operations in interstate or foreign commerce corresponding to the intrastate rights authorized in the specific State Certificates. In the event the Colorado Commission should grant the Denver-Climax Truck Lines, Inc., authority to serve the aforementioned off-route point, a corresponding right to serve the off-route point in interstate commerce would appear to be to no avail, since the carrier holds no corresponding right in interstate commerce to which the off-route point could be appurtenant."

Attorney for Applicant apparently does not agree with Sheldon Silverman of the Interstate Commerce Commission. At the hearing, the Commissioner taking the hearing was confused and requested Applicant to file its present interstate authority and to further file a statement as to the issues, before the Commission. This request was completed within approximately one week later.

We have reviewed the record and the statement of counsel by again examining the exhibits, including the late filed exhibits and transcript and are of the opinion that two questions are to be determined by the Commission.

1. Does public convenience and necessity require the extended service of Applicant to render off-route service to Public Service Company at Cabin Creek, four miles southwest of Georgetown, Colorado, in conjunction with their scheduled service under Certificate of Public Convenience and Necessity 1195 in intrastate commerce?

2. Does public convenience and necessity require this type of service in Interstate Commerce?

In support of the above Application, E. A. Stansfield, an Attorney representing Public Service Company of Colorado, made a statement to the Commission. He described the nature of the project being a pump storage installation to provide peaking capacity for the electric system of Public Service Company of Colorado. The Attorney was of the opinion that the Company or its contractors will need scheduled daily service.

Several witnesses appeared testifying as to the type of service offered and their use and need for the daily service.

Lois Mae Eshe, General Manager of Denver-Climax Truck Line, Inc., outlined the type of service her Company proposes to offer, the equipment to be used, and she went into considerable detail as to the type of service, and especially as to safety factors which they are now conducting.

Ira Neill, who is connected with Navajo Freight Lines, states he is not familiar with the Georgetown-Silver Plume area, but states that his Company if they ever had business in the area would need some kind of common carrier service in interstate commerce. It seems his company has some kind of an interchange trailer agreement with Applicant. Witness states on cross-examination as follows:

"Q. I assume from your testimony, sir, that you have no traffic destined to the Cabin Creek site?

"A. Not to my knowledge we have not.

"Q. Of course, whether your Company was favored with receiving any of that Interstate Traffic at this particular time is speculative?

"A. Right."

Robert J. Cooper, who is connected with McCoy Company, 6000 Colorado Boulevard, stated that he is familiar with the Cabin Creek Project and that his company needed the proposed service in intrastate commerce and especially for parts and small shipments.

Robert Scott Pearson, Vice President and General Manager of Air Rentals, Inc., 3965 Fox Street, Denver, states his Company definitely needs scheduled service for parts out of their warehouse. He felt a daily service was needed. In fact, he did not feel a three times a week schedule would fulfill his company's need. His business would be intrastate only.

Mrs. Eshe, the General Manager of Applicant Company, was recalled to show her company had interline shipments with P.I.E. and I.C.X. which traffic originated out of Colorado and for which

her Company made deliveries. However, on cross-examination, the witness testified that she had received no complaint on service presently rendered.

On behalf of Protest, Colorado Freightway, Inc., was represented by Mr. Wagner, President of the Company, who protested the interstate portion of Applicant. It appears his company has authority to serve in interstate commerce. He states his company has handled interstate shipments and is desirous of handling this traffic and that he has sufficient equipment now available to handle same.

In considering the above application, the Commission finds sufficient evidence to justify the granting of intrastate authority. It is apparent that a scheduled service is not only desirable, but will be needed to serve the Cabin Creek site in intrastate commerce. The evidence discloses this traffic originates largely in Denver and consists principally of parts and small shipments consistent with scheduled carrier service. It appears that applicant carrier is the natural carrier to perform this type of service.

In considering our recommendation as to interstate authority, we cannot find evidence to justify a recommendation or a finding to the effect that an additional grant of interstate authority is justified, or is in the public interest. The only evidence in support of interstate authority is by Lois Eshe, the General Manager of Applicant company.

Other witnesses had little or no need for this service.

F I N D I N G S

THE COMMISSION FINDS:

That Applicant presently operates a line haul scheduled service between Denver and Climax, and we further find that the Cabin Creek site that Applicant desires to serve is located ap-

proximately four miles off Applicant's regular route.

The evidence in the record clearly discloses that this service is needed in intrastate commerce as small shipments will be needed daily and the Applicant is the only carrier who can economically give this service.

It is contended by Applicant that a like service would be needed for interstate traffic. For large shipments, the record indicates that Colorado Freightways, Inc., can handle the shipments. However, we have no carrier who can economically handle small shipments and it might appear that this service could be desirable if any traffic is offered. Applicant asked for freight to serve a construction site in interstate commerce. In the opinion of the Commission, they are asking for general authority and not for a service for small shipments. Due to the protest of Colorado Freightways, Inc., we cannot recommend under the record here made the granting of interstate authority.

That public convenience and necessity require the common carrier service of Applicant in intrastate commerce as hereinafter set forth, and that a certificate should issue therefor.

O R D E R

Upon consideration of the evidence as disclosed by the record and the application and the files herein, the Commission, having issued the foregoing Statement and Findings of Fact, which are hereby referred to and made a part hereof by reference,

IT IS ORDERED:

That public convenience and necessity require and will require the proposed scheduled extended operation of Applicant under PUC No. 1195 for transportation of freight serving the construction site of the Public Service Company of Colorado on Cabin Creek, approximately four miles southwest of Georgetown, Colorado,

as an off-route point in conjunction with Applicant's scheduled regular route service between Denver and Climax, 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.



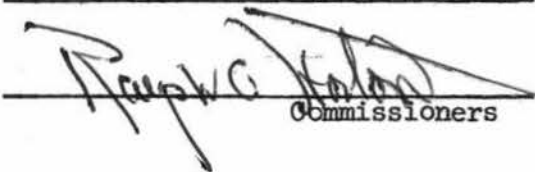
That Applicant shall operate his carrier system in accordance with the Order of the Commission except when prevented by Act of God, the public enemy, or extreme conditions.

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

That in all other respects, the above Application be, and hereby is, denied, for failure to establish by competent evidence a need for interstate service.

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 28th day of August, 1964.

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original

(Decision No. 63584)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

SOUTHEAST COLORADO POWER ASSO-)
CIATION, INC.,)
Complainant,)
vs.)
WESTERN POWER & GAS COMPANY,)
SOUTHERN COLORADO POWER COM-)
PANY DIVISION,)
Respondent.)

CASE NO. 5268
2nd SUPPLEMENTAL ORDER

August 28, 1964

Appearances: John P. Thompson, Esq., Den-
ver, Colorado, for Com-
plainant;
Harry S. Peterson, Esq.,
Pueblo, Colorado, for Re-
spondent;
Paul M. Brown, Denver, Colo-
rado, of the Staff of the
Commission.

S T A T E M E N T

By the Commission:

In Case No. 5268, Decision No. 62656, of April 3, 1964, a certificate of public convenience and necessity was issued by this Commission to Southern Colorado Power Company, Division of Western Power & Gas Company, (Respondent), to serve a microwave relay station for American Telephone & Telegraph Company (A.T.&T.) located in the Northeast quarter of Section 3, Township 25 South, Range 64 West. This Decision, among other things, provided for a joint use of certain facilities owned by Southeast Colorado Power Association (Complainant) by Respondent. The order further provided that if in ninety days from the effective date of the Order, the two utilities were unable to agree on the compensation to be paid by Respondent

for the use of facilities owned by Complainant that the Commission should be notified and a supplemental hearing would be held to determine fair and just compensation for such use.

On July 14, 1964, Complainant notified the Commission of failure to agree on compensation and on July 15, 1964, Respondent similarly notified the Commission. The Commission then set August 4, 1964, as the date, at ten o'clock A. M., at the Hearing Room of the Commission, 532 State Services Building, for further hearing on the matter of compensation. The hearing was held at said time and place. At the beginning of the hearing, Complainant objected to any proceeding at all on grounds then stated. The Commission overruled the objection and proceeded to hearing.

Non-contradicted testimony showed the existence of a single phase line, #14 ACSR conductor, of Complainant running easterly along the northern line of Sections 7-10, inclusive, Township 24 South, Range 54 West; thence southerly along the east lines of Sections 10, 15, 22, 27 and 34 of Township 24 South, Range 54 West, and southerly along the east line of Section 3, Township 25 South, Range 64 West to the site of a microwave relay station located in Northeast quarter of Section 3 installed by the American Telephone & Telegraph Company. From this point the distribution line of Complainant continues southerly approximately twenty miles. Since three phase service was required by A. T. & T., it was necessary to add two additional phase wires and cross arms to the existing distribution line.

In Commission Decision No. 62565, Respondent was ordered to use the existing line and to add thereto two phase wires plus the necessary cross arms from a point of availability of three phase service in or near Section 1, Township 24 South, Range 55 West, to the A. T. & T. site. It was necessary to replace six poles, because of lightning damage or other valid reasons. The replacing poles shall become the property of Complainant and the salvaged poles the property of Respond-

ent. In this manner there will be no confusion as to ownership of the entire pole line. Approximately a quarter mile of new three phase, four wire line was installed to connect an existing three phase line of Complainant to the single phase line for which joint use was ordered. In addition to these facilities, Respondent added at the beginning of the joint use line a three phase automatic reclosing oil circuit breaker and installed fuses on all laterals extending from the joint use line between the point of the three phase connection and the three phase service to the A. T. & T. site. Insofar as possible, to balance the three phase load, lateral connections were transferred to the new phase wires, thus tending to improve voltage supply along the joint use line.

Complainant did not feel that this situation was a joint use as envisioned by witness for Complainant since normally a second utility completely owned any circuits attached to the pole line of the first utility. A further objection was that the power and energy delivered over this line had already passed the delivery point to Complainant. In this particular instance, the delivering utility is the Respondent and the purchasing utility is the Complainant. No suggestions were offered by Complainant as to charges for the joint use of facilities as ordered by the Commission. The closest to a suggestion would be that Respondent would pay for energy delivered to A. T. & T. under an applicable rate schedule of Complainant. It was further indicated that overhead costs should also be included. If an arrangement similar to this were to be ordered, the Commission should well have, in the first instance, granted the certificate of public convenience and necessity to Complainant. Respondent felt that a charge of \$2.40 per pole would be a fair rental for attachments and in addition to share maintenance of the line utilized in joint use and lastly either (1) a flat payment of 8.7 mills per kilowatt hour to cover cost

of power and energy, or (2) an adjustment of the power and energy delivered to Complainant by Respondent by deducting therefrom power and energy delivered to the A. T. & T. site, plus losses.

The proposition as proposed by Respondent appears to be more nearly in line with the Commission's feeling in the matter of compensation and will be applied as modified in our order. Further consideration must be given because of certain other facts involved. Complainant's witness indicated its system loss for the preceding calendar year was 19.1% and further pointed out its maximum demand was approaching the limit as established in the electric service agreement between the Arkansas Valley G & T, and Respondent. Southeast Colorado Power Company, Complainant, is a member of the Arkansas Valley G & T and is entitled to an allocation of 8,830 kilowatts of the 10,800 kilowatts established in the service agreement. In the event the demand exceeds 10,800 kilowatts, the kilowatt demand charge becomes \$3.00 per kilowatt, whereas under 10,800 kw the demand charge is \$1.75 per kilowatt. Because of this fact, we believe Item No. 2 of the settlement for power and energy is to be preferred. It would be unfair for Complainant to be charged at the rate of \$3.00 for excess kilowatts above 10,800 kw when a part of this demand could be established by the power furnished to the A. T. & T. site by Respondent.

Respondent has prepared a study to determine the power loss attributable to loads along the joint use line which compute to be approximately 6% of the delivered energy to the A. T. & T. site. This computation did not include losses through transformers. Therefore, since transformers are involved at the billing meter between the Respondent and Complainant and also at the site of A. T. & T., these losses appropriately computed should be added to the line losses to determine the total loss adjustment.

F I N D I N G S

THE COMMISSION FINDS:

That both Complainant and Respondent are public utilities subject to the jurisdiction of this Commission.

That it has jurisdiction of the subject matter herein.

That the above Statement by reference is incorporated herein.

That it should establish a fair and just compensation to be paid by Respondent for its use of facilities owned by Complainant as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That fair and just compensation to be paid by Respondent to Complainant for the joint use is as follows:

1. Pole rental at the rate per year per pole \$3.00.
2. Maintenance costs for the jointly used pole line shall be shared equally by the two utilities. The cost of any necessary operation or maintenance performed by either utility as convenient or required by emergency conditions shall be billed to and paid by the other utility at one half the cost thereof.
3. An adjustment of the power and energy billed by Respondent to Complainant shall be made on the basis of the energy delivered and metered to the microwave station of A. T. & T. adjusted for line losses as computed by Respondent at six percent plus losses through the transformers at the point of delivery by Respondent to Complainant and at the point of delivery to the site of A. T. & T. at the rate of two percent for each location. The total adjustment for losses is, then, ten percent of power and energy delivered at the A. T. & T. site and thus no penalty will accrue to Complainant because of the power requirements of Respondent at the A. T. & T. site causing an increase above 10,800 Kw of maximum contract demand.
4. The poles replaced shall be the property of Respondent and the replacing poles shall be the property of Complainant.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Harry E. Zuckerman
James G. Kelly
Robert C. Hatan
Commissioners.

Dated at Denver, Colorado,
this 28th day of August, 1964.
mls

original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
SANGRE DE CRISTO ELECTRIC ASSOCIA-)
TION, INC., A COLORADO CORPORATION,)
BUENA VISTA, COLORADO, FOR AN ORDER)
AUTHORIZING THE ISSUANCE OF SE-)
CURITIES AND THE APPLICATION OF THE)
PROCEEDS THEREFROM TO CERTAIN LAWFUL)
PURPOSES.)

APPLICATION NO. 20623-Securities
Amended

August 28, 1964

Appearances: Robert P. Rush, Esq., Salida,
Colorado, for Applicant;
E. R. Thompson, Denver, Colo-
rado, for the Commission.

S T A T E M E N T

By the Commission:

By this application Sangre De Cristo Electric Association, Inc., (Sangre De Cristo), seeks authority from this Commission to issue a Mortgage Note in the principal amount of \$343,000 payable to the United States of America bearing interest at the rate of two per cent (2%) per annum and payable within thirty-five (35) years after the date thereof and approval of an Amendment, dated as of June 23, 1964, to Amending Loan Contract, dated as of April 24, 1957, as amended, between Sangre De Cristo Electric Association, Inc., and the United States of America, setting a maximum which may be borrowed by the Applicant at \$2,503,000.

The matter was set for hearing after due notice to all interested parties, on August 20, 1964, at 10:00 o'clock A. M., in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, and was there heard by the Commission, and at the conclusion thereof taken under advisement.

No protests were filed with the Commission with regard to this application, and no one appeared at the hearing in opposition to the granting of the authority sought.

Sangre De Cristo is a corporation organized under the laws of the State of Colorado June 21, 1940. Its Articles of Incorporation, with Amendments, certified to by the Secretary of the State of Colorado August 20, 1964, were entered in evidence as Exhibit F in this proceeding. Sangre De Cristo is a rural electric cooperative association engaged in the business of purchasing, transmitting, distributing and selling electrical energy to its member and non-member consumers in Lake, Chaffee, Fremont and Custer Counties, in Colorado, as defined by PUC Decisions Nos. 50984, 55800 and 57043.

Applicant's first witness, the Manager of Sangre De Cristo, testified that additional funds are needed for the improvement and expansion of Sangre De Cristo's electrical distribution system in order to serve adequately the electrical consumers within its service territory. To obtain these necessary funds, Sangre De Cristo has entered into loan negotiations with the United States of America acting through the Administrator of the Rural Electrification Administration. The application to the Rural Electrification Administration for these additional funds was based upon and supported by engineering data as to the construction requirements as set forth in the Cost Estimate and Loan Budget, Exhibit C, entered into evidence. Applicant's witness testified that the new construction required in the amount of \$372,793 would consist summarily as follows:

Various distribution facilities and equipment	\$166,983
Tie lines	70,182
Conversion and line changes	15,393
Transformers, meters and other equipment	105,385
Engineering fees	<u>14,850</u>
	\$372,793
Less:	
Funds available from prior loans	<u>29,793</u>
Total	\$343,000

As part of Exhibit C, there was introduced into evidence a Loan Feasibility Study as submitted to the Rural Electrification Administration at the time the application for the loan was made to that authority. This study indicates that the loan of \$343,000 is feasible. Applicant's witness stated that this study, in his estimation, was conservative and that the results indicated therein would be obtained by Sangre De Cristo. In response to a question upon cross-examination, he stated that the experience had been that the results of operations had in most instances exceeded the estimates set forth in similar type loan feasibility studies. Basic information for this study was prepared by employees of Sangre De Cristo and by a consulting engineering firm which has done work for Sangre De Cristo for several years.

As evidence of Sangre De Cristo's financial position as of June 30, 1964, there were introduced into evidence its Balance Sheet as of this date, Exhibit A, and Operating Statement for the twelve months ending June 30, 1964, Exhibit B. As of this date, long term debt amounted to \$1,665,709, after the inclusion of \$69,318 of advance payments to the Rural Electrification Administration. Total equities amounted to \$60,218, or approximately three and one-half ($3\frac{1}{2}\%$) per cent of total capitalization. In addition to the cushion of credit from which emergency funds may be available, Sangre De Cristo has approximately \$30,000 of temporary investments and cash with which to meet emergencies.

Applicant's witness stated that in his opinion this was an adequate amount of reserve funds for storm damage and other contingencies. He stated that the service area served by Sangre De Cristo was not subject to wind and ice storms as occur in other areas in Colorado.

Sangre De Cristo's Operating Statement for the twelve months ended June 30, 1964, shows operating margins of \$30,407 and

non-operating margins of \$3,264, or a total of \$33,671. Although Sangre De Cristo operated at a deficit in years prior to 1956, the economy of the territory served is steadily improving and it was the witness's opinion that the upward trend of earnings will continue.

Applicant's witness, Chairman of the Board of Directors, testified that the Board had approved the application of the loan to the Rural Electrification Administration. He identified the Mortgage Note made by Sangre De Cristo Electric Association, Inc., to the United States of America for \$343,000, Exhibit D, and the Amendment, dated June 23, 1964, to the Amending Loan Contract, as amended, between Sangre De Cristo Electric Association, Inc., and the United States of America, Exhibit E, offered into evidence. In response to questions on cross-examination, he stated that the management of Sangre De Cristo actually had no definite goal as to the building up of equity, but that management was year by year improving its equity position and had in effect eliminated previous years' deficits so that a net equity position was now attained in the amount of approximately \$60,000. In his opinion, Sangre De Cristo would be able to service the new loan of \$343,000, and that the funds to be obtained from such loan were needed for the improvement and extension of its electrical system.

F I N D I N G S

THE COMMISSION FINDS:

That the issuance of the Mortgage Note made by Sange De Cristo Electric Association, Inc., to the United States of America for \$343,000, Exhibit D, should be authorized and approved.

That the Amendment to the Amending Loan Contract, as amended, between Sangre De Cristo Electric Association, Inc., and the United States of America, dated as of June 23, 1964, Exhibit E, herein should be authorized and approved.

That within one hundred twenty (120) days of the execution of the Mortgage Note for \$343,000, authorized herein, Applicant should file with the Commission one conformed copy of such executed note and one executed copy of the Amendment to the Amending Loan Contract, as amended.

That the issuance of the Mortgage Note for \$343,000 is not inconsistent with the public interest and the purpose, or purposes thereof are permitted by and are consistent with the provisions of Chapter 115, Colorado Revised Statutes, 1953.

O R D E R

THE COMMISSION ORDERS:

That the issuance of a Mortgage Note for \$343,000 by Sangre De Cristo Electric Association, Inc., to the United States of America, Exhibit D, be, and the same is hereby, authorized and approved.

That the Amendment to the Amending Loan Contract between Sangre De Cristo Electric Association, Inc., and the United States of America, dated as of June 23, 1964, Exhibit E, be, and the same is hereby, authorized and approved.

That within one hundred twenty (120) days of the execution of the Mortgage Note for \$343,000 authorized herein, Sangre De Cristo Electric Association, Inc., shall file with the Commission one conformed copy of such executed note and one copy of the Amendment to the Amending Loan Contract, as amended.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Handwritten signatures of Commissioners]
Commissioners.

Dated at Denver, Colorado,
this 28th day of August, 1964.

mls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE REDUCED RATES, CONCRETE
REINFORCED PIPE, ETC., BETWEEN
POINTS WITHIN A 100-MILE RADIUS
OF DENVER, COLORADO, ETC.

INVESTIGATION AND SUSPENSION
Docket No. 537

August 27, 1964

STATEMENT and FINDINGS

BY THE COMMISSION:

On August 13, 1964, Viking Logging and Construction Co., d/b/a Statewide Trucking Co., a private carrier by motor vehicle, filed supplement No. 1 to its schedule of Minimum Rates No. 1, Colorado PUC No. 2, providing new and reduced truckload rates for the transportation of concrete reinforced pipe, including steel pipe with and without concrete lining, and coated with concrete, or tar and asphalt base materials, between points in Colorado within a 100-mile radius of Denver and a 20-mile radius thereof, over irregular routes, scheduled to become effective on August 28, 1964 as authorized by special permission No. 14841, dated August 12, 1964.

Upon consideration of the said schedules and the joint protest of Weicker Transfer and Storage Company, Duffy Storage and Moving Company and Goldstein Transportation and Storage, Inc., thereto, there is reason to believe that they would, if permitted to become effective, result in rates and charges, rules and regulations which would be in violation of the Public Utilities Law. It is the finding of the Commission that the operation of said schedules should be suspended and an investigation instituted into and concerning the lawfulness thereof.

O R D E R

THE COMMISSION ORDERS, That:

1. The Statement and Findings herein be, and they are

hereby, made a part hereof.

2. It shall enter upon a hearing concerning the lawfulness of the rates and governing provisions, proposed by Viking Logging and Construction Co., d/b/a Statewide Trucking Co., supplement No. 1 to its tariff No. 1, Colorado PUC No. 2, scheduled to become effective August 28, 1964.

3. The operation of said schedules be and it is hereby suspended, and that the use thereof be deferred to and including December 26, 1964, unless otherwise ordered by the Commission.

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

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

6. Seven days prior to the hearing date herein respondents shall provide the Secretary of the Commission with copies of any and all exhibits which respondent intends to introduce in evidence in support of its case.

7. A copy of this order shall be filed with the schedules in the office of the Commission and that copies hereof be served upon Viking Logging and Construction Co., d/b/a Statewide Trucking Co., and that said carrier be, and it is hereby, made respondent to this proceeding. The necessary suspension supplement shall be issued, filed and posted to the schedule referred to herein.

8. This Investigation and Suspension Docket No. 537 be, and the same is hereby, set for hearing before the Commission on September 25, 1964 at 2:00 p.m., in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado 80203.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Hands Bell

Ray W. Norton
Commissioners

Dated at Denver, Colorado this
27th day of August, 1964

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

v/

copy

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
C. B. AUPPERLE)
903 Grand)
Grand Junction, Colorado 81501)
-----)

AUTHORITY NO. M 5947
CASE NO. 15482 Ins.

August 28, 1964

S T A T E M E N T

By the Commission:

On April 15, 1964, in the above Case, the Commission entered its Order revoking the above Authority for failure to maintain effective insurance on file with the Commission. Proper insurance filing has now been made with the Commission.

F I N D I N G S

THE COMMISSION FINDS:

That said Authority should be restored to active status.

O R D E R

THE COMMISSION ORDERS:

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Ziehl
Harold S. Bjelland
Ralph C. Gordon
Commissioners

Dated at Denver, Colorado,
this 28th day of August, 1964

original

(Decision No. 63588)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BEN WILEY, DOING BUSINESS AS "WILEY)
TRUCKING SERVICE," BOX 364, HAIGLER,)
NEBRASKA, FOR AUTHORITY TO TRANSFER) APPLICATION NO. 20642-PP-Transfer
PERMIT NO. B-1496 TO RAYMOND NEFF,)
ECKLEY, COLORADO.)

August 31, 1964

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Transferor
and Transferee.

S T A T E M E N T

By the Commission:

Ben Wiley, doing business as "Wiley Trucking Service,"
Haigler, Nebraska, is the owner and operator of Permit No. B-1496,
authorizing:

transportation of farm products, including livestock, to
Wray and Denver, from points in the area around Wray, Color-
ado, extending south to Idalia, north to the township line
between Townships 4-N and 5-N west to Yuma and east to the
state line, with back-haul of coal from the northern Colo-
rado coal fields, cement from Boettcher, to points in said
area and farm supplies (including coal) from Wray to points
in said area. Ice from Sterling to Wray, Colorado, Build-
ing materials between points they are now authorized to serve,
and from and to points in said area to and from Denver, Love-
land, and Fort Collins; farm machinery between points in said
area, and from and to points in said area to and from Denver,
Colorado.

and by the instant application seeks authority to transfer said Permit
No. B-1496 to Raymond Neff, Eckley, Colorado.

The application was regularly set for hearing, and heard, after
statutory notice to all interested parties, August 24, 1964, at the Hear-
ing Room of the Commission, 532 State Services Building, Denver, Colo-
rado, and at the conclusion thereof, the matter was taken under advise-
ment.

Ben Wiley, the Transferor herein, appeared in support of the application and stated that the consideration for the transfer was \$4,000, \$2,000 of which was to be paid on filing of contract, and \$2,000 to be paid on consummation of the transfer, upon approval of the Commission.

Raymond Neff, the Transferee herein, appeared in support of the application and stated that Temporary Authority was granted to him by the Commission; that he has a net worth of approximately \$50,000; that he is the owner of PUC No. 1096.

No one appeared in opposition to the proposed transfer.

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

F I N D I N G S

THE COMMISSION FINDS:

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

It appears from the record that Transferee's authority under PUC No. 1096 will duplicate authority under Private Carrier Permit Bo. B-1496. This, the Commission is of the opinion, is not in the public interest and should be corrected. The Commission, therefore, finds that the operation of Raymond Neff under Private Carrier Permit No. B-1496 should be suspended insofar as they duplicate the authority under PUC No. 1096 to territory and commodities so long as Raymond Neff owns both authorities. Transferee consents to said restriction.

O R D E R

THE COMMISSION ORDERS:

That Ben Wiley, doing business as "Wiley Trucking Service," Haigler, Nebraska, be, and hereby is authorized to transfer all right, title, and interest in and to Permit No. B-1496 -- with authority as set forth in the preceding Statement, which is made a part hereof by reference -- to Raymond Neff, Eckley, Colorado, subject

however, that authority under Permit No. B-1496 that duplicates authority under PUC No. 1096 should be suspended both as to territory and commodities, so long as the Transferee herein owns both authorities, and subject to encumbrances, if any, against said authority approved by the Commission.


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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 31st day of August, 1964.

et

original

(Decision No. 63589)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

SUPERIOR SANITATION, INC.,
2102 Snyder Avenue,
Colorado Springs, Colorado,

Complainant,

vs.

CASE NO. 5279

CHARLES LOPEZ, DOING BUSINESS
AS "CHARLES' TRASH SERVICE,"
722 North Pine Street,
Colorado Springs, Colorado,

Defendant.

RE MOTOR VEHICLE OPERATIONS OF
CHARLES LOPEZ, DOING BUSINESS AS
"CHARLES' TRASH SERVICE," 722
NORTH PINE STREET, COLORADO
SPRINGS, COLORADO.

PUC NO. 2574

August 31, 1964

Appearances: Otto K. Hilbert, Esq., Colo-
rado Springs, Colorado, for
Complainant;
Chalres Lopez, Colorado
Springs, Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

By the Commission:

On July 1, 1964, Complainant herein filed with the Commis-
sion a formal Complaint against Defendant herein, alleging that said
Defendant had ceased to conduct operations under PUC No. 2574 without
approval by this Commission.

On July 2, 1964, "Order to Satisfy or Answer" was directed
to said Defendant by this Commission, to which Defendant failed to
respond.

Said Complaint was regularly set for hearing before the Com-

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

Report of the Examiner states that at the hearing, Defendant freely admitted abandonment of operations under PUC No. 2574, and further admitted he had no equipment with which to conduct operations under said certificate.

The Commission, having considered the record and files and the written statement of the Examiner herein, states and finds that said operating rights should be revoked, as set forth in the Order following.

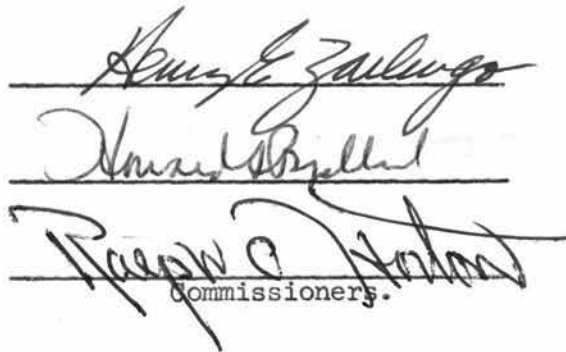
O R D E R

THE COMMISSION ORDERS:

That PUC No. 2574, heretofore issued to Charles Lopez, doing business as "Charles' Trash Service," Colorado Springs, Colorado, be, and the same hereby is, cancelled and revoked, for abandonment of operations thereunder by said certificate-holder.

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 31st day of August, 1964.
mls